

SC00-2403

DISTRICT COURT OF APPEAL, FIRST DISTRICT
Tallahassee, Florida 32399-1850
Telephone No. (850) 488-6151

FILED
THOMAS D. HALL
DEC 01 2000

December 1, 2000

CLERK, SUPREME COURT
BY _____

CASE NO.: 1D00-4513
L.T. No. : 00-2745

Matt Butler

v. Honorable Katherine
Harris, Etc., Et Al.

Appellant / Petitioner(s),

Appellee / Respondent(s).

BY ORDER OF THE COURT:

It is hereby certified in accordance with Florida Rule of Appellate Procedure 9.125 that this appeal requires immediate resolution by the Supreme Court of Florida because the order on appeal presents issues which are of great public importance.

LAWRENCE, DAVIS, AND VAN NORTWICK, JJ., CONCUR.

I HEREBY CERTIFY that the foregoing is (a true copy of) the original court order.

Served:

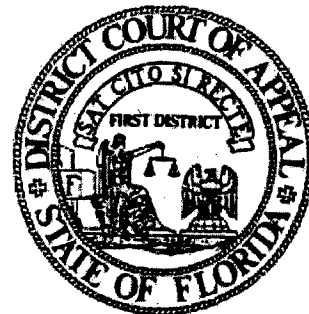
Terrell C. Madigan
Christopher Barkas
George Waas, A.A.G.
Hon. Nikki Ann Clark, Judge

Harold R. Mardenborough, Jr.
Joe Klock
Hon. Thomas D. Hall, Clerk
Hon. Dave Lang

am



JON S. WHEELER, CLERK



00-4513

SC00-2403

IN THE DISTRICT COURT OF APPEAL
FIRST DISTRICT, STATE OF FLORIDA

FILED
THOMAS D. HALL

DEC 01 2000

MATT BUTLER,

Appellant,

vs.

DCA Case No.:

Civil Case No. :

CLERK, SUPREME COURT
BY
00-2745

HONORABLE KATHERINE HARRIS,
as Secretary of State, State of Florida, and
HONORABLE ROBERT A. BUTTERWORTH,
as Attorney General, State of Florida,

Appellees.

FILED

DEC 27 2000

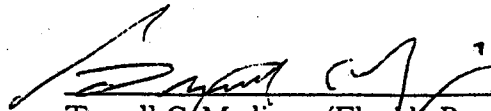
JON S. WHEELER
Clerk District Court of Appeal
First District

SUGGESTION FOR CERTIFICATION BY THE
DISTRICT COURT TO THE SUPREME COURT

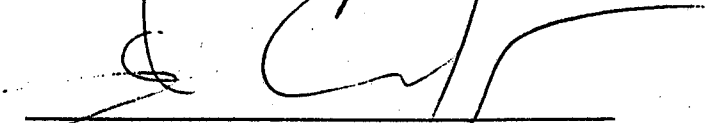
Appellant, Matt Butler, files this Suggestion that the Order reviewed should be certified by the District Court to the Supreme Court pursuant to Florida Rule of Appellate Procedure 9.125(c), and states:

1. This is an appeal from a Final Judgment declaring that the manual recount portions of §102.166, Florida Statutes are constitutional.
2. This appeal requires immediate resolution by the Supreme Court because there are numerous pending matters with respect to the pending presidential election outcome in the State of Florida which hinge on the applicability of the statutes challenged by appellant. Those issues are currently pending on an emergency basis before the Court. If there is an immediate resolution of the constitutionality of the statute in Appellant's favor, then there would be no need for this or any other court to make any determination as to whether counties have a right to provide amended certified returns to the Secretary of State before the entire statewide election results are properly certified.

I express a belief, based on a reasoned and studied professional judgment, that this appeal requires immediate resolution by the Supreme Court and is of great public importance.



Terrell C. Madigan (Florida Bar #380318)



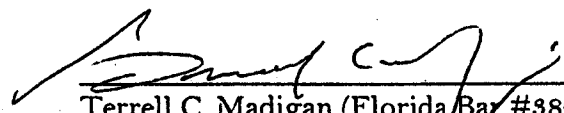
Harold R. Mardenborough Jr. (Florida Bar # 947172)

CERTIFICATE OF TYPE SIZE AND STYLE

Pursuant to Florida Rule of Appellate Procedure 9.210(a)(2), this Brief has been prepared using 12 point Bell MT type font.

I hereby certify that a copy of this foregoing document was hand delivered this 17th day of November, 2000, to Joe Klock, 215 South Monroe Street, Suite 601, Tallahassee, Florida 32301, and via facsimile to George Waas (488-4872), Attorney General's Office, Leon County Courthouse, Tallahassee, Florida 32301.

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Terrell C. Madigan (Florida Bar #380318)
Harold R. Mardenborough Jr. (Florida Bar # 947172)
Christopher Barkas (Florida Bar #449202)