

**IN THE SUPREME COURT OF FLORIDA**

**STATE OF FLORIDA,  
APPELLANT**

**CASE NO. SC21-1467**

**v.**

**DEATH PENALTY**

**HENRY P. SIRECI,  
APPELLEE.**

\_\_\_\_\_ /

**UNOPPOSED MOTION TO EXTEND BRIEFING SCHEDULE**

Appellee Henry P. Sireci, by and through undersigned counsel, hereby files this Unopposed Motion to Extend Briefing Schedule, and in support of his Motion states as follows:

1. By order of this Court dated January 6, 2022, the Brief for Appellant is due to be filed on February 4, 2022, and Appellee Henry Sireci's brief is due on February 20, 2022.
2. Nina Morrison, co-counsel for Mr. Sireci in this matter, has been nominated by the President to fill a judicial vacancy on the United States District Court for the Eastern District of New York. Ms. Morrison was recently informed that the Senate Judiciary Committee may consider her nomination at a hearing as early as February 16, 2022, although that date is not set. Ms. Morrison may

RECEIVED, 01/26/2022 02:43:22 PM, Clerk, Supreme Court

- also be required to provide additional written submissions to members of the Judiciary Committee shortly after the hearing.
3. The Florida Attorney General's Office has informed the undersigned that it has no objection to an extension of the briefing schedule in this matter to permit Ms. Morrison time to prepare for and attend a potential Senate Judiciary Committee hearing in February.
  4. Accordingly, Mr. Sireci respectfully moves this Court for an order extending both parties' time to file their briefs by approximately four weeks, as follows: (1) Appellant's initial brief to be filed on March 4, 2022; and (2) Appellee's brief to be filed on March 21, 2022.
  5. The Office of the Attorney General does not oppose the Motion.

### **CONCLUSION**

For the foregoing reasons, Defendant-Appellee respectfully requests that this Court GRANT his unopposed motion to extend briefing schedule.

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 26th day of January, 2022, this motion was electronically filed to the clerk of the Florida Supreme Court and notice and copies sent to the following: Scott Browne, Assistant Attorney General, [scott.browne@myfloridalegal.com](mailto:scott.browne@myfloridalegal.com), and [capapp@myfloridalegal.com](mailto:capapp@myfloridalegal.com) Jeffrey DeSouza, Assistant Solicitor General, [jeffrey.desousa@myfloridalegal.com](mailto:jeffrey.desousa@myfloridalegal.com), and Jacqueline Brown, Assistant State Attorney, [jbrown@sao9.org](mailto:jbrown@sao9.org).

**/s/ Julissa R. Fontán**

Julissa R. Fontán  
Asst. Capital Collateral Regional Counsel  
[fontan@ccmr.state.fl.us](mailto:fontan@ccmr.state.fl.us)  
[support@ccmr.state.fl.us](mailto:support@ccmr.state.fl.us)  
Capital Collateral Regional Counsel- Middle  
Region  
12973 N. Telecom Parkway  
Temple Terrace, FL 33637  
(813) 558-1600

*Counsel for Mr. Sireci*

**/s/ Nina Morrison**

Nina Morrison  
INNOCENCE PROJECT  
40 Worth St., Suite 701  
New York, NY 10013  
212-364-5340 (Phone)  
212-364 5341 (Fax)  
[nmorrison@innocenceproject.org](mailto:nmorrison@innocenceproject.org)

*Counsel for Mr. Sireci*

*\*Admitted Pro Hac Vice*