

IN THE CIRCUIT COURT OF THE  
FOURTH JUDICIAL CIRCUIT, IN  
AND FOR DUVAL COUNTY, FLORIDA

STATE OF FLORIDA,

Plaintiff,

v.

CASE NO. 16-2013-CF-005781-AXXXMA

DONALD JAMES SMITH,

Defendant.

\_\_\_\_\_/

**NOTICE TO STATE ATTORNEY OF AFFIRMANCE OF DEATH PENALTY**

TO: Melissa Nelson,  
State Attorney, Fourth Judicial Circuit

The Attorney General of the State of Florida, pursuant to Florida Rule of Criminal Procedure 3.852(d)(1), gives notice that on the 30th day of June 2021, the Florida Supreme Court issued its mandate affirming the death sentence in this case.

Within 15 days after receipt of this notice, you should provide written notice to each Florida law enforcement agency involved in this case.

Within 90 days after receipt of this notice, you and each Florida law enforcement agency involved in this case, should copy, seal, index, and deliver to the records repository of the Secretary of State all public records, except for those filed in

FLORIDA SUPREME COURT

07/20/2021

RECEIVED

the trial court, which were produced in the investigation or prosecution of this case.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served on the Honorable Mallory D. Cooper, Circuit Judge, Fourth Judicial Circuit, Duval County Courthouse, 501 West Adams St., Jacksonville, Florida 32202; Mark Inch, Secretary, Department of Corrections, 501 South Calhoun Street, Tallahassee, Florida 32399-2500; H. Kate Bedell and Richard R. Kuritz, Counsel for Defendant, Bedell & Kuritz, 200 East Forsyth Street, Jacksonville, Florida, 32202; and Robert Friedman, Capital Collateral Regional Counsel-North, 1004 Desota Park Drive, 32301 this 6th day of July, 2021.

/s/Charmaine Millsaps  
Charmaine Millsaps  
Assistant Attorney General  
Florida Bar No. 989134

OFFICE OF THE ATTORNEY GENERAL  
The Capitol  
Tallahassee, Fl 32399-1050  
(850) 414-3300