

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

STATE OF FLORIDA,

Plaintiff,

vs.

CASE NO: 05-2007-CF-04880-AXXX-XX

LARRY D. GOODMAN,

Defendant.

_____/

TRANSCRIPT OF DIGITALLY
RECORDED HEARING

The Transcript of the Digitally Recorded
Proceedings taken in the above-styled case,
at the Moore Justice Center, 2825 Judge
Fran Jamieson Way, Viera, Florida, on the
15th day of July, 2025, before the
HONORABLE AARON J. PEACOCK.

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APPEARANCES:

For the Plaintiff:

MICHAEL DOYLE, ESQ.
Assistant State Attorney
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2725 Judge Fran Jamieson Way
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For the Defendant:

Pro se

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EXHIBIT INDEX

(None Marked)

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1 P R O C E E D I N G S

2 *****

3 THE COURT: All right. Good morning, sir. Please
4 raise your right hand the best you can. Do you swear or
5 affirm the testimony you are about to give in this matter
6 will be the truth, the whole truth, and nothing but the
7 truth?

8 THE DEFENDANT: Yes, sir.

9 THE COURT: Okay. You can put your hand down.

10 THE DEFENDANT: Thank you.

11 THE COURT: What I believe we are here for is
12 because you currently are representing yourself. I
13 relieved an attorney that had been doing work for you,
14 and I believe I set this for today for a Faretta hearing
15 to make sure that you are competent to represent yourself
16 as we move forward.

17 So, can you please tell me your name, for the
18 record.

19 THE DEFENDANT: Larry Donell Goodman.

20 THE COURT: All right. And this is Case Number
21 2007-CF-48580. And do you understand that, I believe my
22 understanding is that you are entitled to be represented
23 by a lawyer in this case. Do you understand that?

24 THE DEFENDANT: Yes, sir.

25 THE COURT: And I would imagine, you have been in

1 prison for quite a while, so you couldn't afford one,
2 which means that I would appoint an attorney for you at
3 no cost. Do you understand that?

4 THE DEFENDANT: Yes, sir.

5 THE COURT: And you also have the right to
6 represent yourself in this case. You understand that?

7 THE DEFENDANT: Yes, sir.

8 THE COURT: And it's my understanding that you have
9 requested to represent yourself in this case. Is that
10 correct?

11 THE DEFENDANT: Yes, sir.

12 THE COURT: All right. Can you tell me how old you
13 are?

14 THE DEFENDANT: Forty-five, sir.

15 THE COURT: And how long have you been in the
16 Department of Corrections?

17 THE DEFENDANT: Since 2008, sir.

18 THE COURT: So.

19 THE DEFENDANT: Seventeen years.

20 THE COURT: Okay. And I would imagine, before you
21 went into prison, what kind of profession did you have,
22 or what kind of work did you do?

23 THE DEFENDANT: I had a record label, sir.

24 THE COURT: Okay. And was that local here in
25 Brevard County?

1 THE DEFENDANT: It was anywhere that I was.

2 THE COURT: All right. And what is your education
3 level? How far did you go in school?

4 THE DEFENDANT: High school, and then I went to two
5 business schools. And now I have a certification as a
6 paralegal.

7 THE COURT: Through the Department of Corrections?

8 THE DEFENDANT: No sir, through Blackstone Career
9 Institute.

10 THE COURT: How did you get that?

11 THE DEFENDANT: While I was in prison.

12 THE COURT: So you are saying you got it in prison,
13 but not through the prison system?

14 THE DEFENDANT: Correct. They don't have those.

15 THE COURT: Did you, can you use a computer? Is
16 that how you -- like online, is that how you got it?

17 THE DEFENDANT: They send it through paper, like
18 all the books, then you answer all the questions and send
19 them back.

20 THE COURT: Oh, okay. And so as part of that, did
21 you have to take like legal courses or was it --

22 THE DEFENDANT: Absolutely.

23 THE COURT: -- just like a self study or?

24 THE DEFENDANT: It was self study and legal
25 courses. Because I was a, I did a law clerk stuff in

1 prison since 2016, so. About being in --

2 THE COURT: And they, and you had classes as part
3 of being a law clerk?

4 THE DEFENDANT: No.

5 THE COURT: Oh.

6 THE DEFENDANT: But when you actually just read
7 everything that is in the law library, it kind of helps.

8 THE COURT: Okay. And what kind of experience, and
9 when I am saying experience with criminal proceedings,
10 meaning, did you -- have you ever represented yourself
11 before this?

12 THE DEFENDANT: Yes.

13 THE COURT: Okay. In what kind of matters?

14 THE DEFENDANT: When you said that I couldn't
15 afford an attorney, I actually had a paid attorney. I
16 just fired him, because everything that he filed I wrote.
17 That is how I got here today. So I did represent myself.
18 Even when he didn't want to do the memorandum of law that
19 I gave him, he did it, but he changed it into motion for
20 a rehearing title, but that's how we had a status
21 hearing.

22 THE COURT: Okay. Well, but you also, there is
23 record in the court record where you have been banned
24 from filing things without an attorney, because of your
25 numerous frivolous filings prior?

1 THE DEFENDANT: Correct. Because when I first, you
2 know, you first go to prison you pay all the law clerks
3 to file, because I don't know law, and I'm not from this
4 state.

5 THE COURT: Uh-huh.

6 THE DEFENDANT: So they file. And then that one
7 that actually got me banned, I have no idea who filed it.
8 It came from the street.

9 THE COURT: Okay.

10 THE DEFENDANT: So I didn't even file it myself,
11 but I still got banned for it for all these years. And
12 after that is when I started learning this system. And
13 since then, you all wouldn't let my motions come in.

14 THE COURT: Okay. Have you ever been diagnosed or
15 treated for a mental illness?

16 THE DEFENDANT: No, sir.

17 THE COURT: Ever been in a mental health facility?

18 THE DEFENDANT: No, sir.

19 THE COURT: All right. I am, I am not seeing any
20 reason for you -- what, so explain to me what you think
21 the, not the status, but the position of the case that
22 we are here for, what do you think, what do you think
23 we are doing? What do you think is next?

24 THE DEFENDANT: You granted de novo resentencing
25 for August 12th.

1 THE COURT: Okay. And what, what does, what do you
2 think that that means is going to happen on August 12th?

3 THE DEFENDANT: Since it's de novo, that means
4 brand-new, slate clean. So therefore, we would have to
5 find, or you or the State would have to put in all the
6 factors of what my sentence should or could be upon a
7 resentencing.

8 THE COURT: And do you, do you believe that it
9 could be a lot more than what you were actually sentenced
10 to?

11 THE DEFENDANT: Not at all.

12 THE COURT: You don't believe that?

13 THE DEFENDANT: No, sir.

14 THE COURT: Because just like you said, de novo
15 means, it seems like --

16 THE DEFENDANT: I mean, I was sentenced to natural
17 life. There is not much more you can give me.

18 THE COURT: Okay.

19 THE DEFENDANT: I beat it with four sentences, and
20 then I was resentenced to thirty, as a habitual violent
21 felony offender without a violent felony on my record at
22 all.

23 THE COURT: Okay. Well, that will be determined.
24 But I'm saying, what if I find that again, then I could
25 raise the minimum mandatory to what you originally got

1 sentenced to, which was what made the sentence illegal,
2 is that they sentenced you to less than the original
3 minimum mandatory. And I don't know this, I guess this
4 is what we will be arguing, but the chances are, if I
5 found that you were habitual violent felony offender,
6 there is a possibility I could sentence you to over
7 thirty years.

8 THE DEFENDANT: Well, you would be able to find
9 that only a jury can give me anything that makes my
10 sentence harsher under the Sixth Amendment. And the
11 Erlinger case that just came out, and Apprendi versus
12 New Jersey, and Blakely versus Washington, and Aileen.

13 So I can't get more than what I have right now
14 without a jury. So I am not concerned about that part.
15 However, I don't --

16 THE COURT: Okay. Well, I hope you are sure about
17 that, because --

18 THE DEFENDANT: Those cases are real.

19 THE COURT: Okay. I hope you're sure about that.

20 THE DEFENDANT: Okay. And the original judge that
21 they gave me, Lawrence V. Johnston, III -- I have done
22 lots of research and had a bunch of people like advocates
23 looking it up. And he retired in '98. They brought him
24 back in 2008, without a renewed oath of office.

25 THE COURT: Okay. So what do you plan on, are you

1 planning on subpoenaing witnesses for August 12th?

2 THE DEFENDANT: No.

3 THE COURT: Okay. State, anything else?

4 MR. DOYLE: Judge, the dialog so far that has been
5 transpired, the only request I have is we would, we filed
6 a motion to roll Mr. Goodman's fingerprints for
7 comparison to all his felony priors for the resentencing
8 hearing. But other than that, he is right on track. We
9 can do this on August 12th.

10 What had happened was we were ready to go, and
11 that is when he fired his old lawyer, and then Judge
12 (indiscernible) did not do a credit inquiry. That is why
13 we're having today's status. And once we are back on
14 track here, we can do this on August 12th.

15 THE COURT: Well, what do you -- are you, do you
16 think that you have to prove that to a jury? Why are you
17 getting his fingerprints, to prove it to me?

18 MR. DOYLE: To the finder of fact. Right now, just
19 to be cautious, I think we have to impanel a jury. Given
20 the recent decisions of the United States Supreme Court
21 on enhanced sentencings, it has to be a jury finding.

22 THE COURT: I don't know if I agree with that.

23 MR. DOYLE: I don't -- I am not saying right now I
24 am not sure I am right or wrong. It is kind of a new
25 issue.

1 THE COURT: Well, I mean, what I am saying is, on
2 August 12th, I am not going to have a jury here. So it
3 is not going to get finished on August 12th.

4 MR. DOYLE: I understand.

5 THE COURT: If you all think that it is going to
6 have to require a jury, so.

7 Sir, since you represent yourself, they filed a
8 motion to take your fingerprints to compare to your
9 priors, that are obviously you just said are going to be
10 in dispute. And so do you object to that?

11 THE DEFENDANT: No, sir.

12 THE COURT: Okay. So, and are you asking to take
13 judicial notice of those?

14 MR. DOYLE: I prepared the order. It is the new
15 order. I haven't shown it to Mr. Goodman, but that's
16 right there.

17 THE COURT: Can you, is that, if that's the order?

18 MR. DOYLE: Yes.

19 THE COURT: Can you show it to Mr. Goodman.

20 THE DEFENDANT: Okay. Thank you. Thank you.

21 THE COURT: Okay. So I will take judicial notice
22 that your fingerprints are taken here in open court.
23 They are going to do that before you leave.

24 I guess as far as -- I guess this was Court
25 initiated as far as the Faretta hearing. I am making a

1 finding that Mr. Goodman appears to be competent and
2 intelligent, and has requested to represent himself.
3 Represent -- or requested to initiate his Constitutional
4 right to represent himself. I see no reason that he
5 should not be able to represent himself based on the
6 inquiry.

7 So I will find that you can proceed pro se, as far
8 as this matter goes. And we are currently set for
9 August 12th at 1:30 for a hearing.

10 All right. They will take your fingerprints before
11 you leave.

12 THE DEFENDANT: Can I ask you for another order?
13 The Brevard County Jail will not give me any legal mail,
14 unless it comes from a lawyer, which I don't have. But
15 my exhibits, I can get them mailed in from an advocacy
16 group, but they are telling me they won't hand them to
17 me. They are sending them back. So I won't have
18 complete access to defend myself without an order.

19 THE COURT: Well, I don't know, this order saying
20 that you should, that you are able to represent yourself,
21 should alleviate the clerks. I mean, I don't know if the
22 Sheriff is following Judge Lemonidis's order that you
23 cannot file stuff on your own, and that is what is
24 causing them, but this order is showing, or should show
25 the Brevard County Sheriff's Office that you are your own

1 lawyer.

2 So I don't know if that will help, but I don't
3 know that there is much more that I can do, other than
4 tell them that you're representing yourself and you
5 should have access just like an attorney.

6 THE DEFENDANT: Can you do that? Because they seem
7 to do whatever they want to do.

8 THE COURT: Well, that's --

9 THE DEFENDANT: I am just being --

10 THE COURT: -- exactly what I'm thinking. It
11 really doesn't matter what I say. All I am saying, I am
12 going to give you an order. You will have paperwork that
13 goes back with you that I have allowed you to represent
14 yourself in you are proceeding pro se.

15 THE DEFENDANT: Okay.

16 THE COURT: Like, I don't know that that, what that
17 will kick in with the Sheriff's office. To me, that
18 seems like that should be enough to say that you are
19 representing yourself. You are a lawyer. They can't
20 make you have things signed by a lawyer, if you are the
21 lawyer. And so that should do it. But if it doesn't,
22 I will have to address it another way.

23 THE DEFENDANT: How would I --

24 THE COURT: I am not sure that the clerks are going
25 to allow you to file something, too.

1 THE DEFENDANT: Oh, that is another thing.

2 THE COURT: But this order should allow that.

3 THE DEFENDANT: With -- I don't know if the State
4 would, with the de novo ruling X-out the blockage from
5 filing into the Clerk of Court?

6 THE COURT: On this matter, it should.

7 THE DEFENDANT: Is there any way you can let the
8 Clerk know this?

9 THE COURT: Sir, I don't know how to explain this
10 to you, --

11 THE DEFENDANT: Or they would keep blocking me.

12 THE COURT: -- but the order I'm signing today that
13 says you are representing yourself and you are your own
14 attorney, and we set this for another hearing, that
15 should do that.

16 THE DEFENDANT: Okay.

17 THE COURT: But I am not going to do the work to
18 say, to seek out a clerk and say, hey, listen, he should
19 be able to do this now. I mean, it seems to me that an
20 order in the file that is subsequent to an order that
21 says you can't file anything. I mean, I don't think
22 that -- I think Judge Lemonidis's order is even pretty
23 specific as to what you are not supposed to be able to
24 file anymore. And I think the ruling opening the case
25 back up should indicate that for this particular issue

1 that is being litigated right now, that you are
2 proceeding pro se on, should tell everyone that you can
3 file stuff in this matter. Like, I don't know if you
4 file, if you file something that doesn't relate to this
5 resentencing, then maybe they could do that then.

6 But with this, I am telling the Sheriff that you're
7 acting as your own lawyer, so I can't see how they can
8 say you need to have stuff filed by an attorney before
9 they will, whatever you are asking for.

10 THE DEFENDANT: Okay.

11 THE COURT: Because you are the attorney, and this
12 order should be, it should tell them that. And the Clerk
13 should recognize that you had an attorney open up this
14 resentencing. It was granted a resentencing. And now
15 that attorney is not there anymore, and you're -- been
16 granted permission to proceed pro se, and that should
17 prevent the Clerk from doing that.

18 THE DEFENDANT: Okay. The only reason I --

19 THE COURT: If he doesn't work out, then we will,
20 we will have to readdress it and see.

21 THE DEFENDANT: Yes.

22 THE COURT: Like I will have to, I would have to
23 ask them why they are doing this.

24 THE DEFENDANT: Okay.

25 THE COURT: Like I would have to ask the Sheriff's

1 Department, why are you not allowing him to do this? Or
2 maybe they would tell you, we are only going to do this
3 if the Judge orders specifically --

4 THE DEFENDANT: Exactly.

5 THE COURT: -- that you, blah, blah, blah.

6 THE DEFENDANT: Yes.

7 THE COURT: And if that happens, then I would
8 consider it and do it.

9 THE DEFENDANT: Okay.

10 THE COURT: Same with the Clerk's Office. I would
11 think that they would take any filings from you now,
12 because you are pro se, and I have approved that.
13 But if they don't, if stuff gets sent back, then we will
14 have to deal with it, you know.

15 And if it delays the August 12th, because you are
16 not getting the things, then, you know, it is really, I
17 guess, in this, in this matter, it is time is not of the
18 essence, really, in this matter. And we would just get
19 you what you need, and reset it so you would have time to
20 prepare or do whatever you are looking to do.

21 THE DEFENDANT: Okay. Because you --

22 THE COURT: But you can always --

23 THE DEFENDANT: I have --

24 THE COURT: -- you can always, I guess, file
25 something with my office or let my office know. Like,

1 okay, they are still refusing, and we can set it maybe
2 for a status hearing before August 12th.

3 THE DEFENDANT: Okay. That's what I mean.

4 THE COURT: But, I mean, we are at July 15th. I am
5 in the middle of a trial period.

6 THE DEFENDANT: Uh-huh.

7 THE COURT: There is a -- I have a vacation at the
8 end of the month, so I don't know that there is going to
9 be too much time available before August 12th anyways.

10 THE DEFENDANT: Okay.

11 THE COURT: Okay?

12 THE DEFENDANT: Yes. The only reason I was saying
13 that, because I have filed and it has not hit the docket.
14 So if I can't file, how do I notify you, if they don't
15 let it on there? I mean.

16 THE COURT: Well, I mean, my judicial assistant is
17 always, I mean, you can always get in touch with my
18 judicial assistant. People send letters in all the time.
19 So that could happen.

20 But what, what did you file that you don't think
21 has hit the system?

22 THE DEFENDANT: A motion to invoke my
23 Constitutional rights.

24 THE COURT: To what? Your Constitutional right to
25 what?

1 THE DEFENDANT: To have them up front before you
2 try to sentence me again. Because the last time they
3 wasn't given to me up front, which is why we're here now.

4 THE COURT: I don't know what you mean. Give you
5 what up front?

6 THE DEFENDANT: Due process of law. You see, if
7 the original judge didn't have an oath of office, I am
8 not supposed to be here, because there was no
9 jurisdiction, void ab initio.

10 THE COURT: Okay. Well, that hasn't, that, that to
11 me, has nothing to do with the resentencing. That is not
12 the issue. That, that is why you have gotten denied
13 frivolous things.

14 THE DEFENDANT: No, no, I never --

15 THE COURT: That's what I'm saying.

16 THE DEFENDANT: I have never raised that.

17 THE COURT: They may not, they may -- that has
18 nothing to do, in my eyes, with the resentencing that you
19 should not be here. That sounds like something, if you
20 shouldn't be here, then that would have been cleared up
21 before you are here.

22 But on July 11th -- let me make sure this is the
23 right case. Goodman, on July 11th, there is something
24 in the court file that says, motion to dismiss.

25 THE DEFENDANT: Okay.

1 THE COURT: But I can't see it.

2 THE DEFENDANT: It's locked.

3 THE COURT: It is not highlighted like I can see it
4 yet, either. But there is something it says, July 11,
5 motion to dismiss, directed to, I guess that is my
6 division. I don't know Division T. I don't know whose
7 -- is that just -- Division T? I don't know what them I
8 don't know what division. But it is in the court file, a
9 motion to dismiss. You think that is it?

10 THE DEFENDANT: I hope so.

11 THE COURT: Well, I mean, is that what you titled
12 it or --

13 THE DEFENDANT: That is not what it is titled, but
14 it will work.

15 THE COURT: Okay.

16 THE DEFENDANT: Thank you.

17 MR. DOYLE: I don't have that at all in the State
18 file.

19 THE COURT: Like I said, it is July 11. It says
20 motion to dismiss, directed to Division T on July 14th,
21 which was yesterday. And it is not, it is not imaged.
22 It is not like a document that I can -- but it is in the
23 register of the court file. It is Document 277, is what
24 it says. So probably just came in yesterday.

25 All right. So we will see where we are on August

1 12th, or we will have the hearing August 12th, unless we
2 have to, need to do something beforehand, or you need
3 some help with getting access to things.

4 THE DEFENDANT: Thank you.

5 THE COURT: All right. Good luck to you, sir.

6 THE DEFENDANT: You, too, sir.

7 THE COURT: They are going to take your
8 fingerprints here.

9 THE DEFENDANT: Okay. Yes, sir.

10 *****

11 (Digital Transcript Concluded.)

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CERTIFICATE OF REPORTER

STATE OF FLORIDA)
)ss:
COUNTY OF BREVARD)

I, Marla J. Callahan, being a Professional Court Reporter and Notary Public, certify that I was authorized to and did transcribe the digitally recorded foregoing proceedings; that the Transcript is a true and correct record of the digitally recorded proceedings to the best of my ability.

I FURTHER CERTIFY that I am neither a relative nor an employee of counsel, nor any of the parties in said suit, and in nowise financially interested in the event of this cause.

Dated this 21st day of October, 2025.



Marla J. Callahan, Reporter
Notary Public - State of Florida
My Commission Number FF 989632
Expires June 17, 2028