

DOCKET NO. 20-6806

IN THE SUPREME COURT OF THE UNITED STATES

TROY MERCK, JR.,

Petitioner,

vs.

STATE OF FLORIDA,

Respondent.

ON PETITION FOR A WRIT OF CERTIORARI
TO THE SUPREME COURT OF FLORIDA

ATTACHMENT A

1 there is just one paragraph.

2 MR. ZINOBER: Yeah.

3 THE COURT: There is no statement to law
4 enforcement which is what I perceive 2.04 to cover.
5 Does either side wish 2.04?

6 MR. RIPPLINGER: No, Your Honor.

7 MR. ZINOBER: No.

8 THE COURT: 2.05, rules for deliberation
9 one through eight; 2.07, cautionary; 2.08, as we have
10 discussed at this point, the verdict is guilty of
11 murder in the first degree as charged, guilty of murder
12 in the second charge as included, guilty of
13 manslaughter as included, not guilty. Submitting the
14 case to the jury, 2.09. Is there anything else that
15 anybody wishes or that we need to discuss?

16 MR. ZINOBER: May I have a moment?

17 THE COURT: You certainly may.

18 MR. ZINOBER: I have nothing else,
19 Your Honor. Please let me clarify on intoxication as a
20 defense to murder in the first degree, it is not a
21 defense to murder in the second degree or manslaughter.
22 I'm mistaken if neither one of those is a specific
23 intent crime.

24 MR. RIPPLINGER: That's correct, Judge. I
25 think was not in the last packet.