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IN THE SUPREME COURT OF FLORIDA

MICHAEL LAWRENCE WOODBURY,
Appellant, CASE NO.: SC19-0008

vs.

STATE OF FLORIDA,
Appellee.
_____/

RECEIVED, 08/22/2019 01:15:29 PM, Clerk, Supreme Court

MOTION FOR EXTENSION OF TIME FOR FILING INITIAL BRIEF

Appellant, Michael Lawrence Woodbury, moves this Court for an order extending the time for filing the Initial Brief in this case, and as grounds, states:

1. The present case is a capital direct appeal. Capital cases are given a higher degree of scrutiny due to the considerations of finality of the sentence.

2. Appellant's Initial Brief is currently due for filing today Thursday, August 22, 2019. No extensions of time have previously been sought in the present case.

3. This Court granted Appellant's motion to supplement the record and toll time on July 17, 2019. The clerk was directed to file the supplemental record by August 16, 2019. Appellant was allotted eight days from the filing of the supplemental record to file the initial brief. The supplemental record was received on August 14, 2019.

4. Undersigned counsel has researched and drafted a lengthy issue in which the supplemental record was needed. But, despite extensive research and review

over the past several months, a few other issues have presented which need to be included. While these issues have been drafted, undersigned counsel needs a short extension for editing.

5. Every effort was made to complete the brief on time but undersigned counsel was unable to do so given the numerous and complex legal issues being raised (14 points), most of which require extended discussion. Undersigned counsel needs additional time to edit and revise.

6. Undersigned counsel respectfully requests 5 days, in which to file the Initial Brief.

7. This motion is made in good faith and not for the purpose of delay. Undersigned counsel has worked diligently on this case, but cannot meet the Court's deadline due to the complexity of the issues present in this case. An extension of time is essential to the competent representation of Appellant in this case. *See* Rule 4-1.1, Rules Regulating Florida Bar (2019).

8. Assistant Attorney General, Rhonda Giger, has been contacted, and she has indicated that the State does not object to this motion.

WHEREFORE, Appellant requests an extension of 5 days, to and including Tuesday, August 27, 2019, within which to file the Initial Brief in this cause.

Respectfully submitted,

CAREY HAUGHWOUT
Public Defender, 15th Judicial Circuit

/s/ Mara Herbert
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that this motion has been furnished to Rhonda Giger, Assistant Attorney General, 1515 N. Flagler Dr., Suite 900, West Palm Beach, FL 33401 by e-service at CrimAppWPB@MyFloridaLegal.com; and electronically filed with this court on the 22nd day of August, 2019.

/s/ Mara Herbert
Of Counsel