

## **APPENDIX B**

**Florida Supreme Court's Criminal Court Steering Committee  
The Honorable Kevin Emas, Chair  
March 28, 2013**



# Supreme Court of Florida

500 South Duval Street  
Tallahassee, Florida 32399-1925

RICKY POLSTON  
CHIEF JUSTICE  
BARBARA J. PARIENTE  
R. FRED LEWIS  
PEGGY A. QUINCE  
CHARLES T. CANADY  
JORGE LABARGA  
JAMES E. C. PERRY  
JUSTICES

THOMAS D. HALL  
CLERK OF COURT

SILVESTER DAWSON  
MARSHAL

October 9, 2012

Honorable Kevin M. Emas  
Chair, Florida Supreme Court  
Criminal Court Steering Committee  
2001 SW 117th Ave.  
Miami, Florida 33175-1716

Re: Florida Innocence Commission's recommended amendments to Florida  
Rules of Criminal Procedure 3.112 and 3.220

Dear Judge Emas:

At the direction of the Court, I am writing you in your capacity as Chair of the Florida Supreme Court Criminal Court Steering Committee to ask the Steering Committee to consider two important recommendations contained in the Florida Innocence Commission's Final Report to the Court. For your convenience, I have enclosed the Final Report in CD format, along with hard copies of the relevant portions of the report and appendices.

The Court would like the Steering Committee to consider Recommendations (a)(3) and (d)(2) contained in the Commission's report and propose rule amendments consistent with those recommendations. First, the Court asks the Steering Committee to consider and propose amendments to implement Recommendation (a)(3) concerning the Commission's proposed amendment to Florida Rule of Criminal Procedure 3.220 contained in Appendix G to the Final Report. See Final Report at 166-67. The Court also would like the Steering Committee to consider

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and propose amendments to implement Recommendation (d)(2), which recommends that Florida Rule of Criminal Procedure 3.112 be amended or a new rule adopted to require that any attorney who is practicing law in a felony case must have completed at least a two hour course on the law of discovery and Brady responsibilities. See Final Report at 169-70.

Your report should be filed with my office by March 1, 2013, with copies to the liaison justice to the Steering Committee and the director of central staff. Since your report will contain proposed rule amendments, it should be in the form of a proper petition, in accordance with Part IV of the Court's Guidelines for Rules Submissions. See In re Guidelines for Rules Submission, Fla. Admin. Order No. AOSC06-14 (June 14, 2006). If you determine that more time is required to address these issues, please file a motion for extension of time with my office.

Thank you in advance for your consideration of this matter, and please do not hesitate to contact me or the Court's liaison to your Committee, Justice Labarga, if you have any questions.

Most cordially,

By:

CHIEF DEPUTY CLERK

Thomas D. Hall

TDH/ckd/sb

Enclosures

cc: The Honorable Jorge Labarga, Liaison to Steering Committee  
The Honorable Peggy A. Quince, Liaison to Commission  
The Honorable Belvin Perry Jr., Commission Chair  
✓Mr. Bart Schneider, OSCA Support Staff to the Steering Committee  
Ms. Deborah J. Meyer, Director of Central Staff