

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT OF THE STATE OF FLORIDA, IN AND FOR CITRUS COUNTY, IN THE SPRING TERM THEREOF, IN THE YEAR OF OUR LORD, TWO THOUSAND-FIVE.

THE STATE OF FLORIDA

CASE NO. 2005-CF-000298-A

vs

INDICTMENT

JOHN EVANDER COUEY

IN THE NAME AND BY THE AUTHORITY OF THE STATE OF FLORIDA:

THE GRAND JURORS OF THE STATE OF FLORIDA, impaneled and sworn to inquire and true presentment make, in and for the body of the County of Citrus, upon their oaths do present, that: JOHN EVANDER COUEY (R/G: W/M, DOB: 08/19/1958, SSN: 265374047) in the County of Citrus, and the State of Florida, between the 23rd day of February and the 7th day of March, inclusive, in the year of Our Lord, two thousand-five:

COUNT I
MURDER IN THE FIRST DEGREE (FC)

did unlawfully and from a premeditated design to effect the death of [REDACTED], a human being, kill and murder the said [REDACTED] by causing her to asphyxiate, in violation of Florida Statute 782.04(1)(a)1;

COUNT II
BURGLARY OF A DWELLING WITH BATTERY (F1L)

and said Grand Jurors aforesaid, under oath, further present that JOHN EVANDER COUEY (R/G: W/M, DOB: 08/19/1958, SSN: 265374047), in the County of Citrus and the State of Florida, between the 23rd and 24th day of February, inclusive, in the year of Our Lord, two thousand-five, did unlawfully enter or remain in a certain dwelling or curtilage thereof, located at [REDACTED], in the County and State aforesaid, the property of [REDACTED], as owners or custodians thereof, without said persons' consent, with the intent to commit an offense therein, and, in the course thereof, did commit a battery upon [REDACTED], by actually and intentionally touching or striking [REDACTED] against her will, in violation of Florida Statutes 810.02(1), 810.02(2)(a) and 784.03;

COUNT III
KIDNAPPING (FL)

and said Grand Jurors aforesaid, under oath, further present that JOHN EVANDER COUEY (R/G: W/M, DOB: 08/19/1958, SSN: 265374047), in the County of Citrus and the State of Florida, between the 23rd day of February and the 7th day of March, inclusive, in the year of Our Lord, two thousand-five, did forcibly, secretly, or by threat, confine, abduct, or imprison [REDACTED], a child under the age of thirteen (13) years of age, against her will, without lawful authority, with the intent to commit or facilitate the commission of a felony, and in the course of said kidnapping, did commit a sexual battery upon the said [REDACTED] in violation of Florida Statute 787.01(1) and 787.01(3);

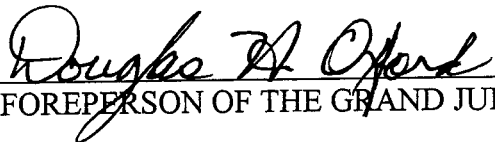
CITRUS COUNTY CLERK
BETTY STRAIN
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COUNT IV
SEXUAL BATTERY UPON PERSON UNDER TWELVE YOA (FL)


and said Grand Jurors aforesaid, under oath, further present that JOHN EVANDER COUEY (R/G: W/M, DOB: 08/19/1958, SSN: 265374047), in the County of Citrus and the State of Florida, between the 23rd day of February and the 7th day of March, inclusive, in the year of Our Lord, two thousand-five, did, being a person eighteen (18) years of age or older, unlawfully commit sexual battery upon [REDACTED], date of birth: [REDACTED], a person less than twelve (12) years of age, by causing his penis to unite with or penetrate the vagina of [REDACTED] in violation of Florida Statute 794.011(2);

contrary to the form of the statute in such cases made and provided and against the peace and dignity of the State of Florida.

A TRUE BILL


FOREPERSON OF THE GRAND JURY

I HEREBY CERTIFY that as authorized and required by law, I have advised the GRAND JURY returning this indictment.


Richard D. Ridgway, Assistant State Attorney
Fifth Judicial Circuit of Florida
Florida Bar No. 261114

Presented and filed in the CIRCUIT Court this 1 day of April, 2005.

BETTY STRIFLER
CLERK OF CIRCUIT COURT

BY  D.C.