

IN THE SUPREME COURT OF FLORIDA

FILED  
THOMAS D. HALL  
2005 JAN 26 P 4:49  
CLERK, SUPREME COURT  
BY \_\_\_\_\_

\_\_\_\_\_  
JOHN ELLIS "JEB" BUSH )  
CHARLES J. CRIST, JR., )  
BRENDA MCSHANE, et al. )

Appellants, )

CASE NOS. SC04-2323  
SC04-2324, SC04-2325

v. )

RUTH D. HOLMES, et al. )

Appellees. )

**VERIFIED MOTION FOR ADMISSION PRO HAC VICE**

*Amicus Curiae* Excellent Education for Everyone, respectfully moves this Court pursuant to Rule 2.061(b), Rules of Judicial Administration and Rule 9.440, Florida Rules of Appellate Procedure, for leave of Briscoe R. Smith to appear as counsel for *Amicus Curiae* in the above styled action.

1. Mr. Smith is an attorney and active member in good standing of the Bar of the State of New York. Evidence of his good standing is attached hereto.

2. Mr. Smith has not sought admission *pro hac vice* in any court in the State of Florida in the preceding five years.

3. Mr. Smith has never been disciplined in any manner in the preceding five years, nor are there any disciplinary proceedings pending against him.

4. Mr. Smith's representation of *Amicus Curiae* Excellent Education for Everyone in this matter commenced in September, 2004.

5. The undersigned states that all applicable provisions of the Rules of Judicial Administration and the Rules Regulating the Florida Bar have been read and that this verified motion complies with such rules.

6. The Florida Bar member associated for purposes of this representation is Carlos G. Miniz. His Bar number is 0535001. His Florida Bar membership is active and in good standing. His address is 301 S. Bronough Street, Tallahassee 32302.

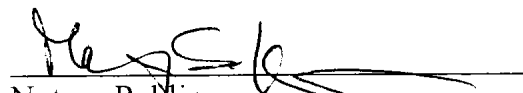
**VERIFICATION**

**I HEREBY VERIFY** under penalty of perjury that the facts stated in the foregoing motion are true and correct.



Briscoe R. Smith

Subscribed and sworn before me this 25 day of January 2005.



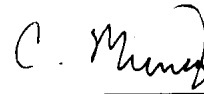
Notary Public

MARTIN S. KAUFMAN  
NOTARY PUBLIC, NEW YORK STATE  
NO. 60-4328404  
QUALIFIED IN WESTCHESTER CNTY  
TERM EXPIRES MARCH 30, 2006

My Commission expires March 30, 2006.

**WHEREFORE**, the Court is respectfully requested to enter an Order granting *pro hac vice* status as requested above.

Respectfully submitted,



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Attorney for *Amicus Curiae* Excellent Education for Everyone.

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing brief of *amici* BAE0, et al. was served this 26th day of January, 2005, via first-class mail, postage pre-paid to the following counsel of record:

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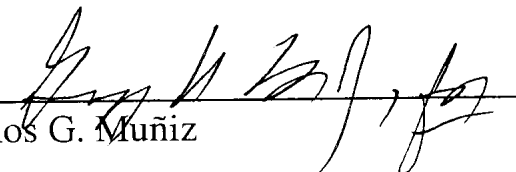
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