

IN THE SUPREME COURT OF FLORIDA

GOVERNOR JOHN ELLIS “JEB”
BUSH, CHARLES J. CRIST, JR.,
BRENDA MCSHANE, et al.,

Appellants,

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

v.

RUTH D. HOLMES, et al.,

Appellees.

MOTION TO ACCEPT AMENDED REPLY BRIEF

Appellant, Charles J. Crist, Jr., Attorney General, moves this Court to accept Appellant’s Amended Reply Brief, which corrects errors in the table of contents and table of authorities.

WHEREFORE, the Appellant respectfully requests this Court enter an Order accepting the Appellant’s Amended Reply Brief.

Respectfully submitted,

CHARLES J. CRIST, JR.
ATTORNEY GENERAL

CHRISTOPHER M. KISE
Solicitor General
Florida Bar No. 0855545

LOUIS F. HUBENER
 Chief Deputy Solicitor General
 Florida Bar No. 0140084
 ERIK M. FIGLIO
 Deputy Solicitor General
 Florida Bar No. 0745251
 JAMES A. MCKEE
 Deputy Solicitor General
 Florida Bar No. 0638218
 OFFICE OF THE ATTORNEY GENERAL
 The Capitol - PL01
 Tallahassee, FL 32399-1050
 Tel: (850) 414-3681
 Fax: (850) 410-2672

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on March 21, 2005, a true and correct copy of the foregoing has been furnished by United States Mail to the following:

<p> RONALD G. MEYER Meyer & Brooks, P.A. P. O. Box 1547 2544 Blairstone Pines Drive Tallahassee, Florida 32302 </p>	<p> MICHAEL A. SUSSMAN National Association for the Advancement of Colored People Law Offices of Michael A. Sussman 25 Main Street Goshen, NY 10924 </p>
<p> BARRY RICHARD M. HOPE KEATING Greenberg Traurig, P.A. P. O. Drawer 1838 Tallahassee, FL 32302 </p>	<p> STEVEN M. FREEMAN STEVEN SHEINBERG Anti-Defamation League 823 United Nations Plaza New York, NY 10017 </p>
<p> RAQUEL RODRIGUEZ Office of the Governor The Capitol, Suite 209 Tallahassee, FL 32399 </p>	<p> RANDALL MARSHALL American Civil Liberties Union Foundation of Florida, Inc. 4500 Biscayne Blvd., Suite 340 Miami, FL 33137 </p>

<p>DANIEL WOODRING NATHAN A. ADAMS, IV Department of Education 325 W. Gaines Street, #1244 Tallahassee, FL 32399</p>	<p>DAVID STROM American Federation of Teachers 555 New Jersey Avenue, N.W. Washington, D.C. 20001</p>
<p>ROBERT H. CHANIN JOHN WEST Bredhoff & Kaiser, P.L.L.C. 850 Fifteenth Street, NW, Suite 1000 Washington, DC 20005</p>	<p>CLINT BOLICK CLARK NEILY Institute for Justice 1717 Pennsylvania Avenue, NW Suite 200 Washington, DC 20006</p>
<p>PAMELA L. COOPER Florida Education Association 118 North Monroe Street Tallahassee, FL 32399-1700</p>	<p>ELLIOTT M. MINCBERG JUDITH E. SCHAEFFER People for the American Way Foundation 2000 M Street, N.W., Suite 400 Washington, D.C. 20036</p>
<p>JOAN PEPPARD Anti-Defamation League 2 South Biscayne Blvd., Suite 2650 Miami, FL 33131</p>	<p>STEVEN R. SHAPIRO American Civil Liberties Union Foundation 125 Broad Street, 17th Floor New York, NY 10004</p>
<p>MARC D. STERN American Jewish Congress 15 East 84th Street New York, NY 10028</p>	<p>AYESHA N. KHAN Americans United for Separation of Church and State 518 C Street, N.E. Washington, D.C. 20002</p>
<p>JULIE UNDERWOOD National School Boards Ass'n 1680 Duke Street Alexandria, VA 22314</p>	<p>JEFFREY P. SINENSKY American Jewish Committee 165 East 56th Street New York, NY 10022</p>
<p>KAREN GIEVERS 524 East College Avenue, Suite 2 Tallahassee, FL 32301</p>	<p>KENNETH W. SUKHIA Fowler, White, Boggs, Banker, P.A. 101 North Monroe Street, Suite 1090 Tallahassee, FL 32301</p>

<p>MAJOR B. HARDING JASON GONZALEZ STEPHEN C. EMMANUEL Ausley & McMullen 227 South Calhoun Street Tallahassee, FL 32301</p>	<p>E. BRYAN WILSON GREGORY R. MILLER Assistant United States Attorney 111 North Adams Street Fourth Floor Tallahassee, FL 32301</p>
<p>THOMAS C. BERG University of St. Thomas School of Law MSL 400-1000 La Salle Avenue Minneapolis, MN 55403</p>	<p>ROBERT R. GASAWAY, ASHLEY C. PARRISH PADRAIC B. FENNELL Kirkland & Ellis LLP 655 Fifteenth Street, N.W. Washington, DC 2005</p>
<p>DAVID K.FLYNN ERIC W. TREENE GORDON TODD, CONOR DUGAN US Dept.of Justice, Civil Rights Div. Appellate Section Ben Franklin Station P. O. Box 14403 Washington, DC 20044</p>	<p>RICHARD A. MULLANEY SCOTT D. MAKAR DEVIN J. REED City of Jacksonville Office of General Counsel 117 West Duval Street, Suite 480 Jacksonville, FL 33202</p>
<p>G. MARCUS COLE Stanford Law School Stanford, CA 94305</p>	<p>ANTHONY R. PICARELLO, JR. DEREK L. GAUBATA Becket Fund for Religious Liberty 1350 Connecticut Ave., N.W., Suite 605 Washington, DC 20036`</p>
<p>RICHARD W. GARNETT University of Notre Dame School of Law 327 Law School, P.O. Box R Notre Dame, IN 46556</p>	<p>LANSING C. SCRIVEN 442 W. Kennedy Blvd. Suite 280 Tampa, FL 33606</p>
<p>ISAAC M. JAROSLAWICZ Givner & Jaroslawicz 1177 Kane Concourse, Suite 232 Miami, FL 33154</p>	<p>VALERIE A. FERNANDEZ Pacific Legal Foundation 1320 South Dixie Highway Suite 1105 Coral Gables, FL 33146</p>

<p>CARLOS G. MUNIZ GRAY ROBINSON 301 South Bronough Street Tallahassee, FL 32302</p>	<p>R. ALEXANDER ACOSTA Assistant Attorney General for Civil Rights U.S. Department of Justice Civil Rights Division Office of the Asst. Attorney General Room 5531 Washington, D.C. 20530</p>
<p>BRISCOE R. SMITH Atlantic Legal Foundation 60 East 42nd Street New York, NY 10165</p>	<p>TIMMOTHY W. WEBER ANDREW W. LENNOX Battaglia, Ross, Dicus & Wein, P.A. P. O. Box 41100 St. Petersburg, FL 33743</p>
<p>TALBOT D'ALEMBERTE Florida State University College of Law 425 West Jefferson Tallahassee, FL 32306</p>	<p>BILL MCBRIDE 601 Bayshore Boulevard Suite 700 Tampa, Florida 33606</p>

LOUIS F. HUBENER

CERTIFICATE REGARDING FONT SIZE AND TYPE

The undersigned attorney hereby certifies that the foregoing brief was typed in Times New Roman, 14-point type.

LOUIS F. HUBENER