


IN THE SUPREME COURT  
STATE OF FLORIDA

CASE NO.: SC09-1181

Lower Tribunal No(s):3D08-2272  
3D08-2537, 08-01

FILED  
THOMAS D. HALL  
2011 NOV -2 AM 9:33  
ELEVENTH SUPREME COURT  
BY 

PUBLIC DEFENDER, ELEVENTH  
JUDICIAL CIRCUIT OF FLORIDA

Petitioner(s)

vs.

STATE OF FLORIDA, et al.,

Respondent(s)

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MOTION FOR LEAVE TO FILE BRIEF AS AMICUS CURIAE

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COMES NOW The Florida Prosecuting Attorneys Association, Inc., by and through its undersigned General Counsel, and hereby moves this court to allow the FPAA to file an amicus brief in this matter and would state as follows:

The Florida Prosecuting Attorneys Association is composed of the 20 elected state attorneys of Florida and their some 1800 Assistant State Attorneys. They are concerned about matters which involve the criminal justice system in Florida. They appeared as amicus in the trial court and appellate court phase of this matter. The outcome of this court's ruling will have impact throughout the state of Florida in the

outcome of this court's ruling will have impact throughout the state of Florida in the administration of justice.

THEREFORE, the FPAA requests they be allowed to file an amicus brief in this matter.

Respectfully Submitted,



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**ARTHUR I. JACOBS, ESQUIRE**

**Florida Bar No.: 018249**

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U. S. Mail to Parker D. Thomson, Laura Besvinick, Julie Nevins, Matthew Bray, Hogan Lovells US, LLP, Sabadell Financial Center - 1<sup>st</sup> Floor, 1111 Brickell Avenue, Miami, Florida 33131; Scott D. Makar and Louis F. Hubener, Office of the Attorney General, The Capitol, PL-01, Tallahassee, Florida 32399-1050; Richard Polin, Office of the Attorney General 444 Brickell Avenue, Suite 650, Miami, Florida 33131; Penny Brill, Don Horn, Office of the State Attorney, E.R. Graham Building 1350 N.W. 12<sup>th</sup> Avenue, Miami, Florida 33136; Gene Zenobi, Regional Civil and Criminal Conflict Counsel, 1501 N.W. N. River Drive, Miami, Florida 33125; and Stephen Presnell, General Counsel, Justice Administration Commission, P.O. Box 1654, Tallahassee, Florida 32302, on this 18<sup>th</sup> day of November, 2011.



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