

Supreme Court of Florida

WEDNESDAY, DECEMBER 12, 2007

CASE NO.: SC07-2250

GLENN H. SMITH

vs. JAMES R. MCDONOUGH,
ETC.

Petitioner(s)

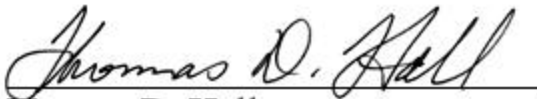
Respondent(s)

The petition for writ of habeas corpus is hereby transferred to the Circuit Court of the Fifth Judicial Circuit, in and for Marion County, Florida (Case No. 99-4284), for consideration as a motion to correct sentence filed pursuant to Florida Rule of Criminal Procedure 3.800(a). The transfer of this case should not be construed as an adjudication or comment on the merits of the petition, nor as a determination that the transferee court has jurisdiction or that the petition should be considered as a motion to correct sentence. The transferee court should not interpret the transfer of this case as an indication that it must or should reach the merits of the petition. The transferee court shall treat the petition as if it had been originally filed there on the date it was filed in this Court. Any determination concerning whether a filing fee shall be applicable to this case shall be made by the transferee court. Any and all pending motions in this case are hereby deferred to the transferee court.

Any future pleadings filed regarding this case should be filed in the above mentioned circuit court at 110 Northwest First Avenue, Ocala, Florida 34475.

A True Copy

Test:



Thomas D. Hall
Clerk, Supreme Court



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Served:

GLENN H. SMITH
KATHLEEN VON HOENE
HON. DAVID R. ELLSPERMANN, CLERK