

IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT IN AND FOR
LEE COUNTY, FLORIDA CRIMINAL ACTION

STATE OF FLORIDA

CASE NO: 26-CF-000340 - (NRT)
(SCR)

vs.

JOSEPH ANTONIO BAER

MOTION FOR PRETRIAL DETENTION

THE STATE OF FLORIDA moves this Court, pursuant to Fla. R. Crim. P. 3.132, and Fla Stat. 907.041, and requests that this Court order the Defendant to be Held Without Bond pending trial.

As grounds therefor, the undersigned Assistant State Attorney submits the following:

1. That Florida Statute 907.041(5)(a) defines a “dangerous crime” to include Written Threats to Kill (§836.10).
2. That the Defendant was arrested for and appeared at First Appearance for Written Threats to Kill (§836.10), which is a “dangerous crime” and is a Felony/Second Degree.
3. That the Court, at First Appearance, determined there is probable cause to believe the Defendant committed Written Threats to Kill (§836.10).
4. The State has received testimony under oath, including the probable cause affidavit, that support the grounds and essential facts alleged herein. The State requests a hearing before the trial court within five (5) days of the filing of the defendant’s First Appearance, and that the defendant be committed to custody without bond pending a hearing on the immediate matter, pursuant to Fla. R. Crim. P. 3.132. The State reserves further argument(s) and evidence for said hearing.
5. That at the aforementioned hearing, the State will demonstrate that there is a substantial probability that the defendant committed the offense; and that, based on the defendant’s past and present patterns of behavior, considerations of the criteria in s. 903.046, and other relevant facts there are no conditions of release or bail which will reasonably protect the community from risk of physical harm, ensure the presence of the defendant at trial, or assure the integrity of the judicial process.

SCR

WHEREFORE, the State moves this Court to enter an order of pretrial detention.

AMIRA D. FOX
STATE ATTORNEY

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the above and foregoing has been furnished to , , by United States Mail/Hand Delivery/Electronic Transmission this June 15, 2026.

/s/ Stephanie C. Russell
Stephanie C. Russell
Assistant State Attorney

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