

October 5, 2007

Mr. Thomas D. Hall
Clerk, Supreme Court of Florida
500 South Duval Street
Tallahassee, FL 32399-1927

Re: Notice of Similar Pending Cases
Strand v. Escambia County, Case No. SC06-1894

Dear Mr. Hall,

By letter to you dated September 27, 2007, we notified the Court of two pending cases that are similar to the referenced matter: *City of Parker v. State*, Case No. SC07-1400, and *Bay County v. Town of Cedar Grove*, Case Nos. SC07-1572 and SC07-1574. Because the initial *Strand* opinion released September 6, 2007, involved issues that required prompt decision to avoid prejudice to issuers and holders of outstanding bonds and other obligations, we asked that the Court not *sua sponte* consolidate these matters.

On September 28, 2007, the Court released a revised *Strand* opinion that clarified its effect on bonds previously issued or validated, and that also removed the doubt the initial opinion cast on certificates or obligations issued in reliance upon *State v. School Board of Sarasota County*, 561 So. 2d 549 (Fla. 1990). The order accompanying the revised opinion indicated that the Court will not entertain these two issues at the oral argument on rehearing scheduled for October 9, 2007, at 9:00 a.m.

By revising the opinion promptly without waiting for oral argument, the Court quelled much uncertainty and reduced the need for immediate action. Naturally, many remain keenly interested in whether the Court will ultimately recede from *State v. Miami Beach Redevelopment Agency*, 392 So. 2d 875 (Fla. 1980). Since that question is also posed in the *City of Parker* and *Town of Cedar Grove* cases, we withdraw our request that the Court not *sua sponte* consolidate the matters. We would not object to the Court ordering them to “travel together” for

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purposes of an opinion on the *Miami Beach* issue, thus maximizing the Court's resources and ensuring consistent outcomes. *See J.M.B. v. State*, 776 So. 2d 353, 354 (Fla. 1st DCA 2001).

Thank you for your administration of this matter. Please contact us if you have any questions.

Respectfully,

Frederick J. Springer

cc: David S. Theriaque, counsel for appellant in *Strand*
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