

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT
IN AND FOR BREVARD COUNTY, FLORIDA

STATE OF FLORIDA,
Plaintiff,

CASE NO. 052019CF017815AXXXXX

vs.

JOSHUA LEMAR TAYLOR,
Defendant.

**NOTICE OF INTENT TO
SEEK THE DEATH PENALTY**

Pursuant to Sections 775.082(1)(a) and 782.04(1)(b), Florida Statutes (enacted March 13, 2017) and Rule 3.202(a), Florida Rules of Criminal Procedure, the State of Florida, by and through the undersigned Assistant State Attorney, hereby gives written notice of its intention to seek the death penalty against the above-named Defendant, and further, provides the following list of aggravating factors found at Section 921.141(6), Florida Statutes, which the State intends to prove and believes can be proven beyond a reasonable doubt:

1. The defendant was previously convicted of another capital felony or of a felony involving the use or threat of violence to the person. Fla. Stat. s. 921.141(6)(b).
2. The capital felony was committed while the defendant was engaged, or was an accomplice, in the commission of, or an attempt to commit, or flight after committing or attempting to commit, any: robbery; sexual battery; aggravated child abuse; abuse of an elderly person or disabled adult resulting in great bodily harm, permanent disability, or permanent disfigurement; arson; burglary; kidnapping; aircraft piracy; or unlawful throwing, placing, or discharging of a destructive device or bomb. Fla. Stat. s. 921.141(6)(d).
3. The capital felony was committed for the purpose of avoiding or preventing a lawful arrest or effecting an escape from custody. Fla. Stat. s. 921.141(6)(e).
4. The capital felony was committed to disrupt or hinder the lawful exercise of any governmental function or the enforcement of laws. Fla. Stat. s. 921.141(6)(g).
5. The capital felony was especially heinous, atrocious, or cruel. Fla. Stat. s. 921.141(6)(h).
6. The capital felony was a homicide and was committed in a cold, calculated, and premeditated manner without any pretense of moral or legal justification. Fla. Stat. s. 921.141(6)(i).

The State of Florida, by the filing of this notice, demands that defendant file within

twenty (20) days, its notice of intent to present expert testimony of mental mitigation if the defendant intends to present, during the penalty phase of the trial, expert testimony of a mental health professional who has tested, evaluated, or examined the defendant in order to establish statutory or non-statutory mental mitigating circumstances.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by E-MAIL to OFFICE OF THE PUBLIC DEFENDER - FELONY, Attorney for Defendant, at BREVARDFELONY@PD18.NET this 16th day of April, 2019.

PHIL ARCHER
STATE ATTORNEY

BY: /S WILLIAM G. RESPESS
ASSISTANT STATE ATTORNEY
FLORIDA BAR NO. 603767
2725 JUDGE FRAN JAMIESON WAY, BLDG D
VIERA, FL 32940
(321) 617-7510, Ext: 56339
Eservice: BrevFelony@sa18.org