

CASES FOR ORAL ARGUMENT
MONDAY, JANUARY 5, 2009 – 9:00 A.M.
EN BANC

NO CASES SCHEDULED

CASES FOR ORAL ARGUMENT
TUESDAY, JANUARY 6, 2009 – 9:00 A.M.
EN BANC

Justices Canady & Polston recused ----- Case #1 -----

INQUIRY CONCERNING A JUDGE NO. 06-249 RE: MICHAEL E. ALLEN CASE NO. SC07-774
Honorable Michael E. Allen, District Court of Appeal Judge, Tallahassee, 850-878-3343
(PUBLIC REPRIMAND)

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

FLORIDA ASSOCIATION OF PROFESSIONAL LOBBYISTS, INC., ETC., ET AL. v. DIVISION OF LEGISLATIVE INFORMATION SERVICES, ETC., ET AL. CASE NO. SC08-791
<u>Appearance for Appellants:</u> Mark Herron of Messer, Caparello & Self, P.A., Tallahassee, 850-222-0720
<u>Appearance for Appellees:</u> Louis F. Hubener, Solicitor General's Office, Tallahassee, 850-414-3300
(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

***PLEASE NOTE THAT ONLY THE NAMES OF THE ATTORNEYS WHO HAVE INDICATED THEY WILL PARTICIPATE IN ORAL ARGUMENT APPEAR ON THE ORAL ARGUMENT CALENDAR.**

CASES FOR ORAL ARGUMENT
TUESDAY, JANUARY 6, 2009 – 9:00 A.M.
EN BANC

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

GERHARD HOJAN v. STATE OF FLORIDA CASE NO. SC05-1687 BROWARD COUNTY
<u>Appearance for Appellant:</u> John G. George of John G. George, P.A., Fort Lauderdale, 954-522-1177
<u>Appearance for Appellee:</u> Lisa-Marie Lerner, Asst. Atty. General, West Palm Beach, 561-837-5000
(INITIAL APPEAL - MAXIMUM OF THIRTY MINUTES TO THE SIDE)

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

IN RE: AMENDMENTS TO THE RULES REGULATING THE FLORIDA BAR – RULE 4-7.6, COMPUTER ACCESSED COMMUNICATIONS CASE NO. SC08-1181
<u>Appearance for Proponent:</u> Elizabeth Clark Tarbert, The Florida Bar, Tallahassee, 850-561-5600; and Charles Chobee Ebbets of Ebbets, Armstrong & Traster, Daytona Beach, 386-253-2288
<u>Appearance Pro Se:</u> Timothy Chinaris, Montgomery, Alabama, 334-386-7214
(MAXIMUM OF THIRTY MINUTES ALLOCATED FOR ARGUMENT)

***PLEASE NOTE THAT ONLY THE NAMES OF THE ATTORNEYS WHO HAVE INDICATED THEY WILL PARTICIPATE IN ORAL ARGUMENT APPEAR ON THE ORAL ARGUMENT CALENDAR.**

CASES FOR ORAL ARGUMENT
WEDNESDAY, JANUARY 7, 2009 – 9:00 A.M.
EN BANC

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

JOSEPH SMITH v. STATE OF FLORIDA
CASE NO. SC06-747
SARASOTA COUNTY

Appearance for Appellant/Cross-Appellee:

Deborah K. Brueckheimer, Asst. Public Defender, Bartow, 863-534-4282

Appearance for Appellee/Cross-Appellant:

Carol M. Dittmar, Asst. Atty. General, Tampa, 813-287-7910

(INITIAL APPEAL - MAXIMUM OF THIRTY MINUTES TO THE SIDE)

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

MARK ALLEN GERALDS v. STATE OF FLORIDA
CASE NO. SC06-761
and
MARK ALLEN GERALDS v. WALTER A. MCNEIL, ETC.
CASE NO. SC07-716
BAY COUNTY

Appearance for Appellant/Petitioner:

Linda McDermott, Wilton Manors, 850-322-2172

Appearance for Appellee/Respondent:

Meredith Charbula, Jr., Asst. Atty. General, Tallahassee, 850-414-3300

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

***PLEASE NOTE THAT ONLY THE NAMES OF THE ATTORNEYS WHO HAVE INDICATED THEY
WILL PARTICIPATE IN ORAL ARGUMENT APPEAR ON THE ORAL ARGUMENT CALENDAR.**

CASES FOR ORAL ARGUMENT
WEDNESDAY, JANUARY 7, 2009 – 9:00 A.M.
EN BANC

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

THE FLORIDA BAR v. NOAH DANIEL LIBERMAN CASE NO. SC06-1874

<u>Appearance for Complainant:</u>

William Mulligan, Miami, 305-377-4445

<u>Appearance for Respondent:</u>

Richard Barron, Miami, 305-577-4626

(MAXIMUM OF FIFTEEN MINUTES TO THE SIDE)
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CASES FOR ORAL ARGUMENT
THURSDAY, JANUARY 8, 2009 – 9:00 A.M.
EN BANC

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

INQUIRY CONCERNING A JUDGE NO. 07-540 RE: GEORGE W. MAXWELL, III. CASE NO. SC08-1285 BREVARD COUNTY
Honorable George W. Maxwell, III., Circuit Court Judge, Viera, 321-617-7256
(PUBLIC REPRIMAND)

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

SHAUN OLMSTEAD, ET AL. v. FEDERAL TRADE COMMISSION CASE NO. SC08-1009
<u>Appearance for Appellants:</u> Thomas C. Little, Clearwater, 727-443-5773
<u>Appearance for Appellee:</u> John Andrew Singer, Washington, D.C., 202-326-3234
(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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CASES FOR ORAL ARGUMENT
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----- **Case #3** -----

KURT S. BROWNING, ETC., ET AL. v. FLORIDA HOMETOWN DEMOCRACY, INC. PAC, ET AL. CASE NO. SC08-884 LEON COUNTY

Appearance for Appellants:

Scott D. Makar, Solicitor General, Tallahassee, 850-414-3300

Appearance for Appellees:

Ross Stafford Burnaman, Tallahassee, 850-942-1474

(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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

EUGENE W. MCWATTERS v. STATE OF FLORIDA CASE NO. SC07-51 MARTIN COUNTY

Appearance for Appellant/Cross-Appellee:

Jeffrey L. Anderson, Asst. Public Defender, West Palm Beach, 561-355-7600

Appearance for Appellee/Cross-Appellant:

Lisa-Marie Lerner, Asst. Atty. General, West Palm Beach, 561-837-5000

(INITIAL APPEAL - MAXIMUM OF THIRTY MINUTES TO THE SIDE)

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----- Case #5 -----

JEREMIAH MARTEL RODGERS v. STATE OF FLORIDA CASE NO. SC07-1652 SANTA ROSA COUNTY

Appearance for Appellant:

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

Appearance for Appellee:

Charmaine Millsaps, Asst. Atty. General, Tallahassee, 850-414-3300

(RESENTENCING APPEAL - MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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**CASES FOR ORAL ARGUMENT
FRIDAY, JANUARY 9, 2009 – 8:30 A.M.
EN BANC**

NO CASES SCHEDULED