

# Supreme Court of Florida

TUESDAY, SEPTEMBER 13, 2022

**CASE NO.: SC22-458**

Lower Tribunal No(s).:

4D20-345;

502016CF006304AXXXMB

STATE OF FLORIDA

vs. ZACHARY JOSEPH PENNA

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Petitioner(s)

Respondent(s)

The Court accepts jurisdiction of this case.

Petitioner's initial brief on the merits must be served on or before October 18, 2022; respondent's answer brief on the merits must be served thirty days after service of petitioner's initial brief on the merits; petitioner's reply brief on the merits must be served thirty days after service of respondent's answer brief on the merits; and respondent's cross-reply brief on the merits, if authorized, must be served thirty days after service of petitioner's reply brief on the merits.

The Clerk of the Fourth District Court of Appeal must file the record which must be properly indexed and paginated on or before October 10, 2022. The Clerk may provide the record in the format as currently maintained at the district court, either paper or electronic.

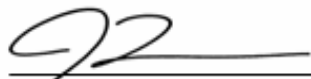
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MUÑIZ, C.J., and POLSTON, COURIEL, and GROSSHANS, JJ.,  
CONCUR.  
LABARGA, J., DISSENTS.

Oral argument will be set by separate order. Counsel for the parties will be notified of the oral argument date approximately sixty days prior to oral argument.

A True Copy  
Test:



John A. Tomasino  
Clerk, Supreme Court



kj  
Served:

PAUL EDWARD PETILLO  
EVAN EZRAY  
HENRY C. WHITAKER  
JEFFREY PAUL DESOUSA  
HON. LONN WEISSBLUM, CLERK