

**IN THE SUPREME COURT OF FLORIDA**

**STATE OF FLORIDA,**

**Appellant,**

**v.**

**RICHARD CATALANO,  
et al.,**

**Appellees.**

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**CASE NO.: 11-1166  
L.T. Case No. 2D10-973  
L.T. Case No. 2D10-974  
CRC08-00054APANO  
CRC08-00055APANO**

**MOTION FOR LEAVE TO FILE AMICUS BRIEF  
IN SUPPORT OF APPELLANT**

JUDITH S. ELLIS, *pro se*, pursuant to Florida Rule of Appellate Procedure 9.370, moves this Court for leave to file a brief as amicus curiae in support of Appellant, the State of Florida. As shown below, Amicus has a direct interest in the issues raised by this case and is well versed in the matters at hand. Undersigned believes that her participation will be of assistance to this Court.

Amicus is the organizer of Noise Free Florida, a grass-roots organization formed in 2004 focused on ways to defeat those who use enhanced car stereos to disturb the environment. The organization is not incorporated, collects no dues or other monies, and functions primarily

through a news group on the Internet. The issues it addresses are almost entirely related to enactment and enforcement of noise laws in Florida.

The members of Noise Free Florida and the residents of this State in general will be greatly affected by the outcome of this case. Noise is a growing but largely invisible component of pollution all over the world and controlling it is costly and difficult.

Amicus believes that her experience in working with local and state governments, law enforcement and the public with regard to the *social issues* raised by the examination of Fla. Stat. §316.3045 will be of assistance to the Court.

### **Conference with Counsel**

Amicus contacted counsel for Appellees Catalano and Schermerhorn and has been advised that he has no objection to this request. Counsel at the Florida Attorney General's office also has no objection.

WHEREFORE, proposed Amicus, Judith S. Ellis, respectfully requests that the foregoing motion be granted.

Respectfully submitted,

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Judith S. Ellis  
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727-460-1586

**CERTIFICATE OF SERVICE**

I certify that a true copy of the foregoing has been furnished by U.S.

Mail on \_\_\_\_\_, 2011, to:

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