

IN THE SUPREME COURT OF FLORIDA

CITIZENS OF THE STATE OF
FLORIDA,

Appellant(s),

Case No.: SC18-213

Lower Tribunal No. 20180007-EI

vs.

JULIE IMANUEL BROWN, ETC.,
ET AL.

Appellee(s).

CORRECTED NOTICE OF SUPPLEMENTAL AUTHORITY

Pursuant to Rule 9.225, Florida Rules of Appellate Procedure, Appellant the Citizens of the State of Florida, by and through the Office of Public Counsel (“OPC”), submits as supplemental authority the recently adopted and now effective¹ Article V, §21, Fla. Const. (2018), which was approved by the voters of the State of Florida on November 6, 2018, after the last brief was filed in this case on August 28, 2018. A copy of Article V, §21, Fla. Const. is attached to this notice. The supplemental authority is pertinent to the issue on appeal, identified as the standard of review, and is referenced on pages 16-18 of Appellee Florida Public Service Commission’s

¹ Pursuant to Art. XI, § 5 (e). Fla. Const. (2018) this provision became effective on January 8, 2019 which is the first Tuesday after the first Monday in January following the November 6, 2018 election.

Answer Brief, page 22 of Appellee Florida Power & Light's Corrected Answer Brief, and pages 2-11 of OPC's Reply Brief.

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CERTIFICATE OF SERVICE

SC18-213/20180007-EI

I HEREBY CERTIFY that a true and correct copy of the foregoing
CORRECTED NOTICE OF SUPPLEMENTAL AUTHORITY has been
furnished by electronic mail on this 17th day of January, 2019, to the following:

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CERTIFICATE OF COMPLIANCE

I HEREBY CERTIFY, pursuant to Rule 9.100(1), Florida Rules of Appellate Procedure, that the CORRECTED NOTICE OF SUPPLEMENTAL AUTHORITY was prepared using Times New Roman 14-point font.

/s/ Charles J. Rehwinkel
Charles J. Rehwinkel
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Article V, §21, Fla. Const. (2018)

SECTION 21. Judicial interpretation of statutes and rules.—In interpreting a state statute or rule, a state court or an officer hearing an administrative action pursuant to general law may not defer to an administrative agency's interpretation of such statute or rule, and must instead interpret such statute or rule de novo.

History.—Proposed by Constitution Revision Commission, Revision No. 1, 2018, filed with the Secretary of State May 9, 2018; adopted 2018.