

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
SECOND DISTRICT, POST OFFICE BOX 327, LAKELAND, FL 33802-0327

April 15, 2021

**CASE NO.: 2D20-2201**  
L.T. No.: 2014CF-008299-XX

HEWITT A. GRANT, II

v. STATE OF FLORIDA

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Appellant / Petitioner(s),

Appellee / Respondent(s).

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**BY ORDER OF THE COURT:**

Appellant's motion for rehearing, motion for rehearing en banc and motion for certification is denied.

I HEREBY CERTIFY that the foregoing is a true copy of the original court order.

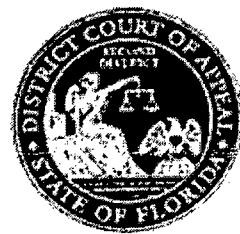
Served:

ATTORNEY GENERAL, TAMPA  
HEWITT A. GRANT, II

C. SUZANNE BECHARD, A.A.G.  
STACY BUTTERFIELD, CLERK

ag

Mary Elizabeth Kuenzel  
Mary Elizabeth Kuenzel  
Clerk



NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING  
MOTION AND, IF FILED, DETERMINED

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
SECOND DISTRICT

HEWITT A. GRANT, II, )  
Appellant, )  
v. )  
STATE OF FLORIDA, )  
Appellee. )  
\_\_\_\_\_  
Case No. 2D20-2201

Opinion filed March 10, 2021.

Appeal pursuant to Fla. R. App. P.  
9.141(b)(2) from the Circuit Court for Polk  
County; Wayne M. Durden and Donald G.  
Jacobsen, Judges.

PER CURIAM.

Affirmed.

SILBERMAN, ROTHSTEIN-YOUAKIM, and ATKINSON, JJ., Concur.

IN THE CIRCUIT COURT  
OF THE TENTH JUDICIAL CIRCUIT  
IN AND FOR POLK COUNTY, FLORIDA

STATE OF FLORIDA,

Plaintiff,  
v.

CASE NO.: CF14-008299-XX

HEWITT GRANT II,

Defendant.

**ORDER DENYING DEFENDANT'S MOTION FOR REHEARING**

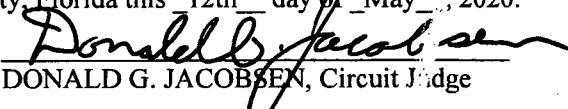
**THIS MATTER** came before the Court upon Defendant's *Motion for Rehearing*, filed on May 6, 2020.

In an earlier Motion the Defendant raised a double jeopardy violation. The Court denied the claim as untimely in an order dated April 16, 2020. *See* attachment. Defendant seeks rehearing on the issue.

It is **ORDERED AND ADJUDGED** that Defendant's *Motion* is **DENIED**.

Defendant has thirty (30) days to appeal this order to the Second District Court of Appeal.

**DONE AND ORDERED** in Bartow, Polk County, Florida this 12th day of May, 2020.

  
DONALD G. JACOBSEN, Circuit Judge

cc:

-- Hewitt Grant II, DC#H12344, Calhoun CI, 19562 SE Institution Dr., Blountstown, FL 32424  
-- A.S.A. Victoria J. Avalon, Esq.

DGJ/abw

IN THE CIRCUIT COURT  
FOR THE TENTH JUDICIAL CIRCUIT  
IN AND FOR POLK COUNTY, FLORIDA

STATE OF FLORIDA,

Plaintiff,

v.

CASE NO.: CF14-008299-XX

HEWITT GRANT,

Defendant.

**ORDER DENYING DEFENDANT'S  
SUCCESSIVE MOTION FOR POSTCONVICTION RELIEF and MOTION TO HEAR AND RULE**

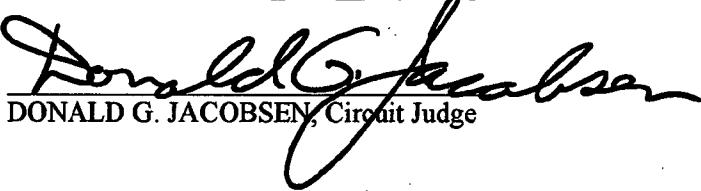
THIS MATTER is before the Court upon Defendant's 3.850 Successive Motion, filed pursuant to Rule 3.850, Fla. R. Crim. P, on April 13, 2020. After review of the Motion, court file, and applicable law, the Court finds as follows:

Defendant raises a double jeopardy claim. Defendant's Motion is untimely and successive. Defendant was sentenced to counts 1-84 on November 19, 2015, and count 85 on May 3, 2016. *See Judgments and Sentences.* He appealed his Judgments and Sentences and the Second District Court of Appeal *per curiam* affirmed and issued a Mandate on December 28, 2017. *See Mandates.* Defendant previously filed two Motions for Postconviction Relief which were denied in orders dated July 2, 2018 and December 18, 2018. *See Orders.*

Defendant also files a Motion to Hear and Rule seeking a ruling that was transferred to the civil division as a writ. This Court is without jurisdiction over the matter at this point.

Based on the above, it is ORDERED AND ADJUDGED that Defendant's *Motions* are DENIED.

DONE AND ORDERED in Bartow, Polk County, Florida this 16th day of April, 2020.

  
DONALD G. JACOBSEN, Circuit Judge

cc:

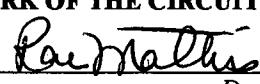
-- Victoria J. Avalon, Esq., A.S.A.

-- Hewitt Grant, DC#H12344, Calhoun CI, 19526 SE Institution Dr., Blountstown, FL 32424

DGJ/abw

I CERTIFY the foregoing is a true copy of the original as it appears on file in the office of the Clerk of the Circuit Court of Polk County, Florida, and that I have furnished copies of this order and its attachments to the above-listed on this 22 day of April, 2020.

CLERK OF THE CIRCUIT COURT

By:   
Randi Mathis  
Deputy Clerk