

Supreme Court of Florida

THURSDAY, FEBRUARY 5, 2009

CASE NO.: SC08-2325

Lower Tribunal No(s): 4D08-1751,
4D08-1753

STATE OF FLORIDA

vs. ANDREW NELSON

Petitioner(s)

Respondent(s)

The Court accepts jurisdiction of this case. Oral argument will be set by separate order. Counsel for the parties will be notified of the oral argument date approximately sixty days prior to oral argument.

Petitioner's initial brief on the merits shall be served on or before March 2, 2009; respondent's answer brief on the merits shall be served twenty days after service of petitioner's initial brief on the merits; and petitioner's reply brief on the merits shall be served twenty days after service of respondent's answer brief on the merits. Please file an original and seven copies of all briefs.

Per this Court's Administrative Order In Re: Mandatory Submission of Electronic Copies of Documents, AOSC04-84, dated September 13, 2004, counsel are directed to transmit a copy of all briefs in an electronic format as required by the provisions of that order.

The Clerk of the Fourth District Court of Appeal shall file the original record which shall be properly indexed and paginated on or before April 6, 2009. The record shall include the briefs filed in the district court separately indexed.

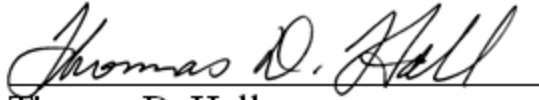
WELLS, CANADY, POLSTON, and LABARGA, JJ., concur.
QUINCE, C.J., and LEWIS, J., dissent.

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A True Copy

Test:



Thomas D. Hall

Clerk, Supreme Court



vm

Served:

KATHERINE Y. MCINTIRE

THOMAS D. WINOKUR

LORENA VALENZUELA

HON. MARILYN BEUTTENMULLER, CLERK