

STATE OF FLORIDA

OFFICE OF THE GOVERNOR EXECUTIVE ORDER NUMBER 13-334 (AMENDING EXECUTIVE ORDER 13-333)

WHEREAS, Barry Layne Moore (Moore), is presently serving as Mayor of the City of Hampton, in Bradford County, Florida; and

WHEREAS, on November 25, 2013, Moore was arrested by the Bradford County Sheriff's Office on one count of possession of a Schedule I drug and selling a Schedule I or II drug, in violation of section 893.13(1)(a)1, Florida Statutes, each constituting a second-degree felony; and

WHEREAS, section 112.51, Florida Statutes, provides that the Governor may suspend from office any elected municipal officer who is arrested for a felony; and

WHEREAS, it is in the best interests of the residents of the City of Hampton, and the citizens of the State of Florida, that Moore be immediately suspended from the public office that he now holds, upon the grounds set forth in this Executive Order;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section 112.51, Florida Statutes, find as follows:

A. Barry Layne Moore is, and at all times material, Mayor for the City of Hampton, Florida.

B. The office of Mayor for the City of Hampton, Florida, is within the purview of the suspension powers of the Governor, pursuant to section 112.51, Florida Statutes.

C. The attached arrest warrant and affidavit charge that Moore committed felonies in violation of the laws of Florida. This suspension is predicated upon the attached arrest warrant and affidavit, and is incorporated as if fully set forth in this Executive Order.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and the laws of the State of Florida, this Executive Order is issued, effective immediately:

Section 1. Barry Layne Moore is hereby suspended from the public office that he now holds; Mayor of the City of Hampton, Florida.

Section 2. Barry Layne Moore is prohibited from performing any official act, duty, or function of public office; from receiving any pay or allowance; and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from today, until a further Executive Order is issued, or as otherwise provided by law.



ATTEST:

IN TESTIMONY WHEREOF, I have hereunto set my hand and have caused the Great Seal of the State of Florida to be affixed at Tallahassee, this 27th day of November, 2013.



RICK SCOTT, GOVERNOR



SECRETARY OF STATE

FILED
2013 NOV 27 PM 4:08
DEPARTMENT OF STATE
TALLAHASSEE, FLORIDA

IN THE CIRCUIT COURT OF THE EIGHTH JUDICIAL CIRCUIT,
IN AND FOR BRADFORD COUNTY, FLORIDA

STATE OF FLORIDA
Plaintiff,

Case Number:
Agency Report# BCSO13OFF001960

FELONY DIVISION

vs.

BARRY LAYNE MOORE
W/M 01/10/1962
Defendant.

CHARGES

DRUGS: POSSESSION OF CONTROLLED SUBSTANCE (OPIUM OR DERIV)
DRUGS: SALE OF CONTROLLED SUBSTANCE (OPIUM OR DERIV-SALE)

ARREST WARRANT

In the name and By the authority of the State of Florida:

To all and singular the Sheriffs and Deputy Sheriffs of the State of Florida:

WHEREAS, complaint under oath was presented before me, the undersigned Judge of this Court this date alleging that **BARRY LAYNE MOORE**, in Bradford County, Florida, on or about **November 23rd 2013**, did then and there unlawfully have in his/her actual or constructive possession a controlled substance, to-wit: Roxycodone (Opium or Deriv); contrary to section 893.13(1)(a)(1).

COUNT II: AND WHEREAS the complaint further alleged that **BARRY LAYNE MOORE**, in Bradford County, Florida, **November 23rd 2013**, did then and there unlawfully and for a valuable consideration sell and deliver to a confidential source a controlled substance, to-wit: Roxycodone (Opium or Deriv); contrary to section 893.13(1)(a)(1).

WHEREAS, the Court finds from the facts alleged in said complaint that there is probable cause that said offense was committed and that said Defendant committed them.

NOW THEREFORE this is to Command you to arrest the said **BARRY LAYNE MOORE, INSTANTER**, to be brought before the Court to be dealt with according to law.

Bond is hereby set in the amount of \$15,000, \$30,000 (per count).

WITNESS my hand and seal this 25th day of November, 2013, at Starke, Bradford County, Florida.


JUDGE

REVIEWED BY:


Assistant State Attorney



BRADFORD COUNTY SHERIFFS OFFICE
9458 N. TEMPLE AVE
STARKE, FL 32091
904 966 6161

REPORT NUMBER
BCSO13ARR002121

WARRANT AFFIDAVIT

Report Date / Time 11/23/2013 03:13 PM	Agency Case/Offense Number BCSO13OFF001860	OCA Number	Operating Agency Core Number	OBTS Number	Offender Based Investigator System	Jail Booking Number	Other Number CDC13CAD046521
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LOCATION OF OCCURRENCE

County BRADFORD	Address 10107 N DIVISION STREET B, HAMPTON, FL 32044
Range of Occurrence Date/Time 11/23/2013 03:13 PM to 11/23/2013 03:13 PM	Latitude 29.95437
	Longitude -82.10899

PERSON: SUSPECT

First Name BARRY	Middle Name LAYNE	Last Name MOORE	Suffix	Date of Birth 01/10/1962	Age 51	Race W	Sex M	Height 5'10"	Weight 180	Hair BRO	Eyes BRO	
Master Name Index Number BCSO11MNI000123	Place of Birth OCALA	Nation	SSN	Driver's License or Other ID		State	Class of License					
Address 10107 S DIVISION AVE	City HAMPTON	County BRADFORD	State FL	Zip Code 32044	Phone							

CHARGES

Counts 1	Charge Number 893.13.1a1	Charge OPIUM OR DERIV-POSSESS
Charge Degree SECOND	Charge Level FELONY	General Offense Code PRINCIPAL
		<input type="checkbox"/> Hate Crime <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Bond Amount

WITH INTENT TO SELL MFG DELIV SCHEDULE I OR II

Counts 1	Charge Number 893.13.1a1	Charge OPIUM OR DERIV-SELL
Charge Degree SECOND	Charge Level FELONY	General Offense Code PRINCIPAL
		<input type="checkbox"/> Hate Crime <input type="checkbox"/> Domestic Violence <input type="checkbox"/> Bond Amount

SCHEDULE I OR II

PROBABLE CAUSE

On 11/23/2013 at approximately 1245hrs Agents met with C.S. 167 conducted a search of him/her and issued him/her twenty dollars in good and lawful United States currency and official funds on the Bradford County Sheriffs Office to make the anticipated purchase. At approximately 1300hrs C.S. 167 left the meeting location enroute to attempt to contact the suspect. At approximately 1327hrs C.S. 167 contacted the suspect at his residence and had a conversation with the suspect. The suspect stated that he left the pills at his girl friends house if he/she would call him about 5:00 or 5:30 he would have them and he/she could get some. The suspect advised C.S. 167 he did not come home the night before due to the amount of people waiting at his residence when he returned from getting his prescription filled. The suspect provided two phone numbers for C.S. 167 to call (352)870-4937 or (904) 796-3668.

At approximately 1645hrs Agents met with C.S. 167 for the purpose of contacting the suspect to attempt to make the purchase. C.S. 167 was searched for any illegal contraband and none was found. C.S. 167 was equipped with electronic monitoring and recording equipment for the purpose of recording the anticipated transaction. C.S. 167 was issued \$20.00 in good and lawful United States currency and official funds of the Bradford County Sheriffs Office to make the transaction with. At approximately 1658hrs C.S. 167 left the meeting location enroute to the suspect's residence. At approximately 1659hrs C.S. 167 arrived at the suspect's residence and contacted him in his yard. The two had a conversation and C.S. 167 asked the suspect for a pill. The suspect advised that he would give him/her one but he wasn't selling shit to anyone. The suspect advised C.S. 167 to come back and get it. C.S. 167 walked away stating he/she would go lock up Daddy's shed and be right back. C.S. 167 walked away and stated he/she would be right back. The suspect contacted C.S. 167 while he/she was walking back and handed him/her a cigarette pack stating it was inside. C.S. 167 took the cigarette pack and asked if he/she could keep the cigarettes and the suspect stated "hell no". C.S. 167 placed the \$20.00 issued to him/her earlier inside the cigarette pack and handed the cigarette pack back to the suspect.

Agent met back with C.S. 167 and took possession of the pill and identified it as Oxycodone 30mg by its marking via Drugs.com. The suspect was identified from the video of the transaction as Barry Layne Moore w/m 01/12/1962. The pill was placed into evidence at the Sheriffs Office and photo copy of the buy money was placed into the case file.

Before me personally appeared the above named law enforcement officer with the BRADFORD COUNTY SHERIFFS OFFICE, and who being duly sworn, states the Defendant BARRY MOORE did commit the acts stated in this Probable Cause Affidavit. Based upon this sworn statement of facts, I find probable cause that the defendant did commit the crimes listed in the Charges Section of this affidavit. Therefore, I hereby command the immediate arrest of Defendant BARRY MOORE and order them brought before the courts to be dealt with according to the law.

So ordered on _____ by Judge _____

BOND SET BY JUDGE

Bond Amount \$ \$0.00	<input type="checkbox"/> None	<input type="checkbox"/> Cash	<input type="checkbox"/> Cash / Surety
	<input type="checkbox"/> ROR/Sign	<input type="checkbox"/> Purge	

The undersigned certifies and swears that he/she has just and reasonable grounds to believe that the above named person, committed violation(s), of law, on the above date(s) and time(s), as listed in charges section above and described in the probable cause statement.

ID Number
5270
Rank
DEPUTY SHERIFF
Name
CREWS, RICKY
Officer Agency
BRADFORD COUNTY SHERIFFS OFFICE

Ricky Crews
Officer Signature

Report Date / Time 11/23/2013 03:13 PM	Agency Case/Offense Number BCSO13OFF001960	OCA Number	Originating Agency Case Number	OBTS Number	Offender Based Transaction System	Jail Booking Number	Other Number CDC13CAD046521
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Subscribed and sworn to (or affirmed) before me this 25 day of NOV A.D. 2013 by _____ who is personally known to me or has produced _____ as identification.

[Signature] _____ Notary Public LEO CO Commission No: _____ My Commission Expires: _____

Signature