

IN THE **CIRCUIT COURT, FOURTH**
JUDICIAL CIRCUIT, IN AND FOR
DUVAL COUNTY, FLORIDA

CASE NO.: 2015-CF-10160
DIVISION: CR-A

STATE OF FLORIDA

vs.

HOWARD SHELDON SCHNEIDER

MOTION TO DISMISS

Comes now the Defendant, Howard Sheldon Schneider, by and through undersigned counsel and pursuant to Fla.R.Crim.P. 3.190(b), and hereby moves this Honorable Court for an Order dismissing all charges in the Information. In support there, the Defendant states:

1. Defendant is charged with eleven counts of medicaid provider fraud in violation of §409.920(2)(A)2, Fla. Stat. (2015) and one count of schemes to defraud in violation of §817.034(4)(A)3, Fla. Stat. (2015).

2. The allegations of the Information are so vague and indefinite that the Defendant is not able to know and understand the offenses with which he is charged, is not able to prepare his defense properly, and is not protected from further jeopardy for the same offense.

3. The allegations of the Information are so vague and indefinite and provide so little notice of the offense sought to be charged that Mr. Schneider is denied due process of law as guaranteed to him by the Constitution of the United States and State of Florida.

WHEREFORE, The Defendant respectfully requests this Honorable Court enter its Order dismissing the Information filed against him.

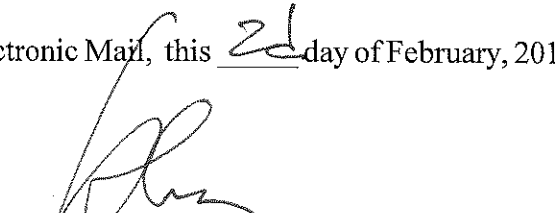
Respectfully submitted,



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COUNSEL FOR DEFENDANT

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a copy of the foregoing has been furnished to **Emmanuela Charles, Esquire**, Assistant Attorney General, Medicaid Fraud Control Unit, 1300 Riverplace Boulevard, Suite 405, Jacksonville, Florida 32207 <SAO4DuvalCriminal@coj.net> and <emmanuela.charles@myfloridalegal.com> by Electronic Mail, this 2d day of February, 2016.



ATTORNEY