

FIFTH DISTRICT COURT OF APPEAL OF FLORIDA

Tasha Tyann Robbins v. State of Florida

Robbins · No. 5D2024-0768 · Decided May 2, 2025

SUMMARY

The Fifth District Court of Appeal of Florida affirmed Tasha Tyann Robbins's judgment and five-year sentence following revocation of probation. The court remanded for entry of a written order identifying the specific probation condition that Robbins violated and otherwise affirmed.

CASE DETAILS

COURT	Fifth District Court of Appeal of Florida
WRITING FOR THE COURT	Per Curiam; Makar, J.; Jay, J.; Pratt, J.
JURISDICTION	Fifth District Court of Appeal of Florida
DECIDED	May 2, 2025
DOCKET	5D2024-0768
DISPOSITION	affirmed
PROCEDURAL POSTURE	Robbins appealed the judgment and sentence entered after the trial court found that she violated probation, revoked her probation, and sentenced her to five years in prison.
PRECEDENTIAL VALUE	Published
PARTIES	Tasha Tyann Robbins v. State of Florida

TOPICS

- probation
- criminal procedure
- appellate procedure
- sentencing

PRACTICE AREAS

- criminal procedure
- probation
- appellate procedure

QUESTIONS PRESENTED

- Whether the trial court's revocation of probation and five-year prison sentence should be affirmed when the record supports the finding of a violation but the trial court did not enter a written order identifying the specific probation condition violated.
- Whether the other matters raised on appeal warranted relief.

HOLDINGS

1. When probation is revoked, the trial court must enter a written order identifying the specific condition of probation that the defendant was found to have violated.
2. The judgment and sentence are affirmed as to the other matters raised on appeal.

KEY QUOTATIONS

“We affirm the judgment and sentence but remand this matter to the trial court for entry of a written order identifying the condition of probation that the court found Robbins violated.” (at 2)

“AFFIRMED; REMANDED for entry of a written order revoking probation that identifies which conditions of probation were violated.” (at 2)

FACTUAL BACKGROUND

Robbins was charged with possession of methamphetamine and possession of drug paraphernalia. She entered a plea and received thirty-six months of drug-offender probation on the methamphetamine count and time served on the paraphernalia count. The State alleged that she violated probation by committing new offenses, including fentanyl trafficking, possession of methamphetamine with intent to sell, manufacture, or deliver, and possession of drug paraphernalia. After a violation hearing, the trial court revoked probation and sentenced her to five years in prison.

PROCEDURAL HISTORY

Robbins originally pleaded to possession of methamphetamine and possession of drug paraphernalia and received drug-offender probation on Count 1 and time served on Count 2. After an alleged violation based on new law violations, the trial court found a probation violation, revoked probation, and imposed a five-year prison sentence. The Fifth District affirmed the judgment and sentence but remanded for entry of a written order identifying the specific probation condition violated.

DISPOSITION

affirmed

REMAND INSTRUCTIONS

Remand to the trial court for entry of a written order revoking probation that identifies which condition or conditions of probation Robbins was found to have violated.

CASES CITED

- Marshall v. State, 359 So. 3d 879 (Fla. 5th DCA 2023)
- O’Malley v. State, 378 So. 3d 672 (Fla. 5th DCA 2024)
- Parks v. State, 371 So. 3d 392, 393-94 (Fla. 1st DCA 2023)
- D.L.J. v. State, 331 So. 3d 227 (Fla. 2d DCA 2021)

OPINION

PER CURIAM.

FIFTH DISTRICT COURT OF APPEAL STATE OF FLORIDA
_____ Case No. 5D2024-0768 LT Case No. 2022-CF-000556-A
_____ TASHA TYANN ROBBINS, Appellant, v. STATE OF
FLORIDA, Appellee. _____ On appeal from the Circuit Court for
Citrus County. Joel D. Fritton, Judge. Matthew J. Metz, Public Defender, and Jane Almy, Assistant
Public Defender, Daytona Beach, for Appellant.

James Uthmeier, Attorney General, Tallahassee, and Deborah A. Chance, Assistant Attorney
General, Daytona Beach, for Appellee. May 2, 2025 PER CURIAM. Tasha Tyann Robbins appeals
her judgment and sentence following her violation of probation.

We affirm the judgment and sentence but remand this matter to the trial court for entry of a written
order identifying the condition of probation that the court found Robbins violated. In her
underlying case, Robbins was charged with possession of methamphetamine (Count 1) and
possession of paraphernalia (Count 2). Robbins entered a plea and was sentenced to 36 months
drug offender probation on Count 1 and time served on Count 2.

Robbins was alleged to have violated her probation by committing new law violations, including
(i) trafficking in fentanyl, (ii) possession of methamphetamine with intent to sell, manufacture, or
deliver, and (iii) possession of drug paraphernalia. Following the violation of probation hearing,
the trial court found that Robbins violated her probation.

The trial court subsequently revoked Robbins' probation and sentenced her to five years in prison.
While the record supports the trial court's findings, there is no written order identifying the
specific condition that the trial court found Robbins violated.

We, therefore, remand for the entry of an order identifying which condition of probation Robbins
violated. See *Marshall v. State*, 359 So. 3d 879 (Fla. 5th DCA 2023) (remanding the matter for
entry of an order revoking the appellant's probation and identifying the condition of probation he
was found to have violated).

We otherwise affirm as to the other matters raised on appeal. See *O'Malley v. State*, 378 So. 3d
672 (Fla. 5th DCA 2024); *Parks v. State*, 371 So. 3d 392, 393–94 (Fla. 1st DCA 2023) (holding
that a cost imposed under section 938.27(8), Florida Statutes, is mandatory and recognizing
conflict with *D.L.J. v. State*, 331 So. 3d 227 (Fla. 2d DCA 2021)), reh'g denied (Sept.

27, 2023), review granted, SC2023-1355, 2024 WL 370043 (Fla. Jan. 31, 2024). AFFIRMED;
REMANDED for entry of a written order revoking probation that identifies which conditions of
probation were violated. MAKAR, JAY, and PRATT, JJ., concur. 2

_____ Not final until disposition of any timely and authorized
motion under Fla. R. App. P. 9.330 or 9.331. _____ 3

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