

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT  
IN AND FOR PALM BEACH COUNTY, FLORIDA

STATE OF FLORIDA,

CRIMINAL DIVISION "W"  
CASE NO. 502010CF005829AXXXMB

v.

JOHN B. GOODMAN,

Defendant.

2013 MAY 22 PM 4:00  
PALM BEACH COUNTY  
CIRCUIT CRIMINAL

**ORDER MODIFYING BOND**

**THIS CAUSE** comes before the Court on the Defendant, John B. Goodman's ("Defendant") Motion to Reinstate Pretrial Release conditions, filed in this Court on May 14, 2013. This Court denies Defendant's Motion as presented and having considered the Motion, and argument of the parties at hearing, the Court hereby imposes the following conditions of bond as follows:

Defendant appeared in Court on May 17, 2013, to argue that the present conditions of his bond be altered to reinstate his pre-trial release status as his underlying motion for a new trial was granted on May 3, 2013. Pursuant to Fla. R. Crim. P. 3.131(b), this Court has considered the factors articulated under subsection (3) of this Rule and finds that Defendant is potentially subject to a lengthy prison sentence, Defendant has demonstrated that he has considerable financial resources such that he appears to be a flight-risk, even considering the State's custody of Defendant's passport. Further, this Court has had the benefit of hearing the weight of the evidence against Defendant and finds it to be strong. By this Order, this Court is not increasing the conditions of the bond currently imposed upon Defendant, but is instead relaxing the burden which Defendant is currently already able to meet.

This Court has also considered both the Defense and State's submissions on the case of

*Wint v. Bradshaw* (4D09-3627) and agrees with the State that the case is not analogous to the case at bar because Defendant is not subject to pre-trial detention. Unlike the court in *Sparkman v. State*, 994 So. 2d 504 (Fla. 4th DCA 2008), this Court has considered Defendant's finances in setting his bond requirements in addition to the factors listed in § 903.046(2), Fla. Stat. (2012) and finds that Defendant is currently able to comply with the conditions of bond. *And c.f. Martin v. Jenne*, 745 So. 2d 412 (Fla. 4th DCA 1999) (granting petition for writ of habeas corpus where court increased bond to \$50,000 after conviction reversed and remanded for new trial where original bond was \$5,000 and superceded bond was \$20,000). Pursuant to this Court's consideration of these factors, accordingly, this Court **ORDERS** the following conditions of pre-trial release:

**ORDERED** that Defendant shall remain under the supervision of House Arrest, fitted with an electronic monitoring device (GPS) and with the following conditions imposed:

- a) while under house arrest, and while residing at his residence located at 3665 120<sup>th</sup> Avenue South, Wellington, Florida, 33414, which is located on the premises of the International Polo Club ("IPC") (3667 120<sup>th</sup> Avenue South), the Defendant shall be permitted to leave his residence to go to his office, located in a separate building within the confines of the IPC grounds for business purposes. While at his office, Defendant shall be permitted to have up to six (6) people, excluding family members, to be present with him there for business purposes;
- b) while on in-house arrest, Defendant shall be permitted to be outside of his residence for one hour per day during daylight hours. While outside, Defendant must remain on the property around his house within a distance to be determined by the in-house arrest officer;

- c) while on in-house arrest Defendant is permitted to be on his home's porches that are covered by the roof structure of his home;
- d) while Defendant may conduct his business affairs, he shall not participate in any business-related social events, including attending polo matches, charity events, membership events, fundraising events, parties or other private events held on the IPC property. The Defendant is permitted to have family members, which includes Heather Hutchins, visit with him at his residence. The Defendant is also permitted to be visited at his residence by up to two friends at a time. All such family and friend visits shall be confined to the Defendant's residence;
- e) Defendant shall be permitted to travel away from his residence, and inside Palm Beach County, as necessary, and after giving reasonable notice to his house arrest officer, for purpose of meetings with his attorney, Douglas Duncan, and for doctor's appointments. However, the Defendant shall be accompanied by a duly credentialed law enforcement officer for all such travel;
- f) the previously imposed requirement mandating that the Palm Beach County Sheriff's Office shall monitor Defendant in his home via twenty-four hours per day, seven days per week (24/7) monitoring is hereby removed. It is further

**ORDERED** that Defendant shall submit to random drug/alcohol testing three (3) times per month at his expense. The results of such testing shall be reported to the Defendant's house arrest officer in a manner to be determined by that officer. It is further

**ORDERED** that Defendant shall not drive. It is further

**ORDERED** that Defendant shall appear at all future court hearings and must not violate any, city, county, state or federal laws. It is further

**ORDERED** that Defendant's passport shall remain in the custody of the State. It is further

**ORDERED** that the amount of Defendant's posted bail shall be reduced from \$7,000,000.00 dollars (seven million dollars) to \$4,000,000.00 dollars (four million dollars).

**DONE AND ORDERED**, in Chambers at West Palm Beach, Palm Beach County, Florida this 22 day of May, 2013.

  
JEFFREY COLBATH  
CIRCUIT JUDGE

Copies furnished:

Sherri Collins, Assistant State Attorney

Alan Johnson, Assistant State Attorney

Douglas Duncan, Esquire, Counsel for Defendant