

**CASES FOR ORAL ARGUMENT**  
**MONDAY, FEBRUARY 7, 2011 – 9:00 A.M.**  
**EN BANC**

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

**IN RE: AMENDMENTS TO FLORIDA RULES OF CRIMINAL PROCEDURE 3.850  
AND 3.851; AND AMENDMENTS TO FLORIDA RULES OF APPELLATE  
PROCEDURE 9.141 AND 9.142  
CASE NO. SC09-1733**

Appearance for the Criminal Procedure Rules Committee:

Robert T. Strain, Chair, Tampa, 813-740-3544

Appearance for the Florida Public Defender Association, Inc.:

John E. Morrison, Miami, 305-545-1963

Appearance for the Criminal Court Steering Committee:

Honorable James C. Hankinson, Tallahassee, 850-577-4320

(MAXIMUM OF THIRTY MINUTES ALLOCATED FOR ARGUMENT)

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

**IN RE: AMENDMENTS TO STANDARD JURY INSTRUCTIONS IN CRIMINAL  
CASES - INSTRUCTION 7.7  
CASE NO. SC10-113**

Appearance for the Standard Jury Instructions in Criminal Cases Committee:

Honorable Lisa T. Munyon, Chair, Orlando, 407-836-2470

Appearance for Opponents:

Richard M. Summa, Tallahassee, 850-488-2458

Michael T. Kennett, Tallahassee, 850-414-3300

(MAXIMUM OF THIRTY MINUTES ALLOCATED FOR ARGUMENT)

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**CASES FOR ORAL ARGUMENT**  
**MONDAY, FEBRUARY 7, 2011 – 9:00 A.M.**  
**EN BANC**

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

<b>CHRISTOPHER JOHNSON v. STATE OF FLORIDA</b> <b>BROWARD COUNTY</b> <b>CASE NO. SC09-1045</b>
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Appearance for Petitioner:

Melanie L. Casper, Asst. Regional Counsel, West Palm Beach, 561-837-5156

Appearance for Respondent Office of the Public Defender:

Paul E. Petillo, Asst. Public Defender, West Palm Beach, 561-355-7600

(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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

<b>CHARLES MAPP v. STATE OF FLORIDA</b> <b>POLK COUNTY</b> <b>CASE NO. SC09-1838</b>
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Appearance for Petitioner:

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

Appearance for Respondent:

Donna S. Koch, Asst. Atty. General, Tampa, 813-287-7900

(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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**CASES FOR ORAL ARGUMENT**  
**TUESDAY, FEBRUARY 8, 2011 – 9:00 A.M.**  
**EN BANC**

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

<b>INQUIRY CONCERNING A JUDGE NO. 09-518</b> <b>RE: YVONNE COLODNY</b> <b>CASE NO. SC10-1486</b>
Honorable Yvonne Colodny, Circuit Court Judge, Miami, 305-548-5182
(PUBLIC REPRIMAND)

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

<b>LAZARO E. SOSA, ETC. v. SAFEWAY PREMIUM FINANCE COMPANY, ETC.</b> <b>DADE COUNTY</b> <b>CASE NO. SC09-1849</b>
<u>Appearance for Petitioner:</u> Ben R. Alvarez and Paul B. Feltman of Alvarez, Carbonell, Feltman, Jimenez & Gomez, PL, Coral Gables, 305-444-5885
<u>Appearance for Respondent:</u> Maria E. Abate of Colodny, Fass, Talenfeld, Karlinsky & Abate, et al., Fort Lauderdale, 954-492-4010
(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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**CASES FOR ORAL ARGUMENT**  
**TUESDAY, FEBRUARY 8, 2011 – 9:00 A.M.**  
**EN BANC**

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

<b>MARIA CEVALLOS v. KERI ANN RIDEOUT, ET AL.</b> <b>PALM BEACH COUNTY</b> <b>CASE NO. SC09-2238</b>
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<u>Appearance for Petitioner:</u>
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Allen R. Seaman of Seaman & Coven, P.A., Lake Worth, 561-540-3636
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<u>Appearance for Respondent:</u>
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Elizabeth K. Russo of Russo Appellate Firm, P.A., Miami, 305-666-4660
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(MAXIMUM OF TWENTY MINUTES TO THE SIDE)
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----- **Case #4** -----

<b>CORNELIUS O. BAKER v. STATE OF FLORIDA</b> <b>CASE NO. SC09-549</b> <b>FLAGLER COUNTY</b>
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<u>Appearance for Appellant:</u>
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Christopher S. Quarles, Asst. Public Defender, Daytona Beach, 386-254-3758
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<u>Appearance for Appellee:</u>
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Thomas D. Winokur, Asst. Atty. General, Tallahassee, 850-414-3300
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(INITIAL APPEAL – MAXIMUM OF THIRTY MINUTES TO THE SIDE)
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**CASES FOR ORAL ARGUMENT**  
**WEDNESDAY, FEBRUARY 9, 2011 – 9:00 A.M.**  
**EN BANC**

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

**TIMOTHY A. ROBINSON v. STATE OF FLORIDA**  
**CASE NO. SC09-1860**  
and  
**TIMOTHY A. ROBINSON v. WALTER A. MCNEIL ETC.**  
**CASE NO. SC10-695**  
**ESCAMBIA COUNTY**

Appearance for Appellant/Petitioner:

Maria Perinetti, Asst. CCRC, Tampa, 813-740-3544

Appearance for Appellee/Respondent:

Stephen R. White, Asst. Atty. General, Tallahassee, 850-414-3579

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

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

**DELTA PROPERTY MANAGEMENT, ETC. v. PROFILE INVESTMENTS, INC., ET AL.**  
**DUVAL COUNTY**  
**CASE NO. SC09-2075**

Appearance for Petitioner:

John R. Hargrove of Hargrove Pierson & Brown, P.A., Boca Raton, 561-300-3900

Appearance for Respondent:

William S. Graessle of William S. Graessle, Jacksonville, 904-353-6333;

(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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

<b>KEVIN JEROME SCOTT v. STATE OF FLORIDA</b> <b>CASE NO. SC09-1578</b> <b>DUVAL COUNTY</b>
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Appearance for Appellant:

William C. McLain, Asst. Public Defender, Tallahassee, 850-606-8500

Appearance for Appellee:

Thomas D. Winokur, Asst. Atty. General, Tallahassee, 850-414-3300

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

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**CASES FOR ORAL ARGUMENT**  
**THURSDAY, FEBRUARY 10, 2011 – 9:00 A.M.**  
**EN BANC**

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

<b>RICARDO DAVILA v. STATE OF FLORIDA</b> <b>DADE COUNTY</b> <b>CASE NO. SC09-2177</b>
<u>Appearance for Petitioner:</u> Marti Rothenberg, Asst. Public Defender, Miami, 305-545-1961
<u>Appearance for Respondent:</u> Ansley B. Peacock, Asst. Atty. General, Miami, 305-377-5441
(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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

<b>MARBEL MENDOZA v. STATE OF FLORIDA</b> <b>CASE NO. SC09-774</b> <b>DADE COUNTY</b>
<u>Appearance for Appellant:</u> Rachel L. Day, Asst. CCRC, Fort Lauderdale, 954-713-1284
<u>Appearance for Appellee:</u> Sandra S. Jaggard, Asst. Atty. General, Miami, 305-377-5441
(3.851 APPEAL – MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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**THURSDAY, FEBRUARY 10, 2011 – 9:00 A.M.**  
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----- **Case #3** -----

<b>JAMES PENDERGAST, ET AL. v. SPRINT NEXTEL CORPORATION, ETC.</b> <b>CASE NO. SC10-19</b>
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Appearance for Petitioner:

Douglas F. Eaton of Eaton & Wolk, P.L., Miami, 305-350-25100;  
F. Paul Bland, Jr., Washington, D.C., 202-797-8600

Appearance for Respondent:

David E. Mills, Dow Lohnes, PLLC, Washington, D.C., 202-776-2000

(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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

<b>LINDA CRAWFORD v. JANNIE BARKER, ETC.</b> <b>DADE COUNTY</b> <b>CASE NO. SC09-1969</b>
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Appearance for Petitioner:

James L. Weintraub, Boca Raton, 561-210-7599

Appearance for Respondent:

Thomas R. Pepe of Pepe & Nemire, P.A., Coral Gables, 305-667-2564

(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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**CASES FOR ORAL ARGUMENT**  
**FRIDAY, FEBRUARY 11, 2011 – 8:30 A.M.**  
**EN BANC**

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

**IN RE: IMPLEMENTATION OF COMMITTEE ON PRIVACY AND COURT RECORDS  
RECOMMENDATIONS - AMENDMENTS TO THE FLORIDA RULES OF CIVIL  
PROCEDURE; THE FLORIDA RULES OF CRIMINAL PROCEDURE; THE FLORIDA  
PROBATE RULES; THE FLORIDA SMALL CLAIMS RULES; THE FLORIDA RULES  
OF APPELLATE PROCEDURE; AND THE FLORIDA FAMILY LAW RULES  
CASE NO. SC08-2443**

Appearance for the Subcommittee on Access to Court Records:  
Honorable Judith L. Kreeger, Chair, Miami-Dade, 305-281-7591;  
Honorable Melanie May, West Palm Beach, 561-242-2028

Appearance for the Rules of Judicial Administration Committee:  
Keith Park, West Palm Beach, 561-686-7711

Appearance for the Criminal Procedure Rules Committee:  
Robert T. Strain, Chair, Tampa, 813-740-3544

Appearance for the Civil Procedure Rules Committee:  
Donald E. Christopher, Chair, Orlando, 407-422-6600

Appearance for the Probate Rules Committee:  
Jeffrey S. Goethe, Chair, Bradenton, 941-741-3225

Appearance for the Family Law Rules Committee:  
Steven P. Combs Chair, Jacksonville, 904-359-5505

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

<b>SUSAN COHN v. THE GRAND CONDOMINIUM ASSOCIATION, INC., ET AL.</b> <b>DADE COUNTY</b> <b>CASE NO. SC10-430</b>
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Appearance for Petitioner:

Eric M. Glazer of Glazer & Association, P.A., Hollywood, 954-983-1112

Appearance for Respondent The Grand Condominium Association, Inc.:

Daniel S. Rosenbaum of Rosenbaum Mollengarden Janssen & Siracusa, PLLC,  
West Palm Beach, 561-653-2900

Appearance for Respondent PH Hotel, Inc. and PH Retail, Inc.

H. Hugh McConnell of Siegfried, Rivera, Lerner, De La Torre & Sobel, P.A.,  
Coral Gables, 305-854-5131

(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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

<b>MARGARET P. DONOVAN, ET AL. v. OKALOOSA COUNTY, FLORIDA, ETC., ET AL.</b> <b>OKALOOSA COUNTY</b> <b>CASE NO. SC10-794</b>
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Appearance for Petitioner:

D. Kent Safriet, Hopping Green & Sams, P.A., Tallahassee, 850-222-7500

Appearance for Respondent:

Gregory T. Stewart, Nabors, Giblin & Nickerson, P.A., Tallahassee, 850-224-4070

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

**UNIVERSAL INSURANCE COMPANY OF N. AMERICA v. MICHAEL WARFEL**  
**CASE NO. SC10-948**

Appearance for Petitioner:

Nancy W. Gregoire of Kirschbaum, Birnbaum, Lippman & Gregoire, PLLC,  
Fort Lauderdale, 954-617-2305

Appearance for Respondent:

George A. Vaka and  
Nancy A. Lauten of Vaka Law Group, P.L., Tampa, 813-549-1799

(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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

**ANDREW RICHARD LUKEHART v. STATE OF FLORIDA**  
**CASE NO. SC09-961**  
and  
**ANDREW RICHARD LUKEHART v. WALTER A. MCNEIL, ETC.**  
**CASE NO. SC09-1788**  
**DUVAL COUNTY**

Appearance for Appellant/Petitioner:

Michael P. Reiter, Venice, 941-445-5782

Appearance for Appellee/Respondent:

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

(3.851 APPEAL AND A PETITION FOR WRIT OF HABEAS CORPUS –  
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