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IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT OF FLORIDA

I CERTIFY THE ABOVE TO BE A TRUE COPY
JON S. WHEELER, CLERK
FIRST DISTRICT COURT OF APPEAL
BY: _____
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ROBERT R. MILLER,

Appellant/Petitioner,

v. **CASE NO. 1D13-5503**

STATE OF FLORIDA,

Appellee/Respondent.
_____/

AMENDED NOTICE TO INVOKE DISCRETIONARY JURISDICTION

NOTICE IS GIVEN that ROBERT R. MILLER, Defendant/Petitioner, invokes the discretionary jurisdiction of the Florida Supreme Court to review the decision of this Court rendered December 18, 2014. The decision affirms Petitioner's consecutive mandatory minimum sentences on the basis of Walton v. State, 106 So.3d 522 (Fla. 1st DCA 2013), which certified conflict with Irizarry v. State, 946 So.2d 555 (Fla. 5th DCA 2006). The Florida Supreme Court accepted jurisdiction in Walton, and the case is pending, with oral argument scheduled for March 5, 2015. Therefore, the jurisdiction of the Florida Supreme Court would be invoked under Fla. R. App. P. 9.030(2)(A)(iv).

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing has been furnished by electronic mail, by agreement of the parties, to Trisha Meggs Pate, Office of the Attorney General, at crimapptlh@myfloridalegal.com, on this date, January 6, 2015.

Respectfully submitted,

NANCY A. DANIELS
PUBLIC DEFENDER
SECOND JUDICIAL CIRCUIT

//ss// Pamela D. Presnell
PAMELA D. PRESNELL
Assistant Public Defender
FLA. BAR NO. 0603708
Leon County Courthouse
301 S. Monroe St., Suite 401
Tallahassee, FL 32301
(850) 606-8544
pam.presnell@flpd2.com
COUNSEL FOR APPELLANT