

M.C.

IN THE COUNTY COURT IN AND
FOR DADE COUNTY, FLORIDA

MAGISTRATE DIVISION

HONORABLE ARTHUR WINTON,
COMMITTING MAGISTRATE

STATE OF FLORIDA,

Plaintiff,

-vs-

RAMON DONESTEVEZ,

Defendant.

75-10539
Case No. 75-26686

FILED FOR RECORD
75 NOV 25 AM 10 09
RICHARD P. BRINKER
CLERK, COUNTY COURT
DADE COUNTY, FLA.

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Transcript of proceedings had and testimony
taken in the above-entitled cause before the Honorable
Arthur Winton, one of the Judges of the above-styled Court,
in Courtroom 3 of the Justice Building, 1351 Northwest 12th
Street, Miami, Florida, on Wednesday, November 5, 1975,
commencing at 2:35 o'clock p.m., pursuant to notice.

FILED FOR RECORD
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RICHARD P. BRINKER
CLERK, COUNTY COURT
DADE COUNTY, FLA.
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Barbara Medina, C.S.R.

APPEARANCES:

RICHARD E. GERSTEIN, State Attorney,
By: PAUL RASHKIND, Assistant State
Attorney,
1351 Northwest 12th Street,
Miami, Florida, on behalf of plaintiff,

STARR HORTON, Esquire,
Miami, Florida, on behalf of defendant.

Also Present:

RAMON DONESTEEVEZ, defendant.

Reported by:

BARBARA MEDINA, C.S.R.

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I N D E X

Witnesses

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Direct

Cross

Redirect

Recross

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THE COURT: Doug Keller?

MR. HORTON: He is the probation officer,
Your Honor

THE COURT: We will have to wait a few minutes
to see if they are going to get here.

(A short recess was taken.)

MR. RASHKIND: The State is going to ask for
a continuance. There are a number of witnesses that were-
n't subpoenaed. There is a firearms expert I would like
to add to the witness list. I would ask for a continuance
for that purpose.

THE COURT: You have kept him here for a whole
hour.

MR. RASHKIND: I realize that. We have just
discovered it.

THE COURT: Why would you need a firearms ex-
pert in a case of this nature? He is not charged with
possession of a specific weapon. He is charged with pos-
session of a firearm by a convicted felon.

MR. RASHKIND: We need to have Mr. Keller here
from probation and parole. It is not a gun that you can
test operability on just like everyday.

THE COURT: That would be beneficial to the de-
fendant.

MR. HORTON: They know this gun was registered

Barbara Medina, C. S. R.

with the Department of Public Safety. It was purchased from a Tampa gun shop and it has been registered with them and they have the receipts on them. They have had those so there is no reason for them to delay this because they are saying it looks like something else. They permitted the Tamiami Gun Shop to sell it. They sold it to another person, not the defendant and it was registered with the Public Safety Department and has been at all times and they have observed this gun before because it was used by the security in connection with the Perrona Diesel Corporation.

THE COURT: I will grant them a continuance.
It is up for hearing or discharge.

(Whereupon, at 2:40 o'clock p.m. the hearing was adjourned.)

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Barbara Medina, C. S. R.

CERTIFICATE OF REPORTER

STATE OF FLORIDA :
COUNTY OF DADE : SS

I, BARBARA MEDINA, a Notary Public and Certified Shorthand Reporter in and for the State of Florida at Large, do hereby certify that the case of State of Florida, plaintiff, versus Ramon Donestevéz, defendant, pending in the County Court, Magistrate Division, No. 75-26686, came on to be heard before the Honorable Arthur Winton, one of the Judges of the above-styled Court, on Wednesday, November 5, 1975; that I was authorized to and did report by stenotype the proceedings and evidence in said hearing and that the foregoing pages numbered from 1 to 4 inclusive contain and are a true and correct transcription of my stenotype report of the proceedings in said hearing.

IN WITNESS WHEREOF I have hereunto affixed my hand this 13th day of November, 1975.


Certified Shorthand Reporter

Barbara Medina, C. S. R.