

**IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA**

STATE OF FLORIDA,)	
Plaintiff,)	
)	Case No. 03-019405CF10A
v.)	
)	
LEONARD CURE,)	
Defendant.)	MURPHY (FX)

AGREED ORDER VACATING DEFENDANT’S JUDGMENT AND SENTENCE

THIS CAUSE, having come to be heard upon agreement of the State and the Defense, the Court finds sufficient cause to vacate defendant’s judgment and sentence. The Court finds as follows:

1. The Defendant, LEONARD CURE, was convicted of robbery with a firearm and aggravated assault with a firearm and sentenced on November 3, 2004 to life imprisonment for the robbery with a firearm and ten years imprisonment for the aggravated assault with a firearm, to run concurrently;
2. In August 2019, the Conviction Review Unit (CRU) of the Seventeenth Judicial Circuit was created to investigate and review claims of actual innocence and make recommendations on appropriate relief;
3. On December 3, 2019, the CRU accepted Mr. Cure’s case and launched an investigation and review of his convictions and sentence;
4. Following its initial review, the CRU recommended modification of Mr. Cure’s sentence. This Court entered an order reducing Mr. Cure’s sentence on April 14, 2020 to time-served, resulting in his immediate release pending full review by the Conviction Review Unit and an Independent Review Panel (IRP).

5. Following additional investigation and review, the CRU presented the case to the Independent Review Panel on August 19, 2020 and had a roundtable discussion. As a result of the meeting, the IRP requested additional research and investigation.
6. The IRP met again on October 16, 2020 to discuss the additional materials and findings, as well as the original materials and findings.
7. Following a vote, the IRP unanimously agreed that Leonard Cure's conviction should be overturned.
8. The IRP determined that a **complete review of the evidence presented at trial and in discovery, as well as further investigation of that evidence demonstrates that the case against Mr. Cure gives rise to a reasonable doubt as to his culpability, and that he is most likely innocent.**
9. The IRP recommends that based upon the CRU investigation and their review, Mr. Cure's judgment and sentence should be vacated, and the State Attorney's Office should enter a Nolle Prosequi as to both counts.
10. The State has consented to this Court vacating Mr. Cure's judgment and sentence, and stipulated that, upon issuance of this Order, it will file a Notice of Nolle Prosequi, dropping all counts of this case. Accordingly, it is hereby ORDERED that the Judgment and Sentence entered against the Defendant on November 3, 2004, in the above-referenced case number are hereby VACATED.

DONE AND ORDERED, in Chambers at Ft. Lauderdale, Broward County,
Florida this 11 day of December, 2020.



Honorable John J. Murphy III
Circuit Court Judge

Copies to: Department of Corrections

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