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In the

Supreme Court of Florida

JASON ANDREW SIMPSON,

Appellant/Petitioner,

v. Case Nos.: SC18-1238; SC-19-700

STATE OF FLORIDA,

Appellee/Respondent.
_____/

RECEIVED, 02/04/2022 12:01:20 PM, Clerk, Supreme Court

NOTICE THE STATE WILL NOT SEEK REHEARING

The State of Florida gives notice to this Court that it will not seek rehearing in this case. This Court issued its opinion on January 13, 2022, and reversed Simpson's convictions based on a *Brady*[1] violation. Due to turnover in the Attorney General's Office, the undersigned appeared in this case on January 24, 2022. The next day, the undersigned filed an unopposed motion to extend the rehearing deadline for ten days (until February 7, 2022). On January 26, 2022, this Court granted that motion.

[1] *Brady v. Maryland*, 373 U.S. 83 (1963).

Since then, the undersigned has reviewed Simpson's direct appeal and postconviction records, written a memo evaluating the merits of rehearing, and conveyed pertinent information through the chain of command. In the end, the State of Florida, through the Attorney General's Office, has decided not to seek rehearing in this case. The State apologies for any delay this has caused and assures the Court this delay was taken in good faith so the State could determine whether to seek rehearing.

ASHLEY MOODY
ATTORNEY GENERAL

/s/ *Jason William Rodriguez*
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing Notice has been furnished via the e-portal to all counsel of record this 4th day of February 2022.

/s/ Jason William Rodriguez
Jason William Rodriguez