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IN THE SUPREME COURT OF FLORIDA

Case No. SC11-1446

Lower Tribunal No. 98-48092B

ANA MARIA CARDONA,

Appellant,

vs.

STATE OF FLORIDA,

Appellee.

_____/

APPELLANT'S FINAL MOTION FOR EXTENSION OF TIME IN WHICH TO FILE INITIAL BRIEF

The Appellant moves this Court for an extension of time for the filing of the initial brief in this cause. In support of this motion, the appellant states:

1. The initial brief is due to be filed in this Court.

2. Despite the undersigned counsel's diligent efforts, counsel has been unable to complete the initial brief.

3. The record on appeal is extensive, consisting of 225 volumes and more than 22,000 pages. Preparation of the brief further requires review of other documents from the preceding fourteen years of litigation.

4. The undersigned counsel finds that he is unable to complete a timely initial brief that would be consistent with his ethical responsibilities and Ms. Cardona's right to effective assistance of counsel.

5. Counsel will require an additional 30 days in which to complete the

initial brief. This will allow counsel sufficient time to complete a competent brief.

6. During the period since the court granted its extension, counsel was ill, on leave and unable to work. He also had a second seizure. These events do not account for the full thirty days requested, however. Counsel simply finds himself unable to present the Court with a timely brief.

7. This motion is made in good faith and not for the purpose of unnecessary delay. The motion is filed based on the firm fact that counsel cannot meet his ethical and constitutional obligations to Ms. Cardona without the requested extension.

8. Pursuant to Rule 9.300(a) of Florida Rules of Appellate Procedure, undersigned counsel tried to confer with counsel for Appellee and has been authorized to state that the State takes no position with respect to this motion.

WHEREFORE, the appellant moves the Court to extend the time for filing the initial brief by 30 days.

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by email service to counsel for the appellee, Sandra Jaggard, Assistant Attorney General, at CAPAPP@MYFLORIDALEGAL.COM, on November 12, 2013.

Respectfully submitted,
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