Filing # 53612041 E-Filed 03/13/2017 08:36:27 AM

RECEIVED, 03/13/2017 08:38:29 AM, Clerk, Supreme Court

IN THE

SUPREME COURT OF FLORIDA

ROBERT E. BANKS, Petitioner, v. JULIE L. JONES, SECRETARY, FLORIDA DEPARTMENT OF CORRECTIONS, Respondent.	Case No. SC16-1478 Lower Tribunal No(s).: 1D15-330 2014-CA-585

UNOPPOSED MOTION FOR EXTENSION OF TIME FOR SERVING PETITIONER'S REPLY BRIEF ON THE MERITS

The Petitioner, ROBERT E. BANKS, by and through undersigned counsel and pursuant to Florida Rule of Appellate Procedure 9.300(a), moves the Court to extend the time for serving his Reply Brief on the Merits, and alleges:

1. The Petitioner's Reply Brief on the Merits is due on March 13, 2017.

2. Since the date that the Respondent served the Answer Brief, undersigned counsel has filed numerous appellate pleadings and participated in postconviction proceedings which necessitate the filing for an extension of time in the instant case. In particular, undersigned counsel has:

a. Attended the resentencing hearing in *State v. Mills*, case number 2013-CF-453, pending in the Seventh Judicial Circuit (St. Johns County), on March 10,

2017;

b. Attended oral argument in *Bass v. State*, case number 1D14-2449, pending in the First District Court of Appeal, on March 8, 2017;

c. Attended oral argument in *Purifoy v. State*, case number 1D14-4007, pending in the First District Court of Appeal, on March 7, 2017;

d. Attended oral argument in *Pierce v. State*, case number 1D151984, pending in the First District Court of Appeal, on March 7, 2017;

e. Served the Reply Brief of Appellant in *Morant v. State*, case number 1D16-2494, pending in the First District Court of Appeal, on March 6, 2017;

f. Served the Initial Brief of Appellant in *Rodriguez v. State*, case number 4D16-3458, pending in the Fourth District Court of Appeal, on March 6, 2017;

g. Attended the resentencing hearing in *State v. Sullivan*, case number 2003-CF-2363, pending in the Fourteenth Judicial Circuit (Bay County), on February 27, 2017;

h. Attended the Florida Rule of Criminal Procedure 3.850 evidentiary hearing in *State v. Crain*, case number 2012-CF-1531, pending in the Twentieth Judicial Circuit (Collier County), on February 23, 2017;[1]

i. Attended the suppression hearing in *State v. Byrd*, case number 2014-

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[1] After undersigned counsel arrived in Collier County for the hearing in *Crain*, the hearing was cancelled.

CF-63, pending in the Second Judicial Circuit (Franklin County), on February 21, 2017;

j. Served the Initial Brief of Appellant in *Crain v. State*, case number 2D15-2172, pending in the Second District Court of Appeal, on February 20, 2017; and

k. Attended the "Stand Your Ground" hearing in *State v. Fletcher*, case number 2015-CF-2491, pending in the Second Judicial Circuit (Leon County), on February 20, 2017.[2]

3. Accordingly, undersigned counsel requests the Court to grant the Petitioner an extension of time to serve his Reply Brief on the Merits.

4. *Certificate of counsel.* Undersigned counsel has contacted opposing counsel (Deputy Solicitor General Denise M. Harle), who does not oppose the relief requested.

WHEREFORE, the Petitioner prays the Court to allow an extension of thirty days to serve his Reply Brief on the Merits (i.e., a new due date of April 12, 2017).

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[2] Undersigned counsel also notes that he will be out of his office the week of March 13, 2017 (on a family vacation pursuant to his children's spring break).

CERTIFICATE OF SERVICE

I HEREBY CERTIFY a true and correct copy of the foregoing instrument has been furnished to:

Deputy Solicitor General Denise M. Harle and Assistant Attorney General Daniel A. Johnson
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by email delivery this 13th day of March, 2017.

Respectfully submitted,

/s/ Michael Ufferman

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