

IN THE SUPREME COURT  
OF FLORIDA

DEREK LANG SHINE JR.,  
*Petitioner,*

Case No. SC18-688

v.

STATE OF FLORIDA,  
*Respondent.*

**MOTION TO RESCHEDULE  
ORAL ARGUMENT**

Petitioner Derek Lang Shine Jr., through counsel, hereby requests that the Court reschedule the oral argument in this case due to undersigned counsel's unavailability on the currently-scheduled argument date.

1. The Court originally accepted jurisdiction in this case and dispensed with oral argument on July 16, 2018.

2. Today, February 5, 2019, the Court issued an order setting the case for oral argument on April 3, 2019.

3. Undersigned counsel will be out of the country on that date due to a pre-planned vacation in Europe involving non-refundable international airline tickets. He will therefore be unable to present oral argument as presently scheduled. That unavailability will last from March 27 to April 9.

4. Undersigned counsel has attempted to consult with counsel for the State by phone and email but has been unable to ascertain the State's position regarding this motion.

*Wherefore*, Petitioner respectfully requests that this Court reschedule the oral argument in this case to a date at the Court's earliest convenience.

Respectfully submitted,

Carlos J. Martinez  
Public Defender  
Eleventh Judicial Circuit  
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/s/ Jeffrey Paul DeSousa  
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February 5, 2019

### **CERTIFICATE OF SERVICE**

Undersigned counsel certifies that a copy of the foregoing has been furnished by electronic mail this **fifth** day of February 2019 to the following:

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