

**SUPREME COURT OF FLORIDA**

ADVISORY OPINION TO THE  
ATTORNEY GENERAL RE:  
ADULT USE OF MARIJUANA

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CASE NO. SC19-2116

**Notice of Withdrawal of Motion to Dismiss**

The Florida Senate withdraws its Motion to Dismiss on the following grounds:

1. On December 19, 2019, the Attorney General filed a request for an advisory opinion on the above captioned case pursuant to § 16.061, Florida Statutes.
2. Section 15.21(3), Fla. Stat. (2020), sets forth the criteria for Court review and requires the sponsor to have gathered petition forms signed and dated equal to 25 percent of the number of electors required statewide and in at least one-half of the congressional districts required. (This has been amended since the petition was submitted. The previous criteria was ten percent and one-quarter of the congressional districts.)
3. The Senate on January 13, 2020, filed its Motion to Dismiss as the Sponsor was no longer seeking placement on the 2020 ballot and the 2022 ballot criteria were unknown.
4. On November 3, 2020, the general election was held and the Secretary of State figures showing over eleven million votes were cast. (This number may change when the final results are certified but not to any significant degree.)

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5. As of November 9, 2020, the Adult Use of Marijuana Initiative now has 555,258 signatures distributed across the state.
6. The new threshold for review will require approximately 220,000 signatures so the Initiative will clearly meet the threshold for review.
7. Since this is the case, and the matter has been briefed and argued the Senate now views this issue as moot.

Based on the foregoing, the Florida Senate withdraws its Motion to Dismiss.

Respectfully submitted,

/s/  
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## **CERTIFICATE OF SERVICE**

I hereby certify that the foregoing has been filed electronically with the Clerk of the Court via the Florida eFiling Portal which will serve all parties of record this 9th day of November 2020.

s/ Jeremiah Hawkes