

IN THE SUPREME COURT
STATE OF FLORIDA

Case No. SC08-1827

Lower Tribunal Case No.: 08-1

THE STATE OF FLORIDA

Appellant/Petitioner,

v.

PUBLIC DEFENDER, ELEVENTH JUDICIAL CIRCUIT OF FLORIDA,

Appellee/Respondent.

**APPENDIX TO PUBLIC DEFENDER'S UNOPPOSED MOTION TO
EXPEDITE THE APPEAL OF THE ORDER GRANTING IN PART AND
DENYING IN PART PUBLIC DEFENDER'S MOTION TO APPOINT
OTHER COUNSEL IN UNAPPOINTED NONCAPITAL FELONY CASES**

On Review From a Decision of the
Third District Court of Appeal

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Third District Court of Appeal's Order dated September 12, 2008 expediting appeal	A
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by the method indicated below to those indicated this 29th day of September 2008.

Chief Judge Joseph P. Farina

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Parker D. Thomson

TAB A

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
THIRD DISTRICT
JULY TERM, A.D. 2008
SEPTEMBER 12, 2008

THE STATE OF FLORIDA,
Appellant(s)/Petitioner(s),

CASE NO.: 3D08-2272

vs.

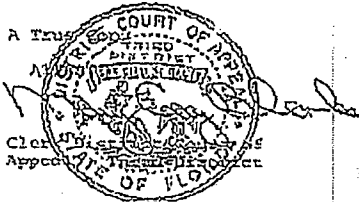
LOWER
TRIBUNAL NO. 08-1

IN RE: REASIGN & CONSOL.
/ P.D.MOTIONS, ETC.,
Appellee(s)/Respondent(s).

Upon the court's own motion, this appeal is hereby expedited. Appellant(s) shall file the initial brief no later than October 1, 2008. Appellee(s) shall file the answer brief no later than October 20, 2008. Appellant(s) may file a reply brief no later than October 27, 2008.

This cause is set for oral argument on Monday, November 17, 2008 at 10:30 a.m. Twenty (20) minutes will be allowed each side to present oral argument.

SHEPHERD, CORTIÑAS and SALTER, JJ., concur.



CC:

- Scott D. Makar
- Richard L. Folin
- Penny H. Brill
- Linda Kelly Kearson
- Arthur I. Jacobs

Parker D. Thomson
Bennett H. Brummer
Stephen Presnell
Joseph P. George, Jr.
Hon. Stanford Blake
Hon. Joseph A. Farina
Harvey Ruvin

lp

TAB B

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
THIRD DISTRICT
JULY TERM, A.D. 2008
SEPTEMBER 24, 2008

THE STATE OF FLORIDA,
Appellant(s)/Petitioner(s),
vs.

CASE NO.: 3D08-2272

IN RE: REASSIGNMENT AND
CONSOLIDATION OF PUBLIC
DEFENDER'S MOTIONS TO
APPOINT OTHER COUNSEL IN
UNAPPOINTED NON-CAPITAL
FELONY CASES,
Appellee(s)/Respondent(s).

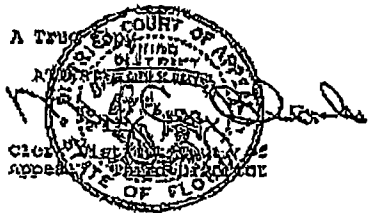
LOWER
TRIBUNAL NO. 08-1

The Florida Public Defender Association, Inc.'s motion
for leave to participate as amicus curiae is denied as moot.

This Court's order dated September 12, 2008 is
vacated.

The stay entered on September 11, 2008 shall remain in
effect until further order of the Supreme Court of Florida.

SHEPHERD, CORTINAS and SALTER, JJ., concur.



cc:
Richard L. Polin
Scott D. Makar
Penny H. Brill
Linda Kolly Kearson
Arthur I. Jacobs
Parker D. Thomson
Stephen Presnell

Hon. Joseph P. Farina
Hon. Stanford Blake
Bill White
Robert A. Young
Harvey Ruvin
Joseph P. George, Jr.

TAB C

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
THIRD DISTRICT
JULY TERM, A.D. 2008
SEPTEMBER 24, 2008

THE STATE OF FLORIDA,
Appellant(s)/Petitioner(s);

CASE NO.: 3D08-2272

vs.

TOWER
TRIBUNAL NO. 08-1

IN RE: REASSIGNMENT AND
CONSOLIDATION OF PUBLIC
DEFENDER'S MOTIONS TO
APPOINT OTHER COUNSEL IN
UNAPPOINTED NON-CAPITAL
FELONY CASES,
Appellee(s)/Respondent(s).

To The Honorable, The Supreme Court of Florida:

We hereby certify to the Supreme Court of Florida, as provided for in article V, section 3(b)(5) of the Constitution of Florida, as a means of bringing this cause within the jurisdiction of the Supreme Court of Florida, that: the order of the Circuit Court of the Eleventh Judicial Circuit, which granted in part and denied in part the public defender's motion to appoint other counsel in unappointed noncapital felony cases dated September 3, 2008, review of which order is presently pending in this Court, passes upon a question of great public importance or will have a great effect on the administration of justice throughout the state, requiring immediate resolution by the Supreme Court of Florida.

Respectfully submitted,

/s/ ANGEL A. CORTIÑAS

Judge

/s/ VANCE E. SALTER

Judge

/s/ FRANK A. SHEPHERD

Judge



cc:
Richard L. Polin
Parker D. Thomson
Scott D. Makar
Penny H. Brill
Linda Kelly Kearson
Arthur I. Jacobs
Stephen Prasnell
Joseph P. George, Jr.
Hon. Joseph P. Farina
Hon. Stanford Blake
Hon. Thomas D. Hall
Harvey Ruvin

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