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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 MOTION FOR EXTENSION OF TIME IN FOR THE PURPOSE OF ACCESSING THE RECORD IN ORDER TO FILE THE INITIAL BRIEF

The Appellant moves this Court for a short 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. This Court granted an extension until December 26, 2013.

3. Although on annual leave, counsel has continued to work to meet this deadline. Prepaid family travel has required that he do so outside of Miami.

4. Counsel was unable to bring the record on appeal with him. The record in this case is in paper format. As previously noted it consistis of 225 volumes and more than 22,000 pages.

5. Without access to the record, counsel cannot complete a professional and accurate brief.

6. For this reason, counsel requests and extension of time of ten days after

his return to Miami on Saturday January 4, 2014.

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. Counsel has been unable to contact opposing counsel pursuant to Rule 9.300(a) of Florida Rules of Appellate Procedure, and is consequently unable to state the appellee's position with regard to the granting of this motion. The undersigned will file an amended motion upon establishing appellee's position.

WHEREFORE, the appellant moves the Court to extend the time for filing the initial brief for ten days from his return to Miami on January 4, 2014.

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via the Court's e-filing portal to counsel for the appellee, Sandra Jaggard, Assistant Attorney General, Office of the Attorney General, 444 Brickell Avenue, Suite 950, Miami, FL 33131, at CAPAPP@MYFLORIDALEGAL.COM, on December 26, 2013.

Respectfully submitted,
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