

No. _____

IN THE
Supreme Court of the United States

MARVIN BURNETT JONES,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

*On Petition for a Writ of Certiorari to the
Supreme Court of Florida*

**PETITIONER'S APPENDIX
CAPITAL CASE**

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APPENDIX A

Supreme Court of Florida

No. SC17-497

MARVIN BURNETT JONES,
Appellant,

vs.

STATE OF FLORIDA,
Appellee.

[January 22, 2018]

PER CURIAM.

We have for review Marvin Burnett Jones's appeal of the circuit court's order denying Jones's motion filed pursuant to Florida Rule of Criminal Procedure 3.851. This Court has jurisdiction. See art. V, § 3(b)(1), Fla. Const.

Jones's motion sought relief pursuant to the United States Supreme Court's decision in Hurst v. Florida, 136 S. Ct. 616 (2016), and our decision on remand in Hurst v. State (Hurst), 202 So. 3d 40 (Fla. 2016), cert. denied, 137 S. Ct. 2161 (2017). This Court stayed Jones's appeal pending the disposition of Hitchcock v. State, 226 So. 3d 216 (Fla. 2017), cert. denied, 138 S. Ct. 513 (2017). After this

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Court decided Hitchcock, Jones responded to this Court's order to show cause arguing why Hitchcock should not be dispositive in this case.

After reviewing Jones's response to the order to show cause, as well as the State's arguments in reply, we conclude that Jones is not entitled to relief. Jones was sentenced to death following a jury's recommendation for death by a vote of nine to three. Jones v. State, 690 So. 2d 568, 569-70 (Fla. 1996). Jones's sentence of death became final in 1997. Jones v. Florida, 522 U.S. 880 (1997). Thus, Hurst does not apply retroactively to Jones's sentence of death. See Hitchcock, 226 So. 3d at 217. Accordingly, we affirm the denial of Jones's motion.

The Court having carefully considered all arguments raised by Jones, we caution that any rehearing motion containing reargument will be stricken. It is so ordered.

LABARGA, C.J., and QUINCE, POLSTON, and LAWSON, JJ., concur.
PARIENTE, J., concurs in result with an opinion.
LEWIS and CANADY, JJ., concur in result.

PARIENTE, J., concurring in result.

I concur in result because I recognize that this Court's opinion in Hitchcock v. State, 226 So. 3d 216 (Fla. 2017), cert. denied, 138 S. Ct. 513 (2017), is now final. However, I continue to adhere to the views expressed in my dissenting opinion in Hitchcock.

An Appeal from the Circuit Court in and for Duval County,
Waddell Arlie Wallace, Judge - Case No. 161993CF002757AXXXMA

Robert A. Norgard of Norgard, Norgard, & Chastang, Bartow, Florida,
for Appellant

Pamela Jo Bondi, Attorney General, and Charmaine M. Millsaps, Assistant
Attorney General, Tallahassee, Florida,

for Appellee

APPENDIX B

IN THE CIRCUIT COURT, FOURTH
JUDICIAL CIRCUIT, IN AND FOR
DUVAL COUNTY, FLORIDA

CASE NO. 93-2757CF

DIVISION CR-F

STATE OF FLORIDA

v.

MARVIN BURNETT JONES

THIS INSTRUMENT
IN COMPUTER
R. R.

FILED
FEB 25 1994
Henry W. Cook
CLERK CIRCUIT COURT

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VERDICT

A majority of the jury, by a vote of 9, advise and recommend to
the Court that it impose the death penalty upon MARVIN BURNETT JONES.

Zeke C. Magoo
FOREMAN/FOREWOMAN

2-23-94
DATE

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APPENDIX C

STATE OF FLORIDA

OFFICIAL RECORDS IN THE CIRCUIT COURT, FOURTH JUDICIAL CIRCUIT, IN AND FOR

v.

MARVIN BURNETT JONES

CASE NO. 93-2757CF
DIVISION CR-F

IN COMPUTER
R. R.

FILED
MAY 31 1994
Henry W. Cook
CLERK CIRCUIT COURT

SENTENCE

On 2-18-94 a twelve-person racially-mixed jury found the defendant guilty of the crimes of:

- First Degree Murder of a 22-year-old Monique Stow, and
- Attempted First Degree Murder of her 52-year-old father, Ezra Harold Stow.

PRESENTENCE INVESTIGATION REPORT

A Presentence Investigation Report (hereafter referred to as the PSI) was provided to the defense, the state, and the Court.

JURY RECOMMENDED DEATH

On 2-23-94 an advisory sentence proceeding was held and that same jury recommended that defendant be sentenced to death by a vote of 9 to 3.

SENTENCE HEARING

Thereafter, on 3-11-94, a sentence hearing was held and the case was passed until today for sentence.

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INDICTMENT

The defendant was charged by indictment with the crimes of first degree murder and attempted first degree murder, as follows:

That MARVIN BURNETT JONES, on or between the 3rd day of March, 1993 and the 4th day of March, 1993, in the County of Duval and the State of Florida, did unlawfully and from a premeditated design to effect the death of Monique Stow, did then and there kill the said Monique Stow, a human being, by shooting Monique Stow to death with a pistol, and during the course of the aforementioned First Degree Murder, the said MARVIN BURNETT JONES carried or had in his possession a firearm, to-wit: a pistol.

MARVIN BURNETT JONES, on the 3rd day of March, 1993, in the County of Duval and the State of Florida, did attempt to unlawfully kill Ezra Harold Stow, a human being, by shooting the said Ezra Harold Stow, with a pistol, with a premeditated design to effect the death of Ezra Harold Stow, a human being, and during the commission of the aforementioned Attempted First Degree Murder the said MARVIN BURNETT JONES carried or had in his possession a firearm, to-wit: a pistol.

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FACTS OF CRIMES

The facts of these crimes as brought out at trial by the prosecutors, ANGELA COREY and TOM BISHOP, were that:

On 7-31-92 the defendant purchased a used Saab automobile from EZRA HAROLD STOW, 52, the owner of San Pablo Motors at 13711 Atlantic Boulevard, Jacksonville, on a scheduled payment contract. The following month the defendant returned the car to Stow with a "blown engine", and they entered an agreement to rebuild the engine for \$1,500 - of which defendant was to pay \$800 up front and Stow would finance the balance.

The defendant did not come up with the money and the car sat in Stow's lot for several months. In February of 1993 Stow's mechanic finished rebuilding the engine and Stow asked for \$800, but instead the defendant gave him a check for \$4,200 to pay off the entire car and the engine repair - and left in the car.

At the time the defendant wrote the check he had not worked for a year and had been receiving unemployment compensation which had run out - and his bank balance had been only \$5.00 from December 1992 up to and including the date he wrote he check. Before he wrote the \$4,200 check, he had bounced six other checks and had made no deposits.

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The bank notified Stow the \$4,200 check had bounced and he phoned the defendant, who agreed to go by San Pablo Motors on March 3 and make good on the check.

At about 6 p.m., on Wednesday, March 3, the defendant parked in front of the San Pablo Motors office and went inside where Stow and his 22-year-old daughter, Monique - who defendant knew from past office visits - were closing up for the night.

The defendant told Stow he had to get something out of his car and he would be right back. Through the office window Stow saw the defendant go to his car and get a purple Crown Royal bag - which Stow thought contained money but actually held a .25 caliber automatic pistol - and returned to the office.

The hapless Monique had just placed the blocker car keys in the bathroom and was washing her hands as the defendant entered holding the automatic pistol 6 to 9 inches from her face and shot her between the eyes. Monique fell with the right side of her face on the bathroom floor and the defendant shot her again - this time behind the left ear. The bathroom door opens outward and after shooting Monique the second time the defendant closed it so her body would not be seen.

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Medical evidence at trial showed that Monique was first shot between the eyes with her eyes open from a distance of 6 to 9 inches. Photographs in evidence at trial (state exhibits 6 and 45) show stippling on the eyeball and the nose - which could only be caused from close up shooting while the victim's eyes were open. Exhibit 46 is a photograph of the shot behind the ear with no stippling. Copies of the three photographs are on the following three pages and are part hereof.

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Stow testified he was in his office when he heard the two gunshots and started to reach for his gun just as defendant rushed in and pointed his pistol at Stow's face (generally in the same area he shot Monique), but Stow threw up his left arm as defendant fired and the bullet went through his forearm and grazed his head. Stow fell to the floor behind his desk momentarily unconscious. As Stow groaned and regained consciousness, the defendant came around the desk and shot him a second time (just as he had done to Monique). The bullet entered his cheek, breaking his jaw and lodging in the neck area. At trial Stow said that at the time he was shot the defendant's car papers were on his desk in sight and reach of the defendant.

Stow, critically wounded but conscious, grabbed his gun, staggered to the door and fired several shots at the fleeing defendant and passed out. The defendant was not injured and ran from the murder scene with the car papers.

Several motorists saw defendant run to his car and drive away from the murder scene and they identified him at trial.

A next door business operator heard the shots from San Pablo Motors and rushed over to find Stow bleeding profusely and called 911. After the call, he heard moaning from the bathroom and opened the door and

found Monique's body on the floor. Both victims were airlifted to University Hospital where Monique died at midnight.

At the scene Stow could not speak because of his bullet-pierced broken jaw, but before he was taken to the hospital, he identified the defendant to the detectives by gestures and writing and also told them the defendant's car papers were on his desk. The officers made a thorough search of the office but the papers were gone.

The detectives traced defendant to an apartment he was sharing with a friend in Mayport. The friend told police the defendant admitted shooting the Stows and that he threw away his clothes and murder gun. The friend also helped defendant hide the Saab in his storage garage. As detectives were taking the friend to headquarters for a statement, they saw the defendant, who ran but was caught and arrested by the officers.

At trial defendant testified he shot in self defense after Stow tried to pull a gun on him and said, after he shot Stow, he shot Monique twice - accidentally.

The jury found the defendant guilty of First Degree Murder of Monique Stow and Attempted First Degree Murder of Ezra Harold Stow.

VICTIMS' WOUNDS/INJURIES

Medical testimony at trial was that both bullets to Monique's head (one between the eyes and one behind her left ear) were fatal wounds - and either or both were the cause of her death.

At the hospital it was determined that the bullet defendant shot into Mr. Stow's cheek had broken his jaw, grazed an artery and lodged in the neck area. The grazed artery caused bleeding in the brain which resulted in a stroke, and as a consequence, Mr. Stow suffered a partial speech loss and also the loss of the full use of his right side. Surgery was performed to relieve the swelling of the brain - but the partial speech loss and loss of the full use of his side is permanent.

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ALL EVIDENCE AND TESTIMONY CONSIDERED BY COURT

Before imposing sentence, this Court has considered all the evidence and testimony at trial and at the advisory sentence proceeding, and the sentence hearing, the PSI, the applicable Florida Statutes, case law, and all other factors touching upon this case.

On the following pages is a summary, analysis and evaluation of each of the statutory aggravating and mitigating circumstances presented.

**SUMMARY OF
STATUTORY AGGRAVATING CIRCUMSTANCES**
(921.141(5))

1. THAT THE DEFENDANT HAD BEEN PREVIOUSLY CONVICTED OF ANOTHER CAPITAL OFFENSE OR OF A FELONY INVOLVING THE USE OR THREAT OF VIOLENCE TO SOME PERSON.

FACT:

On 2-18-94 a twelve-person jury found the defendant guilty of the First Degree Murder of 22-year-old Monique Stow and also found him guilty of Attempted First Degree Murder of her 52-year-old father, Ezra Harold Stow.

CONCLUSION:

The crime of Attempted First Degree Murder is a felony involving the use of or threat of violence to some person. This is an aggravating circumstance.

2. THAT THE CRIME FOR WHICH THE DEFENDANT IS TO BE SENTENCED WAS COMMITTED FOR FINANCIAL GAIN.

FACT:

When the defendant picked up his car from Stow in February of 1993, the only amount due at that time was \$800 for engine repair. However, the defendant gave Stow a check for \$4,200 to pay off the entire car debt and engine repair.

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At that time the defendant had not worked for a year, had been receiving unemployment compensation which had run out - and his bank balance from December, 1992, up to and including the date he wrote the check was only \$5.00.

The defendant gave the worthless check to get possession of the car - knowing the bank would dishonor the check. What thought process or plan defendant had at that time is not known, but later events revealed his plan to commit murders, take the car papers - and thus eliminate his financial responsibility and also have the car.

After the murder of Monique and the attempted murder of Mr. Stow the car papers were missing from the office - yet they had been on Stow's desk in sight and reach of the defendant before he shot Stow.

CONCLUSION:

The attempted murder of Mr. Stow was for financial gain. The murder of Monique was to remove an obstacle to her father's murder and eliminate a witness. This is an aggravating circumstance.

3. THE CRIME FOR WHICH THE DEFENDANT IS TO BE SENTENCED WAS COMMITTED IN A COLD, CALCULATED AND PREMEDITATED MANNER WITHOUT ANY PRETENSE OF MORAL OR LEGAL JUSTIFICATION.

FACT:

Evidence at trial showed that the defendant had been in Stow's office on many occasions in late afternoons to make car payments and he knew Monique worked in the office with her father.

FACT:

After Mr. Stow called about the bounced check, the defendant agreed to go by and pay it off. At 6 p.m., on March 3, 1993, the defendant parked in front of the lot - but had no money to pay the check but did have a .25 caliber automatic pistol in a Crown Royal bag. He went in the office and saw that only Mr. Stow and Monique were there and excused himself saying he had to get something from his car and would be right back.

At the car he got the Crown Royal bag containing the pistol and walked back to the office. Once inside he immediately sought out Monique who was washing her hands in the bathroom and he pulled open the door, reached in and shot her between the eyes from a distance of 9 inches, and after she fell he leaned over and shot her behind the left ear to be sure she was dead. (See

Exhibits 6, 45 and 46 attached.) Then he rushed into Mr. Stow's office and shot him twice.

The defendant coldly, calculatedly and premeditatedly decided to sacrifice 22-year-old Monique's life so he would have no witness to her father's murder. She was executed first to get rid of an obstacle; she was not killed as an afterthought or while defendant was escaping from the attempted murder of Mr. Stow.

HEIGHTENED PREMEDITATION

In Rogers v. State, 511 So.2d 526 (1987) the Florida Supreme Court enunciated the requirement of "heightened premeditation" as applied to crimes committed in a cold, calculated and premeditated manner. In Jackson v. State, (April 1994), the Florida Supreme Court said that the words cold, calculated and premeditated "encompass something more than premeditated first degree murder".

F.S. 782.04(1)(a) and JURY INSTRUCTION

First Degree Murder is set forth in Florida Statute 782.04(1)(a). Page 63 of the Florida Standard Jury Instructions in Criminal Cases defines premeditation as it applies to premeditated first degree murder as follows:

"Killing with premeditation" is killing after consciously deciding to do so. The decision must be present in the mind at the time of the killing. the law does not fix the exact period of time that must pass between the formation of the premeditated intent to kill and the killing. The period

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of time must be long enough to allow reflection by the defendant. The premeditated intent to kill must be formed before the killing.

The question of premeditation is a question of fact to be determined by you from the evidence. It will be sufficient proof of premeditation if the circumstances of the killing and the conduct of the accused convince you beyond a reasonable doubt of the existence of premeditation at the time of the killing.

FACT:

The defendant went to Stow's lot to pay off the worthless check with no money but with a .25 caliber pistol. This was not a spur of the moment act or a short period of premeditation but was planned by defendant in advance of March 3. This was "heightened premeditation" and encompasses something more than set forth in the premeditation instruction supra.

When defendant saw that Monique and her father were alone in the office, he went for the gun in his car knowing then - at the latest - that he was going to sacrifice Monique's life to eliminate her as a witness.

Whether her murder was an assassination - since she gave no direct provocation or cause of resentment to the person who murdered her, or whether it was an execution (she was shot

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between the eyes and behind her ear) - there is no doubt that the murder was cold and calculated and with heightened premeditation.

CONCLUSION:

This is an aggravating circumstance.

SUMMARY OF
STATUTORY MITIGATING CIRCUMSTANCES
(F.S. 921.161(6))

1. THAT THE DEFENDANT HAS NO SIGNIFICANT HISTORY OR PRIOR CRIMINAL ACTIVITY.

FACT:

The defendant had no significant history of prior criminal activity.

CONCLUSION:

This is a mitigating circumstance.

2. ANY OTHER ASPECT OF THE DEFENDANT'S CHARACTER OR RECORD AND ANY OTHER CIRCUMSTANCES OF THE OFFENSE.

FACT:

The defendant served in the Navy for 8 years in responsible positions and with commendations and he received an honorable discharge. He is married with two children whom he and his wife supported.

During his formative years he had the advantage of a secure middle class home with caring parents. There was no evidence that he suffered any material or spiritual or moral privation.

His parents were supportive, hard-working, industrious and successful.

CONCLUSION:

This is a mitigating circumstance.

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**WEIGHING STATUTORY
AGGRAVATING AND MITIGATING CIRCUMSTANCES**

There are three aggravating circumstances and two mitigating circumstances. The Court cannot and does not decide the greater number prevails but must weigh each individually - and this I have done.

STARTLING CONTRAST OF CRIMES AND BACKGROUND

The contrast between the defendant's background of honorable Navy service and lack of criminal record with the cold, calculated, planned, pitiless murder of daughter and attempted murder of father is startling and makes it appear that the defendant was two different personalities - sort of a Dr. Jekyll and Mr. Hyde.

If the murder and attempted murder had happened on the spur of the moment, then it would appear as a lapse in defendant's usual personality and behavior. However, these were carefully planned crimes - which were pitiless and solely for financial gain.

It is difficult to understand how the defendant could be such an entirely different person at different times - yet the evidence shows that he was.

There was no evidence at trial, in the PSI, or elsewhere that the defendant suffered any emotional or psychiatric problems. Absent emotional problems, his behavior in planning and carrying out the murder and attempted murder was an intended, deliberate and calculated departure from his other persona.

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JURY RECOMMENDED DEATH BY A VOTE OF 9 TO 3

The jury, having heard all the facts of the murder and attempted murder at trial and having considered the defendant's background and other evidence brought forth at the advisory sentence proceeding, recommended by a vote of 9 to 3 that defendant be sentenced to death. The law required that the judge give the jury's recommendation great weight - and this I have done.

AGGRAVATING OUTWEIGH MITIGATING CIRCUMSTANCES

The Court finds that the three aggravating circumstances in the aggregate outweigh the two mitigating circumstances and that each aggravating circumstance itself and apart from the other aggravating circumstances outweigh the mitigating circumstances.

SENTENCE

The jury by a majority of 9 has recommended that you be sentenced to death. the Court determined, after close examination and study of all the facts and circumstances, that death is the appropriate sentence.

You, MARVIN BURNETT JONES, having been found guilty by jury of the crimes of Murder in the First Degree of Monique Stow and Attempted First Degree Murder of Ezra Harold Stow, I hereby adjudge you to be guilty on each crime and sentence you as follows:

1. FIRST COUNT of MURDER IN THE FIRST DEGREE - I sentence you to death. I order that you be taken by the proper authorities to the Florida State Prison and there kept in close confinement until the date of your execution be set. That on such date you be put to death by having electrical currents passed through your body in such amounts and frequency until you are dead.
2. SECOND COUNT of ATTEMPTED FIRST DEGREE MURDER - I sentence you to Life Imprisonment with 3 years minimum mandatory for the use of a firearm. The sentence in this count shall be served consecutively to the sentence in the first count.
3. Defendant shall pay restitution by separate court order.

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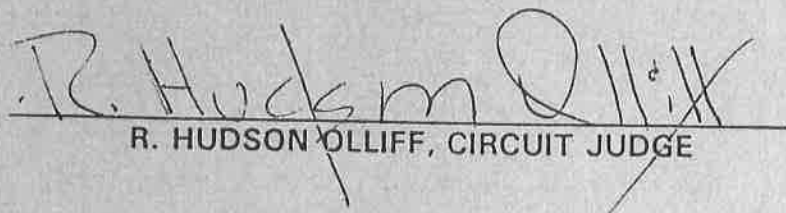
4. Defendant shall pay \$200 felony court cost, plus \$50 to the Crime Compensation Fund, plus \$3 to the Criminal Justice Trust Fund.

I advise you that you have thirty (30) days from this date in which to take an appeal. Should you fail to take an appeal within thirty days, then you waive, forfeit and give up the right to appeal.

I hereby appoint the Office of the Public Defender to represent the defendant on such appeal.

May God have mercy upon your soul.

DONE AND ORDERED at Jacksonville, Florida, on May 31, 1994.


R. HUDSON OLLIFF, CIRCUIT JUDGE

APPENDIX D



FACT SHEET

UPCOMING EXECUTIONS

EXECUTION DATABASE

STATE-BY-STATE

Florida Death-Penalty Appeals Decided in Light of Hurst

Last updated: February 9, 2018

Total number of prisoners whose cases have been reviewed by Florida Supreme Court (or, if relief is granted, by a Circuit Court) in light of *Hurst*: 236

Number of prisoners who have obtained relief under *Hurst*: 125 (52.97%)

Number of prisoners who have been denied relief under *Hurst*: 111 (47.03%)

The Florida Supreme Court has declared that it will apply its decisions in *Hurst v. State* and *Asay v. State*—which held that non-unanimous jury recommendations of death violate the Florida state constitution and the Sixth Amendment of the U.S. Constitution—to new death penalty cases and to older cases in which the direct appeal process was final on or before the U.S. Supreme Court decided *Ring v. Arizona* in June 2002.

Prisoner Name	County of Conviction	Conviction Final Before Ring?	Jury Recommendation Unanimous?	Jury Vote(s)	Death Sentence Reversed?	Date of Court Order
Abdool, Dane	Orange	N	N	10-2	Y	4/6/17
Allred, Andrew	Seminole	N	WAIVED JURY		N	11/16/17
Alston, Pressley Bernard	Duval	Y	N	9-3	N	1/22/18
Altersberger, Joshua Lee	Highlands	N	N	9-3	Y	4/27/17
Anderson, Charles L.	Broward	N	N	8-4	Y	3/9/17
Anderson, Richard	Hillsborough	Y	N	11-1	N	1/26/18
Archer, Robin Lee	Escambia	Y	N	7-5	N	3/17/17
Armstrong, Lancelot Uriley	Broward	N	N	9-3	Y	1/19/17
Asay, Marc	Duval	Y	N	9-3, 9-3	N (EXECUTED)	12/22/16
Atwater, Jeffrey Lee	Pinellas	Y	N	11-1	N	1/23/18
Ault, Howard Steven	Broward	N	N	9-3, 10-2	Y	3/9/17
Bailey, Robert J.	Bay	N	N	11-1	Y	7/6/17
Baker, Cornelius	Flagler	N	N	9-3	Y	3/23/17
Banks, Donald	Duval	N	N	10-2	Y	4/20/17
Bargo, Michael Shane	Marion	N	N	10-2	Y	6/29/17
Barnhill, Arthur	Seminole	N	N	9-3	Y	2/20/17
Bates, Kayle Barrington	Bay	Y	N	9-3	N	1/22/18
Beasley, Curtis W.	Polk	Y	N	10-2	N	1/23/18
Belcher, James	Duval	N	N	9-3	Y	11/2/17
Bell, Michael	Duval	Y	Y	12-0, 12-0	N	1/29/18
Bevel, Thomas	Duval	N	N	8-4, 12-0	Y*	6/15/17
Booker, Stephen Todd	Duval	Y	N	8-4	N	1/30/18
Bowles, Gary Ray	Duval	Y	Y	12-0	N	1/29/18
Braddy, Harrel	Miami-Dade	N	N	11-1	Y	6/15/17

Prisoner Name	County of Conviction	Conviction Final Before Ring?	Jury Recommendation Unanimous?	Jury Vote(s)	Death Sentence Reversed?	Date of Court Order
Bradley, Brandon Lee	Brevard	N	N	10-2	Y	3/30/17
Bradley, Donald	Clay	Y	N	10-2	N	1/22/18
Branch, Eric Scott	Escambia	Y	N	10-2	N	1/22/18
Brookins, Elijah	Gadsden	N	N	10-2	Y	4/20/17
Brooks, Lamar	Okaloosa	N	N	9-3, 11-1	Y	3/10/17
Brown, Paul Alfred	Hillsborough	Y	N	7-5	N	1/29/18
Burns, Daniel Jr.	Manatee	Y	Y	12-0	N	1/23/18
Buzia, John	Seminole	N	N	8-4	Y	4/6/17
Calloway, Tavares David	Miami-Dade	N	N	7-5, 7-5, 7-5, 7-5, 7-5	Y	1/28/17
Campbell, John	Citrus	N	N	8-4	Y	8/30/17
Card, James	Bay	N	N	11-1	Y	5/4/17
Carr, Emilla	Marion	N	N	7-5	Y	2/7/17
Carter, Pinkney	Duval	N	N	9-3, 8-4	Y	10/4/17
Caylor, Matthew	Bay	N	N	8-4	Y	5/18/17
Clark, Ronald Wayne Jr.	Duval	Y	N	11-1	N	1/23/18
Cole, Loran	Marion	Y	Y	12-0	N	1/23/18
Cole, Tiffany Ann	Duval	N	N	9-3, 9-3	Y	6/29/17
Conde, Rory	Miami-Dade	N	N	9-3	Y	6/31/17
Consalvo, Robert	Broward	Y	N	11-1	N	1/31/18
Cox, Allen	Lake	N	N	10-2	Y	7/23/17
Cozzie, Steven Anthony	Walton	N	Y	12-0	N	5/11/17
Damren, Floyd William	Clay	Y	Y	12-0	N	2/2/18
Darling, Dolan a/k/a Sean Smith	Orange	N	N	11-1	Y	3/29/17
Davis, Adam W.	Hillsborough	N	N	7-5	Y	5/2/17
Davis, Barry T.	Walton	N	N	9-3, 10-2	Y	5/11/17
Davis, Jr., Leon	Polk	N	Y	12-0, 12-0, 8-4	N	11/10/16
Davis, Jr., Leon	Polk	N	WAIVED JURY		N	11/10/16
Davis, Mark Allen	Pinellas	Y	N	8-4	N	1/29/18
Davis, Toney D.	Duval	Y	N	11-1	N	2/17/17
Dennis, Labrant	Miami-Dade	N	N	11-1, 11-1	Y	7/7/17
Deparvine, Williams James	Hillsborough	N	N	8-4, 8-4	Y	4/6/17
Derrick, Samuel Jason	Pasco	Y	N	7-5	N	2/2/18
Dessaure, Kenneth	Pinellas	N	WAIVED JURY		N	11/16/17
Deviney, Randall	Duval	N	N	8-4	Y	3/23/17
Diaz, Joel	Lee	N	N	9-3	Y	6/15/17
Dillbeck, Donald David	Leon	Y	N	8-4	N	1/24/18
Doorbal, Noel	Miami-Dade	N	N	8-4, 8-4	Y	9/20/17
Doty, Wayne	Bradford	N	N	10-2	Y	8/7/17
Douglas, Luther	Duval	N	N	11-1	Y	6/29/17

Prisoner Name	County of Conviction	Conviction Final Before Ring?	Jury Recommendation Unanimous?	Jury Vote(s)	Death Sentence Reversed?	Date of Court Order
Dubose, Rasheem	Duval	N	N	8-4	Y	2/9/17
Durousseau, Paul	Duval	N	N	10-2	Y	1/31/17
Eaglin, Dwight	Charlotte	N	N	8-4, 8-4	Y	4/3/17
England, Richard	Volusia	N	N	8-4	Y	5/22/17
Evans, Paul H.	Indian River	N	N	9-3	Y	3/20/17
Evans, Steven Maurice	Orange	Y	N	11-1	N	1/24/18
Evans, Wydell Jody	Brevard	N	N	10-2	Y	
Finney, Charles	Hillsborough	Y	N	9-3	N	1/28/18
Floyd, Maurice Lamar	Putnam	N	N	11-1	Y	5/17/17
Ford, James D.	Charlotte	Y	N	11-1, 11-1	N	1/23/18
Foster, Charles	Bay	Y	N	8-4	N	1/29/18
Foster, Kevin Don	Lee	Y	N	9-3	N	1/29/18
Fotopoulos, Konstantinos	Volusia	Y	N	8-4, 8-4	N	1/29/18
Francés, David	Orange	N	N	9-3, 10-2	Y	3/29/17
Franklin, Richard P.	Columbia	N	N	9-3	Y	11/23/16
Gamble, Guy R.	Lake	Y	N	10-2	N	1/29/18
Glover, Dennis T.	Duval	N	N	10-2	Y	9/14/17
Gonzalez, Leonard	Escambia	N	N	10-2	Y	5/23/17
Gordon, Robert R.	Pinellas	Y	N	9-3	N	1/31/18
Gregory, William	Volusia	N	N	7-5, 7-5	Y	8/31/17
Griffin, Michael Allen	Miami-Dade	Y	N	10-2	N	2/2/18
Guardado, Jesse	Walton	N	Y	12-0	N	5/11/17
Gudinas, Thomas Lee	Collier	Y	N	10-2	N	1/30/18
Guzman, Victor	Miami-Dade	N	N	7-5	Y	4/6/17
Hall, Donte Jermaine	Lake	N	N	8-4	Y	6/15/17
Hall, Enoch D.	Volusia	N	Y	12-0	N	2/9/17
Hamilton, Richard	Hamilton	Y	N	10-2	N	2/18/18
Hampton, John	Pinellas	N	N	9-3	Y	5/4/17
Hannon, Patrick	Hillsborough	Y	Y	12-0	N (EXECUTED)	11/1/17
Hartley, Kenneth	Duval	Y	N	9-3	N	1/28/18
Hayward, Steven	St. Lucie	N	N	8-4	Y	3/24/17
Hernandez, Michael	Santa Rosa	N	N	11-1	Y	5/11/17
Hernandez-Alberto, Pedro	Hillsborough	N	N	10-2, 10-2	Y	5/9/17
Hertz, Gerry	Wakulla	N	N	10-2, 10-2	Y	5/18/17
Heyne, Justin	Brevard	N	N	10-2, 8-4	Y	4/6/17
Hitchcock, James	Orange	Y	N	10-2	N	8/10/17
Hodges, George Michael	Hillsborough	Y	N	10-2	N	2/2/18
Hodges, Willie James	Escambia	N	N	10-2	Y	3/16/17
Hojan, Gerhard	Broward	N	N	9-3, 9-3	Y	1/31/17
Huggins, John	Orange	N	N	9-3	Y	5/23/17

Prisoner Name	County of Conviction	Conviction Final Before Ring?	Jury Recommendation Unanimous?	Jury Vote(s)	Death Sentence Reversed?	Date of Court Order
Hunter, Jerone	Volusia	N	N	10-2, 10-2, 9-3, 9-3	Y	6/16/17
Hurst, Timothy	Escambia	N	N	7-5	Y	10/14/16
Israel, Connie Ray	Duval	N	N	7-5	Y	3/21/17
Jackson, Etheria Verdell	Duval	Y	N	7-5	N	1/24/18
Jackson, Kenneth R.	Hillsborough	N	N	11-1	Y	3/23/17
Jackson, Michael James	Duval	N	N	8-4, 8-4	Y	6/9/17
Jackson, Ray	Volusia	N	N	9-3	Y	4/24/17
Jeffries, Kevin G.	Bay	N	N	10-2	Y	7/13/17
Jeffries, Sonny Ray	Orange	Y	N	11-1	N	1/28/18
Jennings, Brandy Bain	Collier	Y	N	10-2, 10-2, 10-2	N	1/29/18
Johnson, Emanuel	Sarasota	Y	N	8-4, 10-2	N	2/2/18
Johnson, Paul Beastley	Polk	N	N	11-1, 11-1, 11-1	Y	12/1/16
Johnson, Richard Allen	St. Lucie	N	N	11-1	Y	3/24/17
Johnston, Ray	Hillsborough	N	N	11-1	Y	7/21/17
Johnston, Ray	Hillsborough	N	Y	12-0	N	7/21/17
Jones, Henry Lee	Brevard	N	Y	12-0	N	3/2/17
Jones, Marvin Burnett	Duval	Y	N	9-3	N	1/22/16
Jones, Victor	Miami-Dade	Y	Y/N	10-2, 12-0	N	9/28/17
Jordan, Joseph	Volusia	N	N	10-2	Y	8/22/17
Kaczmar, III, Leo L.	Clay	N	Y	12-0	N	1/31/17
Kelley, William H.	Highlands	Y	N	8-3 [not a typo]	N	1/26/18
King, Cecil	Duval	N	N	8-4	Y	7/12/17
King, Michael L.	Sarasota	N	Y	12-0	N	1/26/17
Kirkman, Vahliece	Brevard	N	Y	10-2	Y	1/11/18
Knight, Richard	Broward	N	Y	12-0, 12-0	N	1/31/17
Kocaker, Genghis	Pinellas	N	N	11-1	Y	10/6/17
Kokal, Gregory Alan	Duval	Y	Y	12-0	N	1/24/18
Kopsho, William M.	Marion	N	N	10-2	Y	1/19/17
Krawczuk, Anton	Duval	Y	Y	12-0	1/31/18	
Lamarca, Anthony	Pinellas	Y	N	11-1	N	1/30/18
Lambrix, Cary Michael	Glades	Y	N	8-4, 10-2	N (EXECUTED)	9/29/17
Lawrence, Gary	Santa Rosa	Y	N	9-3	N	2/2/18
Lebron, Jermaine	Osceola	N	N	7-5	Y	4/20/17
Lightbourne, Ian	Marion	Y	N	Unrecorded	N	1/26/18
Long, Robert Joe	Hillsborough	Y	Y	12-0	N	1/29/18
Lucas, Harold Gene	Lee	Y	N	11-1	N	1/24/18
Marquard, John	St. Johns	Y	Y	12-0	N	1/24/18
Martin, David	Clay	N	N	9-3	Y	7/13/17
Matthews, Douglas	Volusia	N	N	10-2	Y	12/5/17
	Duval	N	N	7-5	Y	9/6/17

Prisoner Name	County of Conviction	Conviction Final Before Ring?	Jury Recommendation Unanimous?	Jury Vote(s)	Death Sentence Reversed?	Date of Court Order
McCoy, Richard (aka Jamil Rashid)						
McGirth, Renaldo Devon	Marion	N	N	11-1	Y	1/28/17
McKenzie, Norman Blake	St. Johns	N	N	10-2, 10-2	Y	6/19/17
McLean, Derrick	Orange	N	N	9-3	Y	4/24/17
McMillian, Justin	Duval	N	N	10-2	Y	4/13/17
Melton, Antonio Lebaron	Escambia	Y	N	8-4	N	2/2/18
Mendoza, Marbel	Miami-Dade	Y	N	7-5	N	1/30/18
Merck, Jr., Troy	Pinellas	N	N	9-3	Y	5/5/17
Middleton, Dale	Okeechobee	N	Y	12-0	N	3/9/17
Miller, David Jr.	Duval	Y	N	7-5	N	1/31/18
Miller, Lionel Michael	Orange	N	N	11-1	Y	5/8/17
Morton, Alvin	Pasco	Y	N	11-1, 11-1	N	2/2/18
Morris, Dontae	Hillsborough	N	Y	12-0, 12-0	N	4/27/17
Morris, Dontae	Hillsborough	N	N	10-2	Y	1/11/18
Morris, Robert D.	Polk	Y	N	8-4	N	1/28/18
Mosley, John F.	Duval	N	N	8-4	Y	12/22/16
Mullens, Khadafy	Pinellas	N	WAIVED JURY		N	6/16/16
Murray, Gerald Delane	Duval	N	N	11-1	Y	4/4/17
Nelson, Joshua D.	Lee	Y	Y	12-0	N	1/31/18
Nelson, Micah	Polk	N	N	9-3	Y	3/8/17
Newberry, Rodney	Duval	N	N	8-4	Y	4/6/17
Oats, Jr. Sonny Boy	Marion	Y	UNKNOWN		N	5/25/17
Occhicone, Dominick A.	Pasco	Y	N	7-5	N	1/30/18
Okafor, Bessman	Orange	N	N	11-1	Y	6/8/17
Oliver, Terence Tabius	Brevard	N	Y	12-0, 12-0	N	4/6/17
Orme, Roderick	Bay	N	N	11-1	Y	3/30/17
Overton, Thomas M.	Monroe	Y	N	8-4, 9-3	N	2/2/18
Pace, Bruce Douglas	Santa Rosa	Y	N	7-5	N	1/30/18
Pagan, Alex	Broward	N	N	7-5, 7-5	Y	2/1/18
Parker, J.B.	Martin	N	N	11-1	Y	4/20/17
Partin, Phillip Alan	Pasco	N	N	9-3	Y	3/27/17
Pasha, Khalid	Hillsborough	N	N	11-1, 11-1	Y	5/11/17
Peterka, Daniel Jon	Okaloosa	Y	N	8-4	N	1/22/18
Peterson, Robert Earl	Duval	N	N	7-5	Y	7/6/17
Pham, Tai	Seminole	N	N	10-2	Y	3/22/17
Phillips, Galante	Duval	N	N	7-5	Y	4/20/17
Phillips, Harry Franklin	Miami-Dade	Y	N	7-5	N	1/22/18
Philmore, Lenard James	Martin	N	Y	12-0	N	1/25/18

Prisoner Name	County of Conviction	Conviction Final Before Ring?	Jury Recommendation Unanimous?	Jury Vote(s)	Death Sentence Reversed?	Date of Court Order
Pietri, Norberto	Palm Beach	Y	N	8-4	N	2/2/18
Pooler, Mark	Polk	N	N	11-1	Y	3/31/17
Puiatti, Carl	Pasco	Y	N	11-1	N	1/23/18
Quince, Kenneth Darcell	Volusia	Y	WAIVED JURY		N	1/18/18
Rhodes, Richard Wallace	Pinellas	Y	N	10-2	N	1/23/18
Rigterink, Thomas William	Polk	N	N	7-5, 7-5	Y	4/6/17
Rimmer, Robert	Broward	N	N	9-3, 9-3	Y	6/29/17
Robards, Richard	Pinellas	N	N	7-5, 7-5	Y	4/6/17
Rodgers, Jeremiah	Santa Rosa	N	WAIVED JURY		N	2/8/18
Rodgers, Theodore	Orange	N	N	8-4	Y	4/3/17
Rogers, Glen Edward	Hillsborough	Y	Y	12-0	N	1/30/18
Rodriguez, Manuel Antonio	Miami-Dade	Y	Y	12-0, 12-0, 12-0	1/31/18	
Schoenwetter, Randy	Brevard	N	N	10-2, 9-3	Y	4/7/17
Seibert, Michael	Broward	N	N	9-3	Y	6/22/17
Serrano, Nelson	Polk	N	N	9-3, 9-3, 9-3, 9-3	Y	5/11/17
Sexton, John	Pasco	N	N	10-2	Y	6/29/17
Silvia, William	Seminole	N	N	11-1	Y	2/20/17
Simmons, Eric Lee	Lake	N	N	8-4	Y	12/22/16
Sireci, Henry Perry	Orange	Y	N	11-1	N	1/31/18
Sliney, Jack R.	Charlotte	Y	N	7-5	N	1/31/18
Smith, Corey	Miami-Dade	N	N	9-3, 10-2	Y	3/16/17
Smith, Joseph	Sarasota	N	N	10-2	Y	7/13/17
Smith, Stephen V.	Charlotte	N	Y	9-3	Y	4/21/17
Snelgrove, David B.	Flagler	N	N	8-4, 8-4	Y	5/11/17
Sochor, Dennis	Broward	Y	N	10-2	N	1/30/18
Stein, Steven Edward	Duval	Y	N	10-2	N	1/31/18
Stephens, Jason Demetrius	Duval	Y	N	9-3	N	1/22/18
Stewart, Kenneth Allen	Hillsborough	Y	N	10-2	Y	4/25/17
Stewart, Kenneth Allen	Hillsborough	Y	N	10-2	N	1/28/18
Sweet, William Earl	Duval	Y	N	10-2	N	1/24/18
Suggs, Ernest	Walton	Y	N	7-5	N	3/17/17
Taylor, John Calvin	Clay	N	N	10-2	Y	10/12/17
Taylor, Steven Richard	Duval	Y	N	10-2	N	1/24/18
Thomas, William Gregory	Duval	Y	N	11-1	N	1/24/18
Trease, Robert J.	Sarasota	Y	N	11-1	N	1/24/18
Trepal, George	Polk	Y	N	9-3	N	1/26/18
Trotter, Melvin	Manatee	Y	N	11-1	N	1/26/18
Troy, John	Sarasota	N	N	11-1	Y	6/13/17

Prisoner Name	County of Conviction	Conviction Final Before Ring?	Jury Recommendation Unanimous?	Jury Vote(s)	Death Sentence Reversed?	Date of Court Order
Truehill, Quentin	St. Johns	N	Y	12-0	N	2/23/17
Tundidor, Randy W.	Broward	N	Y	12-0	N	4/27/17
Turner, James Daniel	St. Johns	N	N	10-2	Y	6/19/17
Twilegar, Mark	Lee	Y	WAIVED JURY		N	11/2/17
Victorino, Troy	Volusia	N	N	10-2, 10-2, 9-3, 7-5	Y	6/14/17
Wade, Alan L.	Duval	N	N	11-1, 11-1	Y	5/1/17
Walls, Frank	Okaloosa	Y	Y	12-0	N	1/22/18
Wheeler, Jason	Lake	N	N	10-2	Y	5/23/17
White, Dwayne	Seminole	N	N	8-4	Y	3/30/17
Whitfield, Ernest	Sarasota	Y	N	7-5	Y	1/30/18
White, William Melvin	Orange	N	N	10-2	Y	4/20/17
Whitton, Gary Richard	Walton	Y	Y	12-0	N	1/31/18
Willacy, Chadwick	Brevard	Y	N	11-1	N	1/23/18
Williams, Donald Otis	Lake	N	N	9-3	Y	1/19/17
Williams, Ronnie Keith	Broward	N	N	10-2	Y	6/29/17
Windom, Curtis	Orange	Y	Y	12-0, 12-0, 12-0	N	1/23/18
Wood, Zachary Taylor	Washington	N	Y	12-0	Y**	1/31/17
Woodel, Thomas	Polk	N	N	7-5	Y	8/18/17
Zack, Michael Duane	Escambia	Y	N	11-1	N	6/15/17
Zakrzewski, Edward	Okaloosa	Y	N	7-5, 7-5, 6-6	N	5/25/17
Zommer, Todd	Osceola	N	N	10-2	Y	4/13/17

* The Florida Supreme Court granted relief under *Hurst* on Bevel's non-unanimous death sentence, but granted relief based on ineffective assistance of counsel on Bevel's unanimous death sentence.

** The Florida Supreme Court noted that Wood's sentence would not have been harmless under *Hurst* because it struck two of the three aggravating circumstances found by the trial court; however, the court vacated the death sentence and imposed a life sentence under its statutory review for proportionality. Not counted in total.

For more background on the Florida legislative and court actions related to the jury unanimity issue, see [Hurst v. Florida Background](#).

To check on the status of cases involving Florida death-row prisoners with non-unanimous jury recommendations for death whose sentences became final after the U.S. Supreme Court's June 2002 decision in *Ring v. Arizona*, see [this chart](#).

Hannah Gorman, with the Florida Center for Capital Representation at Florida International University, created the pie chart below (November 16, 2017) based on her analysis of Florida death sentences that have been or will be overturned based on *Hurst*, as well as sentences that have been or will be affirmed because they either (A) became final before *Ring* (i.e., based on the date of their appeal) or (B) were presumed harmless based on a unanimous jury verdict or the defendant's waiver of a jury sentence. This chart includes prisoners who have had their death sentences affirmed by Circuit Courts. According to this information, there are a total of 377 prisoners who were sentenced under the unconstitutional sentencing scheme, but only 42% (157) of Florida death-row prisoners who were sentenced under that scheme will be entitled to relief.

APPENDIX E

1. *Alston v. State*, Nos. SC17-499, SC17-983, 2018 WL 494427 (Fla. Jan. 22, 2018)
2. *Bates v. State*, Nos. SC17-850, SC17-1224, 2018 WL 494751 (Fla. Jan. 22, 2018)
3. *Bradley v. Jones*, No. SC17-1219, 2018 WL 494464 (Fla. Jan. 22, 2018)
4. *Branch v. State*, No. SC17-1509, 2018 WL 495024 (Fla. Jan. 22, 2018)
5. *Jones v. State*, No. SC17-497, 2018 WL 494465 (Fla. Jan. 22, 2018)
6. *Peterka v. State*, Nos. SC17-593, SC17-1003, 2018 WL 494425 (Fla. Jan. 22, 2018)
7. *Phillips v. State*, No. SC17-984, 2018 WL 494656 (Fla. Jan. 22, 2018)
8. *Stephens v. State*, Nos. SC17-820, SC17-1204, 2018 WL 494426 (Fla. Jan. 22, 2018)
9. *Suggs v. State*, Nos. SC17-1225, SC16-1066, 2018 WL 494652 (Fla. Jan. 22, 2018)
10. *Walls v. State*, No. SC17-959, 2018 WL 494655 (Fla. Jan. 22, 2018)
11. *Atwater v. State*, No. SC17-926, 2018 WL 507357 (Fla. Jan. 23, 2018)
12. *Beasley v. State*, No. SC17-566, 2018 WL 507583 (Fla. Jan. 23, 2018)
13. *Burns v. State*, No. SC17-726, 2018 WL 507585 (Fla. Jan. 23, 2018)
14. *Clark v. State*, No. SC17-587, 2018 WL 507355 (Fla. Jan. 23, 2018)
15. *Cole v. State*, No. SC17-737, 2018 WL 507429 (Fla. Jan. 23, 2018)
16. *Ford v. State*, Nos. SC17-859, SC16-706, 2018 WL 507356 (Fla. Jan. 23, 2018)
17. *Puiatti v. State*, No. SC17-552, 2018 WL 507580 (Fla. Jan. 23, 2018)
18. *Rhodes v. State*, No. SC17-628, 2018 WL 507584 (Fla. Jan. 23, 2018)
19. *Willacy v. State*, No. SC17-1605, 2018 WL 507578 (Fla. Jan. 23, 2018)
20. *Windom v. State*, No. SC17-902, 2018 WL 507630 (Fla. Jan. 23, 2018)
21. *Dillbeck v. State*, No. SC17-847, 2018 WL 522421 (Fla. Jan. 24, 2018)
22. *Evans v. State*, No. SC17-869, 2018 WL 524796 (Fla. Jan. 24, 2018)
23. *Jackson v. State*, No. SC17-704, 2018 WL 525292 (Fla. Jan. 24, 2018)

24. *Kokal v. State*, No. SC17-807, 2018 WL 525295 (Fla. Jan. 24, 2018)
25. *Lucas v. State*, No. SC17-589, 2018 WL 525289 (Fla. Jan. 24, 2018)
26. *Marquard v. State*, No. SC17-862, 2018 WL 524794 (Fla. Jan. 24, 2018)
27. *Sweet v. State*, No. SC17-699, 2018 WL 524789 (Fla. Jan. 24, 2018)
28. *Taylor v. State*, No. SC17-818, 2018 WL 525307 (Fla. Jan. 24, 2018)
29. *Thomas v. State*, No. SC17-809, 2018 WL 524791 (Fla. Jan. 24, 2018)
30. *Trease v. State*, No. SC17-686, 2018 WL 524786 (Fla. Jan. 24, 2018)
31. *Anderson v. State*, No. SC17-884, 2018 WL 560624 (Fla. Jan. 26, 2018)
32. *Finney v. State*, No. SC17-985, 2018 WL 563999 (Fla. Jan. 26, 2018)
33. *Hartley v. State*, No. SC17-899, 2018 WL 563828 (Fla. Jan. 26, 2018)
34. *Jeffries v. State*, No. SC17-920, 2018 WL 564138 (Fla. Jan. 26, 2018)
35. *Kelley v. State*, No. SC17-830, 2018 WL 564132 (Fla. Jan. 26, 2018)
36. *Lightbourne v. State*, No. SC17-837, 2018 WL 564150 (Fla. Jan. 26, 2018)
37. *Morris v. State*, No. SC17-873, 2018 WL 563957 (Fla. Jan. 26, 2018)
38. *Stewart v. State*, No. SC17-889, 2018 WL 564136 (Fla. Jan. 26, 2018)
39. *Trepal v. State*, No. SC17-892, 2018 WL 564137 (Fla. Jan. 26, 2018)
40. *Trotter v. State*, No. SC17-950, 2018 WL 564139 (Fla. Jan. 26, 2018)
41. *Bell v. State*, No. SC17-1045, 2018 WL 577718 (Fla. Jan. 29, 2018)
42. *Bowles v. State*, No. SC17-1754, 2018 WL 579107 (Fla. Jan. 29, 2018)
43. *Brown v. State*, No. SC17-1001, 2018 WL 578945 (Fla. Jan. 29, 2018)
44. *Davis v. State*, No. SC17-1259, 2018 WL 579768 (Fla. Jan. 29, 2018)
45. *Foster v. State*, No. SC17-1383, 2018 WL 578947 (Fla. Jan. 29, 2018)
46. *Foster v. State*, No. SC17-1141, 2018 WL 79756 (Fla. Jan. 29, 2018)

47. *Fotopoulos v. State*, No. SC17-971, 2018 WL 579814 (Fla. Jan. 29, 2018)
48. *Gamble v. State*, No. SC17-1101, 2018 WL 578716 (Fla. Jan. 29, 2018)
49. *Jennings v. State*, No. SC17-938, 2018 WL 579800 (Fla. Jan. 29, 2018)
50. *Long v. State*, No. SC17-942, 2018 WL 579113 (Fla. Jan. 29, 2018)
51. *Booker v. Jones*, No. SC17-1205, 2018 WL 615082 (Fla. Jan. 30, 2018)
52. *Davis v. Jones*, No. SC17-1711, 2018 WL 618411 (Fla. Jan. 30, 2018)
53. *Gudinas v. State*, No. SC17-919, 2018 WL 618595 (Fla. Jan. 30, 2018)
54. *Lamarca v. State*, No. SC17-1179, 2018 WL 618728 (Fla. Jan. 30, 2018)
55. *Mendoza v. State*, No. SC17-1324, 2018 WL 618592 (Fla. Jan. 30, 2018)
56. *Occhicone v. State*, No. SC17-1112, 2018 WL 618409 (Fla. Jan. 30, 2018)
57. *Pace v. State*, No. SC17-1021, 2018 WL 618590 (Fla. Jan. 30, 2018)
58. *Rogers v. State*, No. SC17-945, 2018 WL 618700 (Fla. Jan. 30, 2018)
59. *Sochor v. State*, No. SC17-1343, 2018 WL 618698 (Fla. Jan. 30, 2018)
60. *Whitfield v. State*, No. SC17-1399, 2018 WL 615022 (Fla. Jan. 30, 2018)
61. *Consalvo v. State*, No. SC17-1309, 2018 WL 635988 (Fla. Jan. 31, 2018)
62. *Gordon v. State*, No. SC17-1133, 2018 WL 636418 (Fla. Jan. 31, 2018)
63. *Krawczuk v. State*, No. SC17-1142, 2018 WL 635983 (Fla. Jan. 31, 2018)
64. *Miller v. Jones*, No. SC17-1211, 2018 WL 636104 (Fla. Jan. 31, 2018)
65. *Nelson v. State*, No. SC17-939, 2018 WL 636067 (Fla. Jan. 31, 2018)
66. *Rodriguez v. State*, No. SC17-1268, 2018 WL 635986 (Fla. Jan. 31, 2018)
67. *Sireci v. State*, No. SC17-1143, 2018 WL 635985 (Fla. Jan. 31, 2018)
68. *Sliney v. State*, No. SC17-1547, 2018 WL 636066 (Fla. Jan. 31, 2018)
69. *Stein v. State*, No. SC17-1547, 2018 WL 636066 (Fla. Jan. 31, 2018)

70. *Whitton v. State*, No. SC17-1118, 2018 WL 635982 (Fla. Jan. 31, 2018)
71. *Damren v. State*, No. SC17-1080, 2018 WL 665173 (Fla. Feb. 2, 2018)
72. *Derrick v. State*, No. SC17-1242, 2018 WL 665175 (Fla. Feb. 2, 2018)
73. *Griffin v. State*, No. SC17-1306, 2018 WL 671475 (Fla. Feb. 2, 2018)
74. *Hodges v. State*, No. SC17-1586, 2018 WL 671744 (Fla. Feb. 2, 2018)
75. *Johnson v. State*, Nos. SC17-1401, SC17-1402, 2018 WL 671154 (Fla. Feb. 2, 2018)
76. *Lawrence v. State*, No. SC17-1442, 2018 WL 671479 (Fla. Feb. 2, 2018)
77. *Melton v. State*, No. SC17-1147, 2018 WL 671363 (Fla. Feb. 2, 2018)
78. *Morton v. State*, No. SC17-1715, 2018 WL 671746 (Fla. Feb. 2, 2018)
79. *Overton v. State*, No. SC17-1435, 2018 WL 671477 (Fla. Feb. 2, 2018)
80. *Pietri v. State*, No. SC17-1281, 2018 WL 671468 (Fla. Feb. 2, 2018)

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