

IN THE SUPREME COURT OF FLORIDA

DONALD JAMES SMITH,

Appellant,

Case No.: SC18-822

L.T. No.: 16-2013-CF-005781

v.

STATE OF FLORIDA,
APPEAL

DEATH PENALTY—DIRECT

Appellee.
_____/

APPELLANT’S MOTION TO SUPPLEMENT RECORD

The Appellant, by and through the undersigned attorney, seeks to include in the Record on Appeal a series of news articles that were published regarding the Appellant and the crime for which he was convicted and now appeals, and in support thereof, Appellant would state as follows:

1. That this information is critical to this Court’s determination of whether or not the trial court erred in denying the Motion for Change of Venue;
2. That during the hearing on the Motion for Change of Venue, there was an agreement that these articles would be made part of the record;
3. That the Motion filed at the trial level contained URL’s and not the actual articles themselves;

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4. That in order to preserve the record, copies of the articles must be included in the Record on Appeal.
5. That opposing counsel does not object to this motion.

WHEREFORE, Appellant moves that this Honorable Court accept the attachment to this Motion as supplementation to the Record on Appeal in this case.

Respectfully submitted,

/s/H. Kate Bedell, Esq.
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ATTORNEY FOR APPELLANT

CERTIFICATE OF SERVICE

I certify that a copy hereof has been furnished to the following via e-service to the Office of the Attorney General and via US Mail to the Appellant on this 23rd day of January, 2020.

/s/H. Kate Bedell, Esq.
H. KATE BEDELL, ESQ.