

IN THE SUPREME COURT OF FLORIDA

FLA. DEP'T OF HEALTH, *et al.*,

Case No. SC19-1464

Petitioners,

v.

DCA Case No. 1D18-4471

L.T. Case No. 2017-CA-2549

FLORIGROWN, LLC, and
VOICE OF FREEDOM, INC.,

Respondents.

**FLORIDA HOUSE OF REPRESENTATIVES'S NOTICE OF
INTENT PURSUANT TO FLA. R. APP. P. 9.370(d)**

The Florida House of Representatives will seek leave to file an *amicus* brief in support of the petitioners if this Court accepts jurisdiction.

The House has an interest here and in the underlying case. The certified question asks only whether an element of the temporary injunction standard was established. However, answering that question may require the Court to weigh in—preliminarily, with a less-than-full record—on whether the Legislature *still* has exclusive constitutional authority to protect public safety through market controls (*e.g.*, vertical integration and caps) on the manufacture, distribution, and sale of marijuana, an illicit Schedule I drug prohibited by superseding federal law.

The House sought to assert this legislative interest in the underlying case, but it is not yet a party. The order denying the House's intervention remains on appeal in *Fla. House of Representatives v. Florigrown, LLC*, Case No. 1D18-4994.

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Respectfully submitted,

/s/ Adam S. Tanenbaum

ADAM S. TANENBAUM (FBN 117498)

General Counsel

adam.tanenbaum@myfloridahouse.gov

FLORIDA HOUSE OF REPRESENTATIVES

418 The Capitol

402 South Monroe Street

Tallahassee, Florida 32399-1300

Phone: (850) 717-5500

Counsel for Florida House of Representatives

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of September, 2019, a true copy of the foregoing notice was furnished to the Clerk of the Court through the Florida Courts e-Filing Portal, which shall serve a copy via e-mail to the counsel on the service list below, constituting compliance with the service requirements of Florida Rule of Judicial Administration 2.516(b) and Florida Rule of Appellate Procedure 9.420(c).

/s/ Adam S. Tanenbaum

ADAM S. TANENBAUM

ATTORNEY

Service List

JOSEPH W. JACQUOT, ESQUIRE
joe.jacquot@eog.myflorida.com
JOHN MACIVER, ESQUIRE
john.maciver@eog.myflorida.com
EXECUTIVE OFFICE OF THE GOVERNOR
400 South Monroe Street, Suite 209
Tallahassee, Florida 32399
(850) 717-9310
Counsel for Petitioners

LOUISE WILHITE-ST. LAURENT, ESQUIRE
louise.stlaurent@flhealth.gov
FLORIDA DEPARTMENT OF HEALTH
4052 Bald Cypress Way, Bin A-02
Tallahassee, Florida 32399-1708
(850) 245-4005
Counsel for Petitioners

JASON B. GONZALEZ, ESQUIRE
jasongonzalez@shutts.com
AMBER STONER NUNNALLY, ESQUIRE
anunnally@shutts.com
SHUTTS & BOWEN LLP
215 South Monroe Street, Suite 804
Tallahassee, Florida 32301
(850) 241-1717
Counsel for Petitioners

KATHERINE E. GIDDINGS, ESQUIRE
katherine.giddings@akerman.com
elisa.miller@akerman.com
michele.rowe@akerman.com
AKERMAN LLP
106 East College Avenue, Suite 1200
Tallahassee, Florida 32301
(850) 224-9634
Counsel for Respondents Florigrown LLC and Voice of Freedom, Inc.

ARI H. GERSTIN, ESQUIRE
ari.gerstin@akerman.com
marilyn.herrera@akerman.com

AKERMAN LLP

98 Southeast Seventh Street, Suite 1100

Miami, Florida 33131

(305) 374-5600

Counsel for Respondents Florigrown LLC and Voice of Freedom, Inc.

JONATHAN S. ROBBINS, ESQUIRE
jonathan.robbins@akerman.com

nancy.alessi@akerman.com

AKERMAN LLP

350 East Las Olas Boulevard, Suite 1600

Fort Lauderdale, Florida 33301-2999

(954) 463-2700

Counsel for Respondents Florigrown LLC and Voice of Freedom, Inc.