

# Supreme Court of Florida

WEDNESDAY, APRIL 3, 2002

WILLIE SMITH,

\*\*

Petitioner,

\*\*

vs.

\*\*

STATE OF FLORIDA,

\*\*

CASE NO. SC01-2633

LOWER TRIBUNAL

CASE NO. 00-9986

\*\*

Respondent.

\*\*

## ORDER TRANSFERRING PETITION

Petitioner has submitted a petition for writ of habeas corpus. The petition is hereby transferred instanter to the Circuit Court of the Thirteenth Judicial Circuit, in and for Hillsborough County (Case No. 00-9986 and Case No. 00-15615), as a motion filed pursuant to Florida Rule of Criminal Procedure 3.850. The transferee court shall treat the motion as if it had been originally filed there on the date it was filed in this Court. The transfer of this case is not an adjudication or comment on the merits, nor is it a determination as to the transferee court's jurisdiction or whether this case should properly be considered a motion filed pursuant to the above-referenced rule. If it is determined that a filing fee is applicable to this case, and if petitioner wishes to proceed in forma pauperis in the transferee court, an affidavit of indigency and accompanying documentation shall be filed by petitioner in the transferee court, or as ordered by the transferee court.

A True Copy

TEST:



Thomas D. Hall  
Clerk, Supreme Court

H

cc: Hon. Manuel Menendez,  
Chief Judge  
Mr. Willie Smith  
Hon. Mark A. Ober  
Hon. Richard L. Ake, Clerk

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