Filing # 74491488 E-Filed 07/05/2018 10:30:03 AM

RECEIVED, 07/05/2018 10:33:25 AM, Clerk, Supreme Court

IN THE SUPREME COURT OF FLORIDA

STATE OF FLORIDA,

Appellant,

v. Case No. SC18-245
Lower Tribunal No. CF01-7078A-XX

MARK ANTHONY POOLE,

Appellee.
_____/

APPELLANT'S UNOPPOSED MOTION FOR EXTENSION OF TIME AND MOTION TO TOLL TIME

COMES NOW, Appellant, the State of Florida, by and through the undersigned Assistant Attorney General, and requests this Court grant Appellant an additional thirty (30) days from the due date within which to file the initial brief, and as grounds therefore, states the following:

1. Appellant's initial brief is due to be filed July 12, 2018.

2. Due to his heavy case load and a recent death in undersigned counsel's family, counsel has had insufficient time to review the state court records and file the brief by the due date. Accordingly, counsel requests an additional thirty (30) days from the due date to file the brief.

3. Undersigned counsel has contacted David Hendry, attorney for Poole, who stated that CCRC-Middle has no objection to the

requested extension. The instant motion is made in good faith and not for purposes of delay.

4. Additionally, undersigned counsel requests that the Court toll the time for filing the brief pending disposition of the instant motion for extension.

WHEREFORE, based on the foregoing, Appellant respectfully requests this Honorable Court grant the instant request for an extension of time of thirty days up to and including August 13, 2018, to file the initial brief in this case and toll the time for filing pending disposition of this motion.

Respectfully submitted,

PAMELA JO BONDI
ATTORNEY GENERAL

s/ Scott A. Browne

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COUNSEL FOR APPELLANT

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 5th day of July, 2018, I electronically filed the foregoing with the Clerk of the Florida Supreme Court by using the e-portal filing system which will send a notice of electronic filing to the following: David D. Hendry, James L. Driscoll, Jr. and Gregory W. Brown, Assistants CCRC, Law Office of Capital Collateral Regional Counsel - Middle Region, 12973 North Telecom Parkway, Temple Terrace, Florida 33637-0907 (**hendry@ccmr.state.fl.us**, **driscoll@ccmr.state.fl.us**, **brown@ccmr.state.fl.us** and **support@ccmr.state.fl.us**).

s/ Scott A. Browne
SCOTT A. BROWNE