

IN THE SUPREME COURT OF THE STATE OF FLORIDA

**INTERNATIONAL ASSOCIATION OF  
FIREFIGHTERS LOCAL S-20, FLORIDA  
STATE FIRE SERVICE ASSOCIATION,**

Appellant,

v.

Case No. SC17-1434  
L.T. Case Nos. 1D16-0618  
CA-2015-076

**STATE OF FLORIDA,**

Appellee.

\_\_\_\_\_ /

**MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF**

In accordance with Rule 9.370(a), Florida Rules of Appellate Procedure, the Florida Police Benevolent Association, Inc. moves the Court for an order granting leave to file an Amicus Curiae brief in support of the Appellant in the above-styled case. In support of this motion, the Florida Police Benevolent Association, Inc. states:

**Interest of the Employee Organization**

1. The Florida Police Benevolent Association, Inc. is an employee organization comprised of 18 chapters and charters throughout the State of Florida, with a membership of over 36,000 law enforcement officers. It is a party to collective bargaining agreements with the Appellee State of Florida and with county and municipal governments throughout Florida.

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Resolution of the instant case will necessarily involve the interpretation and application of Section 447.403, Florida Statutes (2015) to the resolution of collective bargaining impasses between certified bargaining agents for State bargaining units and the State. In its capacity as a certified bargaining agent for bargaining units of State employees, the Florida Police Benevolent Association, Inc. has and will continue to reach impasse with the State. It therefore has a direct interest in how this provision is interpreted by this Court.

**Issue to be Addressed**

2. The Florida Police Benevolent Association, Inc. intends to address the impact of the exercise of the Governor's veto power regarding disputed impasse issues resolved by the Legislature under Section 447.403(5), Florida Statutes (2015) on the fundamental right of public employees to effective collective bargaining under Article I, Section 6 of the Florida Constitution.

**The Union Can Assist in the Disposition of this Case**

3. The Florida Police Benevolent Association, Inc. can assist this Honorable Court in deciding the issues on appeal by providing a legal analysis of the applicable law and the impact of PERC's Final Order on public employees' constitutional right to collectively bargain from its particular perspective.

**Consent to the Filing of an Amicus Brief**

4. The undersigned counsel has consulted with counsel for all parties, who have authorized him to represent that they consent to this motion.

**WHEREFORE**, the movant respectfully requests that the Court grant this motion and permit it to file an Amicus Curiae Brief within the time prescribed by Rule 9.370(a).

Respectfully Submitted,

/s/ Thomas W. Brooks

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*Attorney for Amicus Curiae Florida Police Benevolent Association, Inc.*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy hereof has been provided by electronic mail on this 5<sup>th</sup> day of March, 2018, to:

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