

Supreme Court of Florida

MONDAY, NOVEMBER 30, 2009

CASE NO.: SC09-1910

STATEWIDE GRAND JURY #19

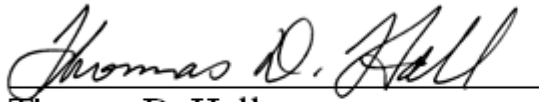
THE COURT, having considered the Petition of the Honorable Charles J. Crist, Jr., Governor of Florida, for an order to impanel a statewide grand jury, and being fully advised of the relevant matters, hereby finds that the petition does not meet the minimal allegations required by section 905.33, Florida Statutes. See Â§ 905.33, Fla. Stat. (2009) ("The petition shall state the general crimes or wrongs to be inquired into and shall state that said crimes or wrongs are of a multicircuit nature.").

WHEREFORE, because pursuant to the provisions of Sections 905.31 through 905.40, Florida Statutes, "Statewide Grand Jury Act," the minimum requirements to impanel a statewide grand jury have not been established, the Petition is denied. The denial is without prejudice for Petitioner to refile a sufficient petition. See In re Advisory Opinion to the Governor, 290 So. 2d 473, 474-475 (Fla. 1974) (discussing the minimal requirements, under the act, for a petition for impanelment); Statewide Grand Jury #18, Case No. SC07-1128 (June 20, 2007) (issuing an order impaneling a statewide grand jury, based on a petition that met the minimal requirements of Â§ 905.33, Florida Statutes).

QUINCE, C.J., and PARIENTE, LEWIS, POLSTON, LABARGA, and PERRY, JJ., concur.
CANADY, J., dissents.

A True Copy

Test:



Thomas D. Hall

Clerk, Supreme Court



mc

Served:

WILLIAM NEWTON SHEPHERD

HON. G. KEITH CARY, CHIEF JUDGE

HON. PETER D. BLANC, CHIEF JUDGE

HON. JOEL H. BROWN, CHIEF JUDGE

HON. VICTOR TOBIN, CHIEF JUDGE

HON. LUIS MANUEL GARCIA, CHIEF JUDGE

HON. CHARLES J. CRIST, JR., ETC.

ROBERT R. WHEELER

JUDITH SERAPHIN

STEVEN R. ANDREWS