

IN THE SUPREME COURT OF FLORIDA

CASE NO. SC03-454

DERRICK TYRONE SMITH,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

ON APPEAL FROM THE CIRCUIT COURT
OF THE SIXTH JUDICIAL CIRCUIT,
IN AND FOR PINELLAS COUNTY, STATE OF FLORIDA

REPLY BRIEF OF APPELLANT

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PRELIMINARY STATEMENT

The following abbreviations will be utilized to cite to the record in this cause, with appropriate page numbers following the abbreviations:

- "R1.____." -Record on direct appeal following the 1983 trial;
- "R2__." -Record on direct appeal following the 1990 retrial;
- "PC-R__." -Current record on appeal from 2002 post-conviction hearing;
- "D-Ex.____." -Defense exhibits entered at the 2002 evidentiary hearing and made a part of the post-conviction record on appeal. Given the length of a number of the exhibits, reference will often include citation to the bate stamped page number in the form of "bsp __". The bate stamped page numbers were placed upon documents received from the State Attorney's Office pursuant to public records requests. Within the exhibits, the bate stamped pages do not necessarily appear in order.
- "S-Ex.____." -State exhibits entered at the 2002 evidentiary hearing and made part of the post-conviction record on appeal.

All other citations will be self-explanatory or will otherwise be explained.

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