

**CASES FOR ORAL ARGUMENT**  
**MONDAY, OCTOBER 30, 2006 – 9:00 A.M.**  
**EN BANC**

----- Case #1 -----

<b>IN RE: AMENDMENTS TO THE FLORIDA RULES OF JUVENILE PROCEDURE</b> <b>CASE NO. SC05-1303</b>
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Appearance for Florida Rules of Juvenile Procedure Committee:

Alan Abramowitz, Chair, Daytona Beach, 386-238-4750

Appearance for the Florida Department of Children and Families:

John Copelan, Jr.

Peggy Sanford and

Rebecca Kapusta, General Counsel's Office, Tallahassee, 850-488-2381

Appearance for the Statewide Guardian ad Litem Program:

Dennis Moore, General Counsel, Tallahassee, 850-922-7213

Appearance for Children's Advocacy Foundation:

Karen Gievers, Tallahassee, 850-222-1961

Appearance for University of Miami School of Law Children & Youth Law Clinic:

Bernard P. Perlmutter of the University of Miami School of Law, Miami, 305-284-3123

(MAXIMUM OF FORTY MINUTES ALLOCATED FOR ORAL ARGUMENT)

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**CASES FOR ORAL ARGUMENT**  
**MONDAY, OCTOBER 30, 2006 – 9:00 A.M.**  
**EN BANC**

----- **Case #2** -----

<b>ANTHONY K. RUSSELL v. STATE OF FLORIDA</b> <b>CASE NO. SC06-335</b> <b>MARION COUNTY</b>
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Appearance for Petitioner:

David S. Morgan, Asst. Public Defender, Daytona Beach, 386-252-3367

Appearance for Respondent:

Kellie A. Nielan and  
Pamela J. Koller, Asst. Atty. Generals, Daytona Beach, 386-238-4990

(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

----- **Case #3** -----

<b>STATE OF FLORIDA v. EDGAR SYLVESTER WHITBY</b> <b>CASE NO. SC06-420</b> <b>DADE COUNTY</b>
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Appearance for Petitioner:

Valentina M. Tejera, Asst. Atty. General, Miami, 305-377-5441

Appearance for Respondent:

Shannon McKenna, Miami, 350-545-1963

(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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**CASES FOR ORAL ARGUMENT**  
**MONDAY, OCTOBER 30, 2006 – 9:00 A.M.**  
**EN BANC**

----- Case #4 -----

<b>JAMES D. FORD v. STATE OF FLORIDA</b> <b>CASE NO. SC04-1611</b> <b>CHARLOTTE COUNTY</b>
--

Appearance for Appellant:

Ryan Thomas Truskoski of Ryan Thomas Truskoski, P.A., Orlando, 407-841-7676

Appearance for Appellee:

Carol M. Dittmar, Senior Asst. Atty. General, Tampa, 813-287-7013

(3.851 APPEAL – MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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**CASES FOR ORAL ARGUMENT**  
**TUESDAY, OCTOBER 31, 2006 – 9:00 A.M.**  
**EN BANC**

----- Case #1 -----

<b>BRANDON REGIONAL HOSPITAL v. MARIA MURRAY, ET AL.</b> <b>CASE NO. SC05-1864</b> <b>HILLSBOROUGH COUNTY</b>
<u>Appearance for Petitioner:</u> Jere Tolton of Ogden & Sullivan, P.A., Tampa, 813-223-5111
<u>Appearance for Respondent Maria Murray and Daniel S. Murray:</u> George Vaka of Vaka, Larson & Johnson, P.L., Tampa, 813-228-6688
(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

----- Case #2 -----

<b>STUART HOROWITZ, ETC., ET AL. v. PLANTATION GENERAL HOSPITAL LIMITED PARTNERSHIP, ETC.</b> <b>CASE NO. SC05-331</b> <b>BROWARD COUNTY</b>
<u>Appearance for Petitioner:</u> Joel Perwin of Joel S. Perwin, P.A., Miami, 305-779-6090
<u>Appearance for Plantation General Hospital Limited Partnership:</u> Arthur J. England, Jr. of Greenberg Traurig, P.A., Miami, 305-579-0500
(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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**CASES FOR ORAL ARGUMENT**  
**TUESDAY, OCTOBER 31, 2006 – 9:00 A.M.**  
**EN BANC**

----- Case #3 -----

<b>JOHNNIE HOSKINS v. STATE OF FLORIDA</b> <b>CASE NO. SC05-28</b> <b>BREVARD COUNTY</b>
<u>Appearance for Petitioner:</u> Christopher S. Quarles, Asst. Public Defender, Daytona Beach, 386-252-3367
<u>Appearance for Respondent:</u> Kenneth Nunnolley, Sr. Asst. Atty. General, Daytona Beach, 386-238-4990
(RESENTENCING APPEAL – MAXIMUM OF TWENTY MINUTES TO THE SIDE)

----- Case #4 -----

<b>RICHARD ALLEN JOHNSON v. STATE OF FLORIDA</b> <b>CASE NO. SC04-1972</b> <b>ST. LUCIE COUNTY</b>
<u>Appearance for Appellant:</u> Gary Lee Caldwell, Asst. Public Defender, West Palm Beach, 561-624-6755
<u>Appearance for Appellee:</u> Debra Rescigno and Leslie T. Campbell, Asst. Atty. General, West Palm Beach, 561-837-5000
(INITIAL APPEAL – MAXIMUM OF THIRTY MINUTES TO THE SIDE)

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**CASES FOR ORAL ARGUMENT**

**WEDNESDAY, NOVEMBER 1, 2006 – 9:00 A.M.**

**EN BANC**

**----- Case #1 -----**

**ADVISORY OPINION TO THE ATTORNEY GENERAL  
RE: EXTENDING EXISTING SALES TAX TO NON-TAXED SERVICES WHERE  
EXCLUSION FAILS TO SERVE PUBLIC PURPOSE**

**ADVISORY OPINION TO THE ATTORNEY GENERAL  
RE: INITIATIVE REQUIRING LEGISLATIVE DETERMINATION THAT SALES  
TAX EXEMPTIONS SERVE A PUBLIC PURPOSE**

**ADVISORY OPINION TO THE ATTORNEY GENERAL  
RE: INITIATIVE DIRECTING MANNER BY WHICH SALES TAX EXEMPTIONS  
ARE GRANTED BY THE LEGISLATURE**

**CASE NOS. SC05-1564; SC05-1833 (FIS); SC05-1565; SC05-1834 (FIS); SC05-1566;  
SC05-1835 (FIS)**

Appearance for Attorney General:

Lynn C. Hearn, Deputy Solicitor General, Tallahassee, 850-414-3681

Appearance for Sponsor Floridians Against Inequities in Rates:

Robert L. Nabors of Nabors, Giblin & Nickerson, P.A., Tallahassee, 850-224-4070

Appearance for Interested Parties Florida Association of Realtors, Inc.; Florida Institute of Certified Public Accountants; Florida Retail Federation; Florida Chamber of Commerce, Inc.; Florida Association of Broadcasters; Florida Manufacturers Association; National Federation of Independent Businesses, Inc.; Florida Farm Bureau Federation, Inc.; Florida Minerals and Chemistry Council, Inc.; Florida Fruit and Vegetable Association, Inc.; Florida Cattlemen's Association, Inc.; Sunshine State Milk Producers, Inc.; Florida Nursery Growers and Landscape Association; Printing Association of Florida and Florida Bankers Association:

Cynthia S. Tunnick of Pennington, Moore, Wilkinson, Bell & Dunbar, P.A., Tallahassee, 850-222-3533; and

Dan R. Stengle of Hopping Green & Sams, P.A., Tallahassee, 850-222-7500

**(SIX CONSOLIDATED CASES - MAXIMUM OF TWENTY MINUTES  
TO THE SIDE AS CONSOLIDATED)**

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**CASES FOR ORAL ARGUMENT**  
**WEDNESDAY, NOVEMBER 1, 2006 – 9:00 A.M.**  
**EN BANC**

----- Case #2 -----

<b>THE FLORIDA BAR v. LEONARD WILLIAM KROUNER</b> <b>CASE NO. SC04-819</b>
<u>Appearance for Respondent:</u> Leonard William Krouner, San Diego, 858-277-5323
<u>Appearance for Complainant:</u> Edward Iturralde and Donald Spangler, Bar Counsel, Tallahassee, 850-561-5845
(MAXIMUM OF FIFTEEN MINUTES TO THE SIDE)

----- Case #3 -----

<b>UNIVERSITY OF MIAMI, ETC. v. JUANITA RUIZ, ET AL.</b> <b>CASE NO. SC05-2164</b> <b>DADE COUNTY</b>
<u>Appearance for Petitioner:</u> Steven Stark, Miami, 305-243-8663
<u>Appearance for Juanita Ruiz:</u> Lincoln J. Connolly of Rossman, Baumberger, Reboso & Spier, P.A., Miami, 305-373-0708
<u>Appearance for Florida Birth-Related Neurological Compensation Association:</u> Wilbur E. Brewton of Roetzel and Andress, L.P.A., Tallahassee, 850-222-7718
(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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----- Case #4 -----

**DAVID A. GORE v. STATE OF FLORIDA**  
**CASE NO. SC04-1458**  
and  
**DAVID ALAN GORE v. STATE OF FLORIDA**  
**CASE NO. SC05-733**  
**INDIAN RIVER COUNTY**

Appearance for Appellant/Petitioner:

Andrew A. Graham of Graham, Moletteire & Torpy, Melbourne, 321-242-6121

Appearance for Appellee/Respondent

Celia Terenzio, Asst. Atty. General, West Palm Beach, 561-837-5000

(3.851 APPEAL AND A PETITION FOR WRIT OF HABEAS CORPUS –  
MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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**CASES FOR ORAL ARGUMENT**  
**THURSDAY, NOVEMBER 2, 2006 – 9:00 A.M.**  
**EN BANC**

**----- Case #1 -----**

**CHRISTOPHER MORRISON v. ELEONORA BIANCA ROOS**  
**CASE NO. SC05-2170**  
**DUVAL COUNTY**

Appearance for Petitioner:

Elizabeth K. Russo of Russo Appellate Firm, P.A., Miami, 305-666-4660

Appearance for Respondent:

Thomas E. Duffy, Jr., Jacksonville, 904-632-2424

(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

**----- Case #2 -----**

**STATE OF FLORIDA v. JOHN ANTHONY RUBIO, ET AL.**  
**CASE NO. SC06-157**  
**ORANGE COUNTY**

Appearance for Appellant:

Louis F. Hubener, Chief Deputy Solicitor General, Tallahassee, 850-414-3300

Appearance for John Anthony Rubio:

Robert I. Targ of Pave & Targ, South Miami, 305-661-1984

Appearance for Bonilla Guzman and Bonilla Mendez:

G. Richard Strafer of G. Richard Strafer, P.A., Miami, 305-857-9090

(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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----- **Case #3** -----

<b>THE FLORIDA BAR v. GUILLERMO PENA</b> <b>CASE NO. SC04-2367</b> <b>DADE COUNTY</b>
<u>Appearance for Respondent:</u> Martin J. Beguiristain, Miami, 305-251-2302
<u>Appearance for Complainant:</u> Randi Klayman Lazarus, Bar Counsel, Miami, 305-377-4445
(MAXIMUM OF FIFTEEN MINUTES TO THE SIDE)

----- **Case #4** -----

<b>STATE OF FLORIDA v. KENNETH WATSON</b> <b>CASE NO. SC03-1965</b> <b>DADE COUNTY</b>
<u>Appearance for Appellant/Cross-Appellee:</u> Kenneth S. Nunnelley, Asst. Atty. General, Daytona Beach, 386-238-4990
<u>Appearance for Appellee/Cross-Appellant:</u> Rachel L. Day and Roseanne Eckert, Asst. CCRCs, Fort Lauderdale, 954-713-1284
(3.851 APPEAL – MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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**CASES FOR ORAL ARGUMENT**  
**FRIDAY, NOVEMBER 3, 2006 – 8:30 A.M.**  
**EN BANC**

----- **Case #1** -----

<b>STATE OF FLORIDA v. BILL MONROE HEARNS</b> <b>CASE NO. SC05-2122</b> <b>MIAMI-DADE COUNTY</b>
<u>Appearance for Petitioner:</u> Richard L. Polin, Bureau Chief, and Douglas J. Glaid, Sr. Asst. Atty. General, Miami, 305-377-5441
<u>Appearance for Respondent:</u> Robert Godfrey, Asst. Public Defender, Miami, 305-545-1958
(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

----- **Case #2** -----

<b>LAW OFFICE OF DAVID J. STERN, P.A. v. SECURITY NATIONAL SERVICING CORP.</b> <b>CASE NO. SC06-361</b> <b>BROWARD COUNTY</b>
<u>Appearance for Petitioner:</u> Robert M. Klein of Stephens, Lynn, Klein, et al., Miami, 305-670-3700
<u>Appearance for Respondent:</u> Nancy W. Gregoire of Bunnell, Woulfe, Kirschbaum, Keller, McIntyre, Gregoire & Klein, P.A., Fort Lauderdale, 954-761-8600
(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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----- Case #3 -----

<b>INQUIRY CONCERNING A JUDGE, NO. 04-455 RE: JOHN R. SLOOP CASE NO. SC05-555</b>
<u>Appearance on behalf of the Honorable John R. Sloop:</u> Honorable John R. Sloop, County Judge, Seminole County
<u>Appearance on behalf of the Judicial Qualifications Commission:</u> Lauri Waldman Ross of Lauri Waldman Ross, P.A., Miami, 305-670-8010
(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

----- Case #4 -----

<b>DOLAN DARLING A/K/A SEAN SMITH v. STATE OF FLORIDA CASE NO. SC04-2379</b> and <b>DOLAN DARLING A/K/A SEAN SMITH v. JAMES R. MCDONOUGH, ETC. CASE NO. SC05-2020 ORANGE COUNTY</b>
<u>Appearance for Petitioner:</u> Mark Gruber, Asst. CCRC, Tampa, 813-740-3544
<u>Appearance for Respondent:</u> Barbara C. Davis, Asst. Atty. General, Daytona Beach, 386-238-4990
(3.851 APPEAL AND A PETITION FOR WRIT OF HABEAS CORPUS – MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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