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IN THE SUPREME COURT OF FLORIDA

DARRYL LEWIS DAVIS,

Petitioner, CASE NO.: SC16-1738; SC16-1739

vs.

STATE OF FLORIDA,

Respondent.

_____/

PETITIONER'S MOTION FOR LEAVE TO EXCEED PAGE LIMIT

Petitioner, DARRYL LEWIS DAVIS, pursuant to Florida Rule of Appellate Procedure 9.210(5)(b), hereby requests this Court accept Petitioner's twenty (20) page reply brief exceeding the fifteen (15) page limit. Petitioner has simultaneously filed his twenty (20) page reply brief with this motion for the Court's consideration. As grounds for this motion, Petitioner submits the following:

1. Petitioner's initial brief is twenty-four (24) pages in length and, essentially, argued one legal issue.

2. Respondent filed its answer brief raising additional issues regarding the Fifth District's decision, jurisdiction, and other matters not raised by Petitioner in his initial brief.

3. To fully address these additional issues, undersigned counsel respectfully requests this Court accept Petitioner's twenty (20) page reply brief that

exceeds the fifteen (15) page limit so that Petitioner can adequately address each of these issues.

4. This motion is made in good faith and not for the purpose of unnecessary delay.

5. Petitioner has filed its reply brief simultaneously with this motion for the Court's consideration.

WHEREFORE, Petitioner, DARRYL LEWIS DAVIS, respectfully requests that this Court grant his motion and accept his twenty (20) page reply brief.

Respectfully submitted,

s/ Rocco J. Carbone, III
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Attorney for Petitioner

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished, via electronic mail to Assistant Attorney General Andrea K. Totten at andrea.totten@myfloridalegal.com and the Office of the Attorney General at crimapptlh@myfloridalegal.com on this 24th day of July 2017.

Respectfully submitted,

/s/ Rocco J. Carbone, III
ROCCO J. CARBONE, III