

IN THE SUPREME COURT OF FLORIDA

AMENDMENTS TO FLORIDA RULES)
OF CRIMINAL PROCEDURE 3.851) CASE NO. 96,646
3.852, AND 3.993)
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NOTICE OF FACTUAL ERRORS

Undersigned counsel was served a copy of a letter sent by Governor Jeb Bush to the Clerk of the Honorable Court on June 5, 2000. On page six of the letter, it states that oral argument has not been held in the cases of Albert Holland and Lynford Blackwood. The Office of the Public Defender of the Fifteenth Judicial Circuit represents both these individuals. In fact, oral argument in Holland v. State, Case No. 89,922 was held on September 1, 1999. This was less than four (4) months after the service of the Reply Brief on May 28, 1999. Oral argument in Blackwood v. State, Case No. 90,859 was held on August 31, 1999. This was less than four (4) months after the service of the Reply Brief on May 26, 1999.

The letter from Governor Bush only mentions three cases being handled by our office; Holland, Blackwood, and Michael Keen. The facts asserted in the Governor's letter are substantially inaccurate concerning two out of three of these

cases. In light of this, undersigned counsel would respectfully urge this Honorable Court to view all assertions and arguments in the Governor's letter with a healthy dose of skepticism.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy hereof has been furnished by Federal Express to: Jeb Bush, Governor, Carol A. Licko, General Counsel to Governor Bush, Reginald J. Brown, Deputy General Counsel, and Martin P. McDonald, Assistant General Counsel, Executive Office of the Governor, 209 the Capitol, Tallahassee, FL, 32399; Nancy Daniels, Public Defender, Michael J. Minerva, W. C. McLain, and Chet Kaufman, Assistant Public Defenders, Second Judicial Circuit, Leon County Courthouse, 301 S. Monroe Street, Tallahassee, FL 32301; Gregory C. Smith, Andrew Thomas, and Timothy P. Schardl, Capital Collateral Counsel, Northern Region, 1533B S. Monroe Street, Tallahassee, FL 32301, The Hon. Stan R. Morris, Chairperson, Supreme Court Committee on Postconviction Relief in Capital Cases, 201 E. University Avenue, Gainesville, FL 32601; Robert A. Butterworth, Attorney General, Caroline M. Snurkowski, Assistant Deputy Chief Attorney General, and Richard A. Martell, Chief of Capital Appeals for the Office of the Attorney General, the Capitol, Plaza Level, Tallahassee, FL 32301; Thomas E. Warner, Solicitor General, and T. Kent Wetherell, Deputy Solicitor General, the Capitol, Suite PL-01, Tallahassee, FL 32399-1050; Neal A. Dupree, and Todd G. Scher, Capital Collateral Regional Counsel, Southern Region, 101 NE 1st Street, Suite 400, Ft. Lauderdale, FL 33301; John P. Moser, and Michael P. Reiter, Capital Collateral Regional Counsel, Middle Region, 3801 Corporex Park Drive, Suite 201,

Tampa, FL 33619; The Hon. O. E. Eaton, Seminole County Courthouse, Sanford, FL 32771; Jerome C. Latimer, Chair, The Florida Bar Criminal Procedure Rules Committee, 1401 61st Street South, St. Petersburg, FL 33707-3246; Bennett H. Brummer, Public Defender, and Christina A. Spaulding, Assistant Public Defender, Eleventh Judicial Circuit, 1320 NW 14th Street, Miami, FL 33125; Arthur Jacobs, General Counsel, Florida Prosecuting Attorney's Association, P.O. Box 1110, Fernandina Beach, FL 32055-1110; John Harkness, Jr., Executive Director, The Florida Bar, 650 Apalachee Parkway, Tallahassee, FL 32399; Eugene Zenobi, 325 Algeria Avenue, Coral Gables, FL 33134; Terrance Lenamon, 1000 Ponce de Leon Blvd., Suite 208, Coral Gables, FL 33134; J. Rafael Rodriguez, 6367 Bird Road, Miami, FL 33155; Stephen Krossschell, Goodman & Nekvasil, P.A., 14020 Roosevelt Blvd., Suite 808, Clearwater, FL 33672, this 6th day of June, 2000.

Of Counsel