

IN THE SUPREME COURT OF FLORIDA

STATE OF FLORIDA,

Appellant,

18th Circuit Court
Case No. 79-653-CFB

vs.

CASE NO. SC-_____

GREGORY MILLS,

Appellee.

_____/

STATE'S MOTION TO EXPEDITE APPELLATE PROCEEDINGS

COMES NOW the State of Florida, by and through the undersigned Assistant Attorneys General, and respectfully moves this Honorable Court to set an accelerated and expedited briefing schedule from the May 1, 2001, Order of the Circuit Court of Seminole County which vacated Mills' 1980 death sentence. That order also entered a stay of execution -- a motion to vacate the stay of execution has been contemporaneously filed herewith. The warrant period for execution of Mills' sentence of death runs from April 30, 2001, through May 7, 2001. The issues before this Court are not complex, and can be resolved on an expedited basis. Moreover, those issues should be resolved on an expedited basis so that this case, which involves a 1979 murder, can be finally

concluded.

WHEREFORE, based upon the foregoing, the State respectfully requests that this Court set an expedited briefing schedule with respect to the State's appeal from the order granting relief in this cause.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by Facsimile/U.S. Regular Mail to Todd G. Scher, Litigation Director, Office of the Capital Collateral Regional Counsel - South, 101 N.E. 3rd Avenue, Suite 400, Ft. Lauderdale, Florida 33301, this _____ day of May,

2001.

CO-COUNSEL FOR STATE OF FLORIDA