

Provided To: Moore Haven C.F.

FEB 01 2022

For Mailing
Provided To: Moore Haven C.F.
By: _____

JAN 26 2022

For Mailing
By:  _____

APPENDIX

'A' :

Denial by the Supreme Court of Florida to accept Jurisdiction falsely claiming portions of the record deemed necessary to reflect Jurisdiction under Article V, Section 3(b) of the Florida Constitution was submitted to the Court.

Supreme Court of Florida

TUESDAY, NOVEMBER 2, 2021

CASE NO.: SC20-1394

Lower Tribunal No(s):
3D19-1715; 132015CF0010830001XX

JOHN J. WILSON JR.

vs. STATE OF FLORIDA

Petitioner(s)

Respondent(s)

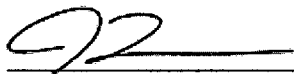
This cause having heretofore been submitted to the Court on jurisdictional briefs and portions of the record deemed necessary to reflect jurisdiction under Article V, Section 3(b), Florida Constitution, and the Court having determined that it should decline to accept jurisdiction, it is ordered that the petition for review is denied.

No motion for rehearing will be entertained by the Court. See Fla. R. App. P. 9.330(d)(2).

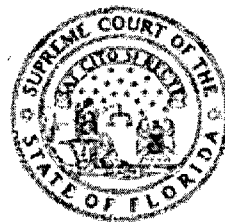
POLSTON, LABARGA, LAWSON, MUÑIZ, and COURIEL, JJ., concur.

A True Copy

Test:



John A. Tomasino
Clerk, Supreme Court



dl

Served:

MICHAEL W. MERVINE

JOHN J. WILSON JR.

HON. HARVEY RUVIN, CLERK

HON. MERCEDES M. PRIETO, CLERK

HON. CRISTINA MARIA MIRANDA, JUDGE

IN THE SUPREME COURT OF FLORIDA
(Before a Grievance Committee)

THE FLORIDA BAR,

Complainant,

The Florida Bar File
No. 2020-70,234 (11P)

v.

CHARLES G. WHITE,

Respondent.

**NOTICE OF FINDING OF PROBABLE CAUSE FOR FURTHER
DISCIPLINARY PROCEEDINGS**

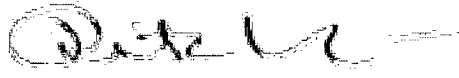
TO: Mr. Charles G. White, Esq.
1031 Ives Dairy Rd., Suite 228
Miami, FL 33179-2538
cgwhitelaw@aim.com

The Eleventh Judicial Circuit Grievance Committee "P", at a duly constituted meeting on January 14, 2022, found probable cause to prepare a formal complaint pursuant to Rule 3-7.4(1), Rules Regulating the Florida Bar, based upon violation of the following rules:

Rule 4-8.1 (Maintaining the Integrity of the Profession; Bar Admission and Disciplinary Matters).

Pursuant to Rule 3-7.5(a) of The Rules Regulating The Florida Bar, on **January 20, 2022**, the Designated Reviewer approved the action of the grievance committee, which is now final. It is recommended that you review the procedures for admission of minor misconduct and conditional guilty pleas. See Rules 3-5.1 and 3-7.9.

Dated this 21st day of January.

A handwritten signature in dark ink, appearing to read "Rita Florez", with a long horizontal flourish extending to the right.

Rita Florez
Bar Counsel
The Florida Bar
444 Brickell Avenue
Rivergate Plaza, Suite M-100
Miami, Florida 33131-2404
(305) 377-4445
rflorez@floridabar.org

Copies furnished to:

Patricia Ann Toro Savitz, Staff Counsel
Loressa M. Felix, Chair
Leslie Rothenberg, Designated Reviewer
John J. Wilson, Complainant

**IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT
IN AND FOR MIAMI-DADE COUNTY, FLORIDA**

STATE OF FLORIDA,
Plaintiff,

v.

Case No.: F15-1083

JOHN J. WILSON, JR.,
Defendant.

**NOTICE APPELLANT FALSELY IMPRISONED WITHOUT A RECORD,
IN VIOLATION OF RULE 9.200(a)(1) AND 9.140(f) OF THE Fla. R. APP.
P. AND MOTION TO BE PROVIDED THE RECORD, PURSUANT TO**

§ 119.07 FLA. STAT.

1. Rule 9.200 (a)(1) of the Fla. R. APP. P. states that the record shall consist of “[A]ll documents filed in the lower tribunal, all exhibits, and transcript(s) of proceedings filed in the lower tribunal.” See Rule 9.200(a)(1) of the Fla. R. APP. P..

2. *Appellant* hereby gives his third notice to the court and all judicial authorities on the premises, Appellant is being falsely imprisoned on an uncharged crime by the State of Florida in Glades County lacking a record.

3. Even without a record, facial error is failing to be corrected, appearing on the face of the Judgment. See Connell vs. Capital City partners, LLC, 932 so 2d 442 (Fla. 3rd DCA 2006), Reed vs. Reed, 914 So.2d 26 (Fla. 4th DCA 2005), Dennison vs. Dennison, 852 so. 2d 422 (Fla. 5th DCA 2003).

NATURE OF RELIEF REQUESTED

Appellant again requests Rule 9.140(f) of the Fla. R. APP. P. be enforced, which makes the filing of the record mandatory in all criminal appeals, and requests the master index of the record and all transcripts including but limited to sentencing proceeding of October 16, 2016.

OATH AND CERTIFICATION

Appellant hereby attests the foregoing facts as presented are true and accurate pursuant to § 92.525 Fla. Stat..

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I placed a true and correct copy of the Notice in the hands of an institutional official of Moore Haven Correctional Facility for mailing via U.S. Postal Mail, postage prepaid to: Nushin Sayfie, 1351 N.W. 12th Ave. Room 4423, Miami, FL 33125, Rita Florez, Bar Counsel, 251 E. Jefferson Street, Tallahassee, Fla. 32399-2300, Loressa Felix, Chair Grievance Committee "11P", 251 E. Jefferson Street, Tallahassee, Fla. 32399-2300. And to The Hon. Ashley Brooke Moody, The Capitol-PL-01, Tallahassee, Fla. 32399-1050, on this day 12, of Dec, 2021

Respectfully Submitted,

/s/

JOHN J. WILSON, JR.

DC# M88-232

Moore Haven Correctional Facility

P.O. Box 719001

Moore Haven, Florida 33471

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that I placed a true and correct copy of the Notice in the hands of an institutional official of Moore Haven Correctional Facility for mailing via U.S. Postal Mail, postage prepaid to: Nushin Sayfie, 1351 N.W. 12th Ave. Room 4423, Miami, FL 33125, Rita Florez, Bar Counsel, 251 E. Jefferson Street, Tallahassee, Fla. 32399-2300, Loressa Felix, Chair Grievance Committee "11P", 251 E. Jefferson Street, Tallahassee, Fla. 32399-2300. And to The Hon. Ashley Brooke Moody, The Capitol-PL-01, Tallahassee, Fla. 32399-1050, on this day 22, of DEC, 2021

Respectfully Submitted,

/s/

JOHN J. WILSON, JR.

DC# M86-232

Moore Haven Correctional Facility

P.O. Box 719001

Moore Haven, Florida 33471

United States Senate

WASHINGTON, DC 20510

December 12, 2019

Mr. John J. Wilson
3950 Tiger Bay Road
Daytona Beach, FL 32124-1042

Dear Mr. Wilson,

Thank you for contacting my office regarding legal issues relating to court proceedings. Your concerns are important to me, and I appreciate the opportunity to address this matter.

As a United States Senator, I am not allowed to offer legal advice, intervene in or influence the outcome of cases that are under the jurisdiction of any court. Consequently, with respect for the separation of powers under the U.S. Constitution, I cannot assist you with this matter.

You may wish to contact the Florida Bar Association at (800) 342-8011 or visit its website at www.floridabar.org. Its counselors will be able to refer you to an attorney that specializes in your area of need. I hope you find this information helpful.

Again, thank you for sharing your concerns with me and the opportunity to serve you. I am humbled by my responsibilities in the United States Senate, and I will continue to work on behalf of our state of Florida.

Sincerely,



Marco Rubio
United States Senator

MR/mw
WF #1752228



UNITED STATES POSTAL INSPECTION SERVICE

OFFICE OF COUNSEL

January 10, 2022

Mr. John J. Wilson
DC#M86-232
Moore Haven Correctional Facility
PO Box 69
Moore Haven, FL 33471-8837

RE: FOIA No. 2022-FPIS-00132

Dear Mr. Wilson:

This is in further reference to your letter dated September 8, 2021, requesting, pursuant to the Freedom of Information Act, access to certain records that may be in the custody of the U.S. Postal Inspection Service regarding you.

Enclosed are 37 pages of record material which can be released to you. Certain deletions have been made to this material pursuant to Title 5, United States Code, section 552(B)(6) and section 552(B)(7)(C). Exemption 6 protects information about individuals in "personnel and medical files and similar files" when the disclosure of such information "would constitute a clearly unwarranted invasion of personal privacy". Exemption 7(C) provides protection for law enforcement information the disclosure of which "could reasonably be expected to constitute an unwarranted invasion of personal privacy".

If you have any questions regarding the handling of your request, please contact the Inspection Service FOIA Requester Service Center at (202) 268-7004 between the hours of 8:30 A.M. – 5:00 P.M. (Eastern Time) or by email at FOIA@uspis.gov.

If you consider this response to be a denial of your request for records, you have the right to appeal this response by writing to the General Counsel, U.S. Postal Service, 475 L'Enfant Plaza, SW, Washington, DC 20260-1135, within 90 days of the date of this response letter or via email at FOIAAppeal@usps.gov. Your appeal must be postmarked or electronically transmitted within 90 days of the date of the response to your request. The letter of appeal should include: (1) A copy of the request, any notification of denial or other action, and any other related correspondence; (2) The FOIA tracking number assigned to the request; (3) A statement of the action, or failure to act, from which the appeal is taken; (4) A statement identifying the specific redactions to responsive records that you are challenging; (5) A statement of the relief sought; and (6) A statement of the reasons why you believe the action or failure to act is erroneous.

Additionally, you may contact the Office of Government Information Services (OGIS) which was created to offer mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. You may contact OGIS in any of the following ways: write to the Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, MD 20740-6001; email to ogis@nara.gov; call (202) 741-5770 (toll-free (877) 684-6448); fax to 202-741-5769.

Sincerely,

/s/

Lisa Frazier
FOIA Analyst

Enclosure

Appendix 'A'

Case No(s): 3D19-1715; SC20-1394; SC19-1857. Evidence of fraud prohibiting Appellant's "access-to-the-court(s)" in violation of the 1st amendment of the United States Constitution and Florida's Constitution.

**IN THE ELEVENTH JUDICIAL CIRCUIT COURT
IN AND FOR MIAMI-DADE COUNTY, FLORIDA**

JOHN J. WILSON, JR.,
Defendant,

v.

Case No.: F15-1083

STATE OF FLORIDA,
Plaintiff,

**NOTICE OF INQUIRY REGARDING PRODUCTION OF THE RECORD IN
THIS CASE**

Appellant WILSON respectfully requests to be updated on his previously filed "Request for Production of the Record" in the above styled cause, and would again reiterate to the Clerk and Court all records and documents are being intentionally hidden by *ultra vires* Attorney CHARLES G. WHITE.

1. The record is required to be provided to Defendant following Denial of Direct Appeal No.3D15-2653 on 11/21/2018. See Wilson v. State, 259 So. 3d 441 (Fla. 3rd DCA 2015).
2. The full record was never produced for direct appeal No.3D15-2653, in violation of Rule 9.200 of the Fla.R.App.P.Id.
3. WILSON now required the record to pursue post conviction federal relief pursuant to 28 U.S.C. §2254.

OATH

Appellant hereby attests the foregoing facts presented are true and correct.

§92.525 Fla.Stat.

CERTIFICATE OF SERVICE

The Hon. Merrick Garland, U.S. Attorney General, 950 Pennsylvania Ave.,
N.W. Washington, DC 20543-001

Date

10/10/21

Respectfully Submitted,

/s/

John J. Wilson, Jr.

DC # M86-232

Moore Haven C.F.

P.O. Box 69

Moore Haven, FL 33471-8837

**Copy
Discovery
EXHIBIT*

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA
THIRD DISTRICT
JANUARY 18, 2017

JOHN J. WILSON
Appellant(s)/Petitioner(s),
vs.
THE STATE OF FLORIDA, et al.
Appellee(s)/Respondent(s),

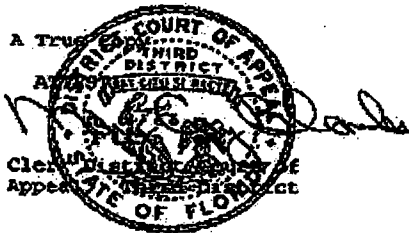
CASE NO.: 3D17-0115, 3D15-2653

L.T. NO.: 15-1083

Upon the Court's own motion, it is ordered that the above referenced appeals are hereby consolidated for all appellate purposes under case no. 3D17-115. Petitioner's petition for writ of habeas corpus is treated as a motion to discharge private court-appointed counsel in the direct appeal (Case No. 3D15-2653). The Court defers ruling on the motion to discharge private court-appointed counsel.

The Chief Judge of the Eleventh Circuit Court (or her designee) shall issue an order, directing Kattia Mantrana and Marvalencia Miller (of Apex Reporting Group, 12 S.E. 7th Street, Suite 702, Fort Lauderdale, FL 33301) to appear in circuit court at a specified date and time within the next twenty (20) days from the date of this order and show cause why each should not be held in contempt of court for failure to prepare and file the designated transcripts in this cause as previously ordered by this Court. All parties shall be provided notice of

the date and time of said hearing. The Chief Judge (or her designee) shall, within ten (10) days thereafter, provide a status report of proceedings held pursuant to the order to show cause.



cc: Charles G. White
Apex Reporting Group, Inc.
Marvalencia Miller
Diane Pattavina

Office Of Attorney General
Hon. Cristina Miranda
Miami-Dade Clerk
Hon. Bertila Soto

John J. Wilson
Kattia Mantrana
Amy Garcia
Hon. Nushin G. Sayfie

ts

APPENDIX

'B' :

Second opinion issued by the 3rd DCA
appearing to grant Rehearing, dated July 29th,
2020.

Third District Court of Appeal

State of Florida

Opinion filed July 29, 2020.

No. 3D19-1715
Lower Tribunal No. 15-1083

John J. Wilson, Jr.,
Appellant,

vs.

The State of Florida,
Appellee.

An Appeal under Florida Rule of Appellate Procedure 9.141(b)(2) from the Circuit Court for Miami-Dade County, Cristina Miranda, Judge.

John J. Wilson, Jr., in proper person.

Ashley Moody, Attorney General, and Michael W. Mervine, Assistant Attorney General, for appellee.

Before FERNANDEZ, LOGUE and SCALES, JJ.

On Motion for Rehearing

PER CURIAM.

On April 22, 2020, this Court issued an opinion that treated appellant John J. Wilson, Jr.'s *pro se* appeal as a petition for writ of mandamus and denied same as moot. Wilson v. State, 45 Fla. L. Weekly D977 (Fla. 3d DCA Apr. 22, 2020) ("April Opinion"). After issuance of our April Opinion, Wilson, again *pro se*, sought an extension of time to file a motion for rehearing. On May 13, 2020, we entered an order granting Wilson's motion for an extension of time and, in our order, we gave Wilson forty-five days in which to file any post-decisional motions directed to our April Opinion.

Notwithstanding our May 13, 2020 order, we inadvertently issued our mandate on June 2, 2020. On June 10, 2020, Wilson filed a motion for rehearing directed toward our April Opinion ("Rehearing Motion"). Then, on June 24, 2020, presumably after receiving a copy of this Court's inadvertently issued June 2, 2020 mandate, Wilson filed a motion requesting that we treat his Rehearing Motion as timely filed. Upon receipt of Wilson's June 24, 2020 motion, on July 6, 2020, we withdrew our mandate as having been inadvertently entered. We grant Wilson's June 24, 2020 motion requesting that we treat his Rehearing Motion as timely, grant Wilson's motion for rehearing, withdraw our April Opinion, and replace our April Opinion with the following.

On or about January 15, 2019, Wilson filed in the lower court a *pro se* Florida Rule of Criminal Procedure 3.800 post-conviction motion that presumably asserted his sentence was illegal. A review of the lower court docket reflects that the lower court clerk received this motion on or about January 25, 2019.

On August 21, 2019, Wilson filed with this Court a *pro se* notice of appeal, entitled “Notice of Appeal and Statement of Judicial Acts to Be Reviewed Pursuant to Rule 9.200(A)(3): The Underlying Motion for this Appeal, Submitted Pursuant to Rule 3.800(a), Was Failed to Be Recorded or Docketed By the Clerk of Court.”

We ordered the State to respond. The State’s response indicated that, although the docket entry of May 21, 2019 tersely shows that Wilson’s rule 3.800 motion was denied, no written order adjudicating Wilson’s January 25, 2019 post-conviction motion had been rendered by the trial court.

After filing its response, the State filed, and we granted, two motions to supplement the record on appeal. Together, these supplemental filings showed: (i) on May 21, 2019, the trial court set Wilson’s rule 3.800 motion for hearing on June 11, 2019; (ii) a partial transcript of the June 11, 2019 hearing indicates that the trial court did not rule on Wilson’s motion; and (iii) at a February 13, 2020 status conference, the trial court entered an order denying Wilson’s motion, *nunc pro tunc* to June 11, 2019.

We, therefore, treat Wilson's August 2019 notice of appeal as a petition for writ of mandamus. See Fla. R. App. P. 9.040(c). Considering the trial court's written order, which was filed on February 26, 2020, we deny Wilson's petition as moot. Given the procedural confusion surrounding this case, if Wilson wishes to appeal the lower court's February 26, 2020 order, he may do so no later than thirty days from the date of this order.

So ordered.

APPENDIX

'C' :

First opinion issued by the 3rd DCA on April
22nd, 2020 citing evidence of fraud.

Third District Court of Appeal

State of Florida

Opinion filed April 22, 2020.

Not final until disposition of timely filed motion for rehearing.

No. 3D19-1715

Lower Tribunal No. 15-1083

John J. Wilson, Jr.,
Appellant,

vs.

The State of Florida,
Appellee.

An Appeal under Florida Rule of Appellate Procedure 9.141(b)(2) from the Circuit Court for Miami-Dade County, Cristina Miranda, Judge.

John J. Wilson, Jr., in proper person.

Ashley Moody, Attorney General, and Michael W. Mervine, Assistant Attorney General, for appellee.

Before FERNANDEZ, LOGUE and SCALES, JJ.

PER CURIAM.

On or about January 15, 2019, appellant John J. Wilson, Jr. filed in the lower court, pursuant to Florida Rule of Criminal Procedure 3.800, a *pro se* post-

conviction motion that presumably asserted his sentence was illegal. A review of the lower court docket reflects that the lower court clerk received this motion on or about January 25, 2019.

On August 21, 2019, Wilson filed with this Court a *pro se* notice of appeal, entitled “Notice of Appeal and Statement of Judicial Acts to Be Reviewed Pursuant to Rule 9.200(A)(3): The Underlying Motion for this Appeal, Submitted Pursuant to Rule 3.800(a), Was Failed to Be Recorded or Docketed By the Clerk of Court.”

We ordered the State to respond. The State’s response indicated that, despite there being several other proceedings in this Court and the Florida Supreme Court,¹ as well as in the lower court during the relevant time period, no written order adjudicating Wilson’s January 2019 post-conviction motion had been rendered by the trial court.² After filing its response, the State filed a motion to supplement the record on appeal to include a February 27, 2020 order entered by the trial court denying Wilson’s January 25, 2019 Rule 3.800(a) motion “nunc pro tunc 6/11/19.”

¹ See 3D19-1579 and SC19-1857/SC18-2119.

² Oddly, a May 21, 2019 lower court docket entry indicates both that Wilson’s motion was set for hearing on June 11, 2019, *and* that the motion was denied.

We treat Wilson's August 2019 notice of appeal as a petition for writ of mandamus, see Fla. R. App. P. 9.040(c), and, given the trial court's February 27, 2020 order, deny same as moot.

So ordered.

APPENDIX

'D' :

Denial by the Supreme Court of Florida to provide records or documents submitted to the Court in the case in violation of § 119.07 Fla. Stat. (public records request).

Supreme Court of Florida

THURSDAY, JUNE 3, 2021

CASE NO.: SC20-1394

Lower Tribunal No(s).:
3D19-1715; 132015CF0010830001XX

JOHN J. WILSON JR.

vs. STATE OF FLORIDA

Petitioner(s)

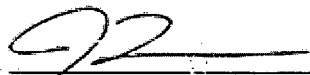
Respondent(s)

The order of this Court dated June 1, 2021, requesting a response to Petitioner's "Motion to Correct and Enforce the Production of the True Record Following Granting for Production of the Record on March 29th, 2021," is hereby vacated. Petitioner's "Motion to Correct and Enforce the Production of the True Record Following Granting for Production of the Record on March 29th, 2021," filed May 14, 2021, is denied.

Petitioner's "Motion for Sixty (60) Day Enlargement of Time Pending Ruling for Order of Stay," filed June 1, 2021, is denied.

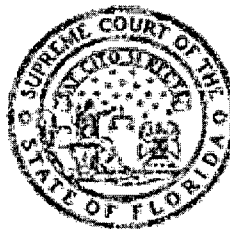
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Test:



John A. Tomasino

Clerk, Supreme Court

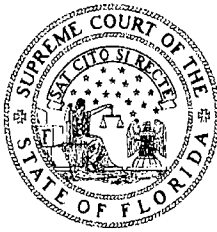


dl

Served:

MICHAEL W. MERVINE
HON. HARVEY RUVIN, CLERK
HON. MERCEDES M. PRIETO, CLERK

JOHN J. WILSON JR.



Supreme Court of Florida

Office of the Clerk
500 South Duval Street
Tallahassee, Florida 32399-1927

JOHN A. TOMASINO
CLERK
MARK CLAYTON
CHIEF DEPUTY CLERK
JULIA BREEDING
STAFF ATTORNEY

PHONE NUMBER: (850) 488-0125
www.floridasupremecourt.org

December 14, 2021

RE: JOHN J. WILSON JR. vs. STATE OF FLORIDA

CASE NUMBER: SC20-1394

Lower Tribunal Case Number(s): 3D19-1715;
132015CF0010830001XX

Lower Tribunal Filing Date: 9/23/2020

The Florida Supreme Court has received the following document reflecting a filing date of 12/13/2021.

Pursuant to Article V, Section 3(b)

In response to the above document, please be advised that the above styled case closed. No further pleadings may be filed. The petition for review was denied on 11/2/21.

The Florida Supreme Court's case number must be utilized on all pleadings and correspondence filed in this cause.

dl

cc:

MICHAEL W. MERVINE
JOHN J. WILSON JR.

IN THE SUPREME COURT OF FLORIDA
TALLAHASSEE, FLORIDA 33239-1927

JOHN J. WILSON,
Petitioner,

v.

Case No.: **SC20-1394**
3rd DCA No.: 3D19-1715
132015CF0010830001XX

STATE OF FLORIDA,
Respondent,

_____ /

PURSUANT TO ARTICLE V, SECTION 3(b), REQUEST FOR
PORTION(S) OF THE RECORD SUBMITTED TO THE
COURT, PURSUANT TO § 119.07 Fla. STAT

1. *Appellant* hereby respectfully advises the Court no record, Trial index, or Summary of the Record was ever produced for this appeal, in violation of article V, Section 3(b) mandating such portions of the record be submitted to the Court to reflect Jurisdiction by the Court, pursuant to Rule 9.120(d) of the Fla. R. A.P.P. P..

2. *Appellant* further respectfully advises this issue was raised previously, resulting in a SHOW CAUSE ORDER issued to the Attorney General, which was later rescinded, whereby *Petitioner* was directed to raise the issue in his Jurisdictional Brief, citing conflict in relevant Florida

case law, which Petitioner did, The Attorney General never filed an Answer Brief due to lack of a record in the case.

3. The necessary portions of the record, however, required to be submitted under Article V, section 3(b) to reflect jurisdiction is still missing.

NATURE OF RELIEF REQUESTED

4. *Petitioner* hereby respectfully requests record documents as required under Article V, Section 3(b) for the necessary portion of the missing record to be provided to the Court in order for it to determine its Jurisdiction pursuant to rule 9.120(d) of the Fla. R. APP. P.; and requests to be provided any portion of the record submitted to the Court as deemed necessary to reflect its jurisdiction under Article V, Section 3(b) of the Florida Constitution. See public records request hereby filed pursuant to § 119.07 Fla. Stat.

OATH

Petitioner, WILSON attests under penalty of perjury the foregoing facts presented are true and accurate pursuant to § 92.525 Fla. Stat.

Respectfully submitted,

/s/

John J. Wilson, JR.

DC# M86-232

Moore Haven Correctional Facility

P.O. Box 719001

Moore Haven, Florida 33471

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I placed a true and correct copy of the Motion for Rehearing in the hands of an institutional official of Moore Haven Correctional Facility for mailing via U.S. Postal Mail, postage prepaid to: The Clerk of Court by Institutional Mail, Michael William Mervink, Bureau Chief of appeals; The Hon. Ashley Moody, The Capitol-PL-01, Tallahassee, FL 32399-1050.

Day 4 of December, 2021.

Respectfully submitted,

/s/

John J. Wilson, JR.

DC# M86-232

Moore Haven Correctional Facility

P.O. Box 719001

Moore Haven, Florida 33471

Supreme Court of Florida

WEDNESDAY, JANUARY 6, 2021

CASE NO.: SC20-1394

Lower Tribunal No(s).:

3D19-1715; 132015CF0010830001XX

JOHN J. WILSON JR.

vs. STATE OF FLORIDA

Petitioner(s)

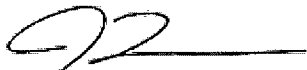
Respondent(s)

Petitioner's motion for reinstatement is hereby granted and it is ordered that the above case is reinstated.

Petitioner is allowed to and including January 21, 2021, in which to serve a brief on jurisdiction with an appendix. Respondent shall have thirty days after service of petitioner's jurisdictional brief in which to serve a jurisdictional brief.

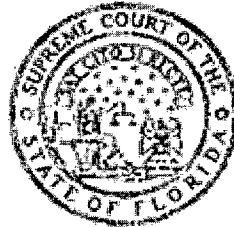
A True Copy

Test:



John A. Tomasino

Clerk, Supreme Court



dl

Served:

MICHAEL W. MERVINE

JOHN J. WILSON JR.

HON. CRISTINA MARIA MIRANDA, JUDGE

HON. HARVEY RUVIN, CLERK

HON. MERCEDES M. PRIETO, CLERK

Appendix

'B'

Rule 3.800(a)

Motion Showing Petitioner Falsely Imprisoned On An Uncharged
Crime Failed To Be Filed By The Courts Of Miami-Dade County

DOCUMENT
DELIBERATELY
FAILED TO BE
FILED, OR TRANSFERRED
TO THE SUPREME
COURT OF FLORIDA,
PURSUANT TO RULE 9.120.

IN THE DISTRICT COURT OF APPEAL
FOR THE THIRD DISTRICT OF FLORIDA

JOHN J. WILSON, JR.,

Appellant/Petitioner,

v.

STATE OF FLORIDA,

Appellee/Petitioner.

Case No. 3D19-1715
L.T. No. F15-1083

Provided To TO-NEHA-CE
On 8/21/20 for
or Mailing, by JJA

PETITION TO INVOKE THE DISCRETIONARY REVIEW BY THE
SUPREME COURT OF FLORIDA PURSUANT TO RULE 9.120(D) OF
THE FLA. R. APP. P., AND MOTION FOR THE PRODUCTION OF THE
RECORD FOR THIS APPEAL, PURSUANT TO RULE 9.200 OF THE FLA.
R. APP. P.

1. COMES NOW, Petitioner, JOHN J. WILSON, JR., pursuant to Rules 9.120(d) and 9.200 of the Fla. R. App. P. to invoke the Supreme Court's discretion for review of this appeal of Petitioner's 3.800(a) instant motion never submitted to the Third District, clearly showing said *Petitioner* is currently falsely imprisoned at TOMOKA CORRECTIONAL INSTITUTION in Daytona Beach, Florida, on an uncharged crime, to wit: § 810.023(b) vs. § 810.02(3)(a), unoccupied burglary when the face of the record clearly shows he was invited into the occupied property, and set up to use the laptop computer by an authorized party at the

residence. See attached: Transcript, State Witness, OSCAR HERRERA, accompanying Appellant's instant motion submitted pursuant to Rule 3.800(a) of the Fla. R. Crim. P. but never filed by the clerk of trial judge, the Hon. CHRISTINA MARIA MIRANDA, or ruled on in substance regarding these issues by the court, based on lack of **subject matter jurisdiction**. See attached: Instant Motion, never received by the Third District, and incorrectly construing appeal of said motion as a petition for writ of mandamus, misapplying **Rule 9.040(c)** to Appellant's appeal in its opinion issued on April 22, 2020.

2. *Petitioner* would further show:

(a) Actual record demonstrating the failure by the L.T. court to file evidence, discovery, and pleadings was never produced to obfuscate the facts stated in the instant motion, in violations of Rule 9.200 of the Fla. R. App. P.

(b) *Petitioner's* appeal was incorrectly construed as mandamus to avoid production of record, illuminating these facts, when the subject pleading in question clearly indicates an appeal of his 3.800(a), based on lack of subject matter jurisdiction: Defendant was originally arrested for a misdemeanor trespass; there was non-existent or fabricated evidence for Defendant to be charged with a felony burglary: nothing was stolen, and the food and wine alleged to have been consumed was partially his, and did not add up to \$300.00, denoting a grand theft.

3. In an abundance of caution, in light of the attached supplemental evidence

and internal e-mails, filed in GRANTED motions by MICHAEL WILLIAM MERVINE, Bureau Chief of Appeals, for the State of Florida Attorney General, *Petitioner* filed a subsequent petition for writ of mandamus with the Supreme Court of Florida, documenting all malfeasance conducted to falsely imprison Defendant, disguised as "procedural confusion."

4. The Third District cited a "State Response" in a completely different case, attempted to be obfuscated through its withdrawal on July 29, 2020, appearing on the face to GRANT rehearing, yet not providing relief of any kind. See "State's Response" from case no. **3D19-1625** falsely cited as "State's Response" for Case **3D19-1715** to hide Asst. Attorney General MERVINE'S filings.

5. Finally, *Petitioner* respectfully advises all judicial authorities on the premises, case no. **SC19-1857** raising these same issues was attempted to be transferred by the Supreme Court of Florida to the trial court of CRISTINA MARIA MIRANDA of Miami-Dade County on December 3rd, 2019. No ruling or information is forthcoming regarding this 3.850 filing, and all subsequent notices, correspondence, or pleadings in the case continue to go unresponded to. See Attached Exhibit: Motion to Rule, **SC19-1857** (F15-1083), and ORDER from the Florida Supreme Court in transference of its own case in the matter. See pending petition for writ of mandamus with new opinion issued by the Third District on

July 29, 2020. Note: The court already had withdrew its June 2nd 'Mandate,' rendering said opinion effectively moot. See attached: Order Withdrawing Mandate.

6. WHEREFORE, in light of the truly filed evidence, and based on the facts, discretionary review and/or mandamus should be GRANTED/ISSUED.

OATH

Petitioner/Appellant hereby attests under penalty of perjury the foregoing is true and correct. § 92.525 Fla. Stat.

Date:

8/21/2020

Respectfully submitted,

JOHN J. WILSON JR. #M86232
Tomoka Correctional Institution
3950 Tiger Bay Road
Daytona Beach, Florida 32124

Provided To TOMOKA CT
On 8/21/20
For Mailing, by JW

CERTIFICATE OF SERVICE

Supreme Court of Florida, 500 South Duval Street, Tallahassee, Florida
32399-1927; Michael William Mervine, Asst. Attorney General, 1 S.E. 3rd Ave.,
Suite 900, Miami, Florida 33131

IN THE DISTRICT COURT OF APPEAL
OF FLORIDA

THIRD DISTRICT

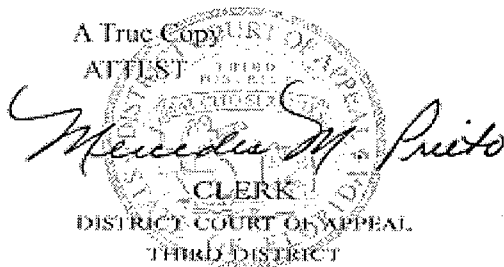
JULY 06, 2020

JOHN J. WILSON, JR.
Appellant(s)/Petitioner(s),
vs.
THE STATE OF FLORIDA
Appellee(s)/Respondent(s),

CASE NO.: 3D19-1715

L.T. NO.: 15-1083

This Court's Mandate issued on June 2, 2020, is hereby withdrawn as
inadvertently entered.



cc: Michael W. Mervine
Hon. Cristina Miranda

Office of Attorney General John J. Wilson, Jr.
Miami-Dade Clerk

la

M A N D A T E

from

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA THIRD DISTRICT

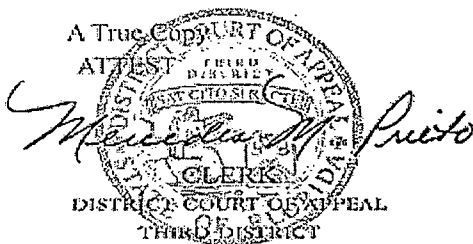
This cause having been brought to the Court by appeal, and after due consideration the Court having issued its opinion;

YOU ARE HEREBY COMMANDED that such further proceedings be had in said cause as may be in accordance with the opinion of this Court, and with the rules of procedure and laws of the State of Florida.

WITNESS the Honorable Kevin Emas, Chief Judge of the District Court of Appeal of the State of Florida, Third District, and seal of the said Court at Miami, Florida on this day.

DATE: September 02, 2020
CASE NO.: 19-1715
COUNTY OF ORIGIN: Dade
T.C. CASE NO.: 15-1083

STYLE: JOHN J. WILSON, JR. v. THE STATE OF FLORIDA



ORIGINAL TO: Miami-Dade Clerk

cc: Michael W. Mervine Office of Attorney General John J. Wilson, Jr.

la

APPENDIX

‘E’ :

Opinion issued by Supreme Court of Florida
to justify failure to produce the record in
violation of Rule 9.200(a)(1) and 9. 140(f) of the
Fla. R. APP. P..

Supreme Court of Florida

THURSDAY, JUNE 3, 2021

CASE NO.: SC20-1394

Lower Tribunal No(s).:
3D19-1715; 132015CF0010830001XX

JOHN J. WILSON JR.

vs. STATE OF FLORIDA

Petitioner(s)

Respondent(s)

On March 29, 2021, the Court issued an order granting Petitioner's "Motion for Forty-Five (45) Day Enlargement of Time, Pursuant to Rule 9.300 of the Fla. R. App. P. and Production of Record, Pursuant to Rule 9.200 of the Fla. R. App. P.," filed March 25, 2021. The order is hereby amended to deny, not grant, Petitioner's Motion for Production of Record. Petitioner has filed a notice invoking this Court's discretionary review jurisdiction. Therefore, under Florida Rule of Appellate Procedure 9.120(d), Petitioner is only permitted to serve a brief on jurisdiction, with the argument section limited solely to the issue of the supreme court's jurisdiction, accompanied by an appendix containing only a conformed copy of the decision of the district court of appeal. If the Court issues an order accepting jurisdiction in this case, the order will request that the clerk of the district court of appeal electronically transmit the complete record at that time. See Fla. R. App. P. 9.120(e).

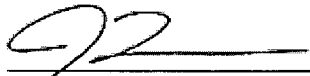
Petitioner is allowed to and including July 6, 2021 in which to serve his brief on jurisdiction. Failure to serve the brief within the time provided in this order could result in the imposition of sanctions, including dismissal of the petition for review.

CASE NO.: SC20-1394

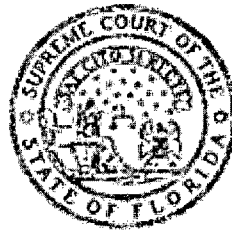
Page Two

A True Copy

Test:



John A. Tomasino
Clerk, Supreme Court



dl

Served:

MICHAEL W. MERVINE

JOHN J. WILSON JR.

HON. HARVEY RUVIN, CLERK

HON. MERCEDES M. PRIETO, CLERK

APPENDIX

'F' :

Order GRANTING petitioner's Motion to correct and enforce the production of the true record.

Supreme Court of Florida

TUESDAY, JUNE 1, 2021

CASE NO.: SC20-1394

Lower Tribunal No(s):
3D19-1715; 132015CF0010830001XX

JOHN J. WILSON JR.

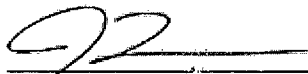
vs. STATE OF FLORIDA

Petitioner(s)

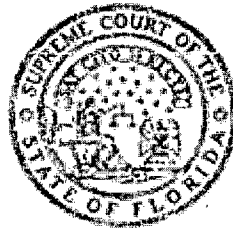
Respondent(s)

Petitioner has filed "Motion to Correct and Enforce the Production of the True Record Following Granting for the Production of the Record on March 29, 2021". Respondent is hereby requested to file a response to the above-referenced motion on or before June 16, 2021. Petitioner may file a reply on or before June 28, 2021.

A True Copy
Test:



John A. Tomasino
Clerk, Supreme Court



dl

Served:

MICHAEL W. MERVINE

CASE NO.: SC20-1394

Page Two

JOHN J. WILSON JR.

HON. CRISTINA MARIA MIRANDA, JUDGE

HON. MERCEDES M. PRIETO, CLERK

APPENDIX

'G' :

Internal E-Mails filed in a granted Motion to supplement the record by the 3rd DCA, failed to be transferred to the Supreme Court of Florida as required under Rule 9. 120 of the Fla. R.

APP. P.

Supreme Court of Florida

MONDAY, SEPTEMBER 27, 2021

CASE NO.: SC20-1394

Lower Tribunal No(s).:
3D19-1715; 132015CF0010830001XX

JOHN J. WILSON JR.

vs. STATE OF FLORIDA

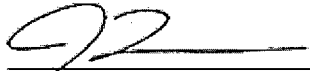
Petitioner(s)

Respondent(s)

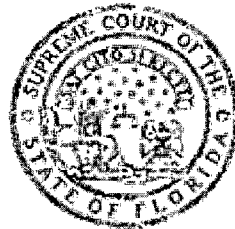
Counsel for respondent having not filed an answer brief, the above case has been submitted to the Court for consideration.

A True Copy

Test:



John A. Tomasino
Clerk, Supreme Court



dl

Served:

MICHAEL W. MERVINE
JOHN J. WILSON JR.

Michael Mervine

From: Hamid Sarkarati
Sent: Wednesday, February 26, 2020 10:02 AM
To: Lara Penn
Cc: Michael Mervine
Subject: RE: John Wilson - F15-1083

No. We need a resolution on this. Our response is overdue.

The problem is we cannot tell what occurred with the **January 25, 2019 Motion to Correct Sentence**. CJIS reflects that it was denied but we do not have anything else that reflects that. John Wilson has filed an appeal under case 3D19-1715 wherein the OAG was ordered ordered to respond as to whether the relief sought by Wilson should be granted. We filed our first extension on 12/19. I was asked to look into this matter on 12/26, at which time I contacted Judge Miranda's JA. We filed our second extrusion on 1/22.

After failing to get any progress on the motion through the court, I contact Mr. Walsh on 1/28. As you know, he misunderstood what was going on and produced an order on counsel that was readily available through the court file and book and page.

We desperately need to resolve this issue on the **January 25, 2019 Motion to Correct Sentence**. If it was denied, we need an order. If it wasn't, the motion remains pending and must be ruled upon.

I regret sounding pushy or overbearing but this is not a new request that I am throwing at the court at the last minute nor is it something that is not a problem of the court's own doing. Unfortunately my attorney has the weight of the Third bearing down on him to answer their order and the explanation lies in Judge Miranda's court.

Please, whatever you can do to resolve this issue in the most expeditious fashion is not just appreciated but is necessary.

Thanks,
Hamid

From: Lara Penn <LaraPenn@MiamiSAO.com>
Sent: Tuesday, February 25, 2020 2:56 PM
To: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Subject: RE: John Wilson - F15-1083

No news – the transcript is the wrong day. Is it worth ordering another transcript or is it of no use at this point.

Lara H. Penn
Division Chief
Assistant State Attorney
Judge Miranda's Division
(305) 547-0340

From: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Sent: Tuesday, February 25, 2020 11:58 AM
To: Lara Penn <LaraPenn@MiamiSAO.com>
Subject: RE: John Wilson - F15-1083

Hi Lara,

Sorry to keep on you with this but any news?

Thanks,
Hamid

From: Lara Penn <LaraPenn@MiamiSAO.com>
Sent: Monday, February 24, 2020 1:12 PM
To: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Subject: RE: John Wilson - F15-1083

I am calling to see if any chance it is complete today. I will keep you posted.

Lara H. Penn
Division Chief
Assistant State Attorney
Judge Miranda's Division
(305) 547-0340

From: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Sent: Monday, February 24, 2020 1:09 PM
To: Lara Penn <LaraPenn@MiamiSAO.com>
Subject: RE: John Wilson - F15-1083

It is what it is. I will let the attorney know. Please let bus know as soon as you receive the transcript and what it says.

Thanks.

From: Lara Penn <LaraPenn@MiamiSAO.com>
Sent: Monday, February 24, 2020 1:08 PM
To: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Subject: RE: John Wilson - F15-1083

Good afternoon,
The transcript comes in tomorrow. I know that isn't much help.

Lara H. Penn
Division Chief
Assistant State Attorney
Judge Miranda's Division
(305) 547-0340

From: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Sent: Monday, February 24, 2020 12:07 PM

To: Lara Penn <LaraPenn@MiamiSAO.com>

Subject: RE: John Wilson - F15-1083

Good afternoon Lara,

Our response is due today. Did you receive the transcript yet or have any update?

Thanks,

Hamid

From: Lara Penn <LaraPenn@MiamiSAO.com>

Sent: Thursday, February 20, 2020 10:12 AM

To: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>

Subject: RE: John Wilson - F15-1083

I know – I ordered the transcript from the date in question. It should arrive next week. Does that work for you?

Lara H. Penn

Division Chief

Assistant State Attorney

Judge Miranda's Division

(305) 547-0340

From: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>

Sent: Thursday, February 20, 2020 10:09 AM

To: Daniel Walsh <DanielWalsh@MiamiSAO.com>

Cc: Lara Penn <LaraPenn@MiamiSAO.com>

Subject: RE: John Wilson - F15-1083

This is an order for counsel. We are looking for an order on a Motion to Correct Sentence.

As I wrote below:

The problem we are having is that CJIS reflects that on 6/11/2019 the court denied a January 25, 2019 Motion to Correct Sentence. Aside from this entry on CJIS, we cannot find in the docket or the file any other confirmation that the court ruled on this motion. Wilson filed an appeal under 3D19-1715. The OAG has been ordered to file a response as whether Wilson is entitled to relief. The problem lies in what happened with the Motion to Correct Sentence.

I previously replied that we had seen this order and it is not what we need for the Third.

We need to know whether the court denied the January 25, 2019 Motion to Correct Sentence as reflected by CJIS.

Thank you,

Hamid

From: Daniel Walsh <DanielWalsh@MiamiSAO.com>

Sent: Tuesday, February 18, 2020 3:51 PM

To: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>

Cc: Lara Penn <LaraPenn@MiamiSAO.com>

Subject: RE: John Wilson - F15-1083

Hi Hamid,

Attached to this e-mail is a physical copy of the order, which was signed by the judge. The clerk was able to find it in their scanned file. Please let me know if there is anything additional needed.

Regards,

Daniel Walsh
Assistant State Attorney
"A" Felony Prosecutor
Judge Cristina Miranda
Miami-Dade Office of the State Attorney
1350 NW 12 Avenue
Miami, FL 33136
Phone: 305-547-0100
danielwalsh@MiamiSAO.com

From: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Sent: Tuesday, February 18, 2020 1:22 PM
To: Lara Penn <LaraPenn@MiamiSAO.com>
Subject: RE: John Wilson - F15-1083

Hi Lara, I saw Wilson was on calendar on 2/13 but I don't see anything further on CJIS.

Can you update me as to the status?

Thanks!
Hamid

CASE NO: F15001083
DEFENDANT: WILSON JOHN JOSEPH

SEQ	DATE	PROGRESS OF CASE
00475	02/12/2020	REPORT RE: STATUS SET FOR 02/13/2020 AT 09:30
00474	01/31/2020	NOTICE ISSUED TO: DEFN/ATTY HRG DATE 02/12/2020 REPORT
00473	01/30/2020	REPORT RE: STATUS SET FOR 02/12/2020 AT 09:30
00472	01/29/2020	REPORT RE: STATUS SET FOR 01/30/2020 AT 09:30
00471	01/16/2020	SUPREME COURT ORDER RE: PETITION FOR REVIEW SC18-2119/3D15-2653 STRICKEN PETITIONER'S MTN TO STRIKE JURI SDICTICNAL

From: Hamid Sarkarati
Sent: Friday, February 7, 2020 10:11 AM
To: Lara Penn <LaraPenn@MiamiSAO.com>
Subject: RE: John Wilson - F15-1083

We need to know if the January 25, 2019 Motion to Correct Sentence was actually ruled on and if not, get a ruling on it.

Thanks.

From: Lara Penn <LaraPenn@MiamiSAO.com>
Sent: Thursday, February 6, 2020 3:12 PM
To: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Subject: RE: John Wilson - F15-1083

Do you need me to do anything to assist?

Lara H. Penn
Division Chief
Assistant State Attorney
Judge Miranda's Division
(305) 547-0340

From: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Sent: Tuesday, February 4, 2020 10:30 AM
To: Lara Penn <LaraPenn@MiamiSAO.com>
Subject: RE: John Wilson - F15-1083

Good morning Lara,

I hadn't heard back from you on my reply to your email but I wanted to clear up what is going on here in case you were not aware of our situation.

I don't know if your attorney specified specifically what we were looking for. I have already been through the court file and was unable to find the specific order we are looking for. I was just going over CJIS and saw two orders that match the dates you saw:

4/23/19: ORDER DENYING MOTION TO RULE

6/11/19: Order Denying Mtn for Appt of Counsel

We have seen both these orders.

The problem we are having is that CJIS reflects that on 6/11/2019 the court denied a January 25, 2019 Motion to Correct Sentence. Aside from this entry on CJIS, we cannot find in the docket or the file any other confirmation that the court ruled on this motion. Wilson filed an appeal under 3D19-1715. The OAG has been ordered to file a response as whether Wilson is entitled to relief. The problem lies in what happened with the Motion to Correct Sentence.

I had spoken to Judge Miranda's JA to have this matter placed on calendar but it appears that it was not addressed. In seeking clarification, she referred me to Wilson's attorney which was not very helpful.

These are the links to the Notice of Appeal, the original order of the Third, the Initial Brief, and our most recent extension. Our response is presently due February 23.

NOTICE: https://edca.3dca.flcourts.org/DcaDocs/2019/1715/2019-1715_Notice_217923_Notice20of20Appeal20Filed.pdf

ORDER: https://edca.3dca.flcourts.org/DCADocs/2019/1715/191715_OR12D_10072019_01210629_i.pdf

BRIEF: https://edca.3dca.flcourts.org/DCADocs/2019/1715/191715_133_12192019_04141670_i.pdf
MTN FOR EXT: https://edca.3dca.flcourts.org/DcaDocs/2019/1715/2019-1715_Motion_409283_MO01B202D20Motion20for20Extension20of20Time20to20File20Response.pdf
ORDER ON EXT: https://edca.3dca.flcourts.org/DCADocs/2019/1715/191715_OG01E_01232020_13491068_i.pdf

I have also attached the email I sent Mr. Walsh as it includes my emails with Judge Miranda's JA.

Thank for your help.

Hamid

From: Hamid Sarkarati
Sent: Monday, February 3, 2020 9:43 AM
To: Lara Penn <LaraPenn@MiamiSAO.com>
Subject: RE: John Wilson - F15-1083

Those would both be very helpful. Thank you so much.

From: Lara Penn <LaraPenn@MiamiSAO.com>
Sent: Thursday, January 30, 2020 2:18 PM
To: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Subject: John Wilson - F15-1083

Good afternoon,

My "A" attorney advised me that you were looking for an order on this case. I have looked through the court file and found an order from June 11, 2019 and an order from April 23, 2019. Are these helpful?

Lara H. Penn
Division Chief
Assistant State Attorney
Judge Miranda's Division
(305) 547-0340

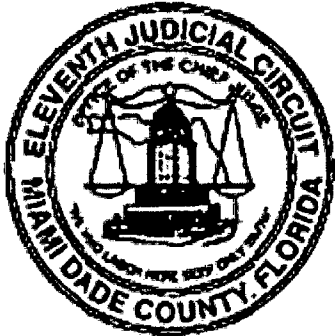


Michael Mervine

From: Hamid Sarkarati
Sent: Wednesday, February 26, 2020 1:42 PM
To: Michael Mervine
Subject: FW: John Wilson, F15-1083

From: Alba, Miosotiys <malba@jud11.flcourts.org>
Sent: Friday, January 24, 2020 1:59 PM
To: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Subject: RE: John Wilson, F15-1083

His attorney of record may assist your further, Charles White.
I only have information on what I set and what I see on CJIS.



Miosotiys M. Alba

Judicial Assistant to the
Honorable Cristina Miranda
Eleventh Judicial Circuit of Florida
1351 NW 12th St. Room 625
Miami, Florida 33125
Tel: 305-548-5178
Fax: 305-548-5145
Efax: 305-808-0233
E-mail: malba@jud11.flcourts.org

From: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Sent: Friday, January 24, 2020 1:56 PM
To: Alba, Miosotiys <malba@jud11.flcourts.org>
Subject: RE: John Wilson, F15-1083

I thought that entry #468 referred to the Motion for Post Conviction Relief that was filed on 12/31/2019
00467 | 12/31/2019 MOTION FOR POST CONVICTION RELIEF

So what is going to happen with the Motion since it was given "NO RULING"?

From: Alba, Miosotiys <malba@jud11.flcourts.org>
Sent: Friday, January 24, 2020 1:42 PM

To: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>

Subject: RE: John Wilson, F15-1083

I SET THIS CASE ON CALENDAR ON 1/9/2020 FOR 1/29/2020.

IT WAS RESET FOR 1/22/2020

VIEW ON CJIS:

SEQ	DATE	PROGRESS OF CASE
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00471	01/16/2020	SUPREME COURT ORDER RE: PETITION FOR REV
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		SC18-2119/3D15-2653 STRICKEN PETITIONER'S
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		SDICTICNAL
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00470	01/16/2020	BRIEF AS UNAUTHORIZED & APPOINTMENT OF CO
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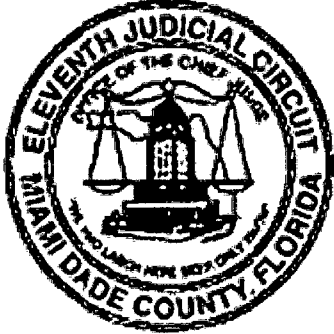
		FILED 1/14/20, STRICKEN UNAUTHORIZED
--	--	--------------------------------------

00469	01/16/2020	NOTICE ISSUED TO: DEFN/ATTY HRG DATE
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00468	01/15/2020	MOTION FOR POST CONVICTION RELIEF
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		FILED 12/31/2019
--	--	------------------

		SET FOR 01/22/2020 AT 10:06 NO RULING
--	--	---------------------------------------



Miosotiys M. Alba

Judicial Assistant to the
Honorable Cristina Miranda
Eleventh Judicial Circuit of Florida
1351 NW 12th St. Room 625
Miami, Florida 33125
Tel: 305-548-5178
Fax: 305-548-5145
Efax: 305-808-0233
E-mail: malba@jud11.flcourts.org

From: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>

Sent: Friday, January 24, 2020 1:31 PM

To: Alba, Miosotiys <malba@jud11.flcourts.org>

Subject: FW: John Wilson, F15-1083

Greetings Ms. Alba,

Just following up on my prior email regarding the May 2019 Motion to Correct Sentence.

You said it would be on calendar for January 29 but I do not see it on CJIS.

Just wanted to make sure everything was set for the review as discussed below.

Thanks,
Hamid

From: Alba, Miosotiys <malba@jud11.flcourts.org>
Sent: Thursday, January 9, 2020 12:07 PM
To: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Subject: RE: John Wilson, F15-1083

Its set for 1/29/2020 and will reflect on CJIS tomorrow.



Miosotiys M. Alba

Judicial Assistant to the
Honorable Cristina Miranda
Eleventh Judicial Circuit of Florida
1351 NW 12th St. Room 625
Miami, Florida 33125
Tel: 305-548-5178
Fax: 305-548-5145
Efax: 305-808-0233
E-mail: malba@jud11.flcourts.org

From: Hamid Sarkarati <Hamid.Sarkarati@myfloridalegal.com>
Sent: Thursday, January 9, 2020 11:47 AM
To: Alba, Miosotiys <malba@jud11.flcourts.org>
Subject: [WARNING: ATTACHMENT UNSCANNED]John Wilson, F15-1083

Good afternoon Ms. Alba,

I am following up on my inquiry into John Wilson, F15-1083.

One of my attorneys is working on an appeal regarding Mr. Wilson (F15-1083). In reviewing the file history, he has come upon a matter that we need clarification. According to CJIS, the court denied a motion to correct illegal sentence on 6/11/2019, however, upon reviewing the docket insert card and the trial court file, we are unable to conform the denial of this motion or any record that an order denying such was issued.

Here is the CJIS entry:

DATE: 12/26/2019	CRIMINAL JUSTICE INFORMATION SYSTEM	CJSMRCRDR
TIME: 11:48	DOCKET INQUIRY	
	PAGE: 4	
CASE NO: F15001083		
DEFENDANT: WILSON	JOHN	JOSEPH

SEQ	DATE	PROGRESS OF CASE
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00434 | 05/21/2019 MOTION TO CORRECT SENTENCE

| FILED 01/25/2019

| SET FOR 06/11/2019 AT 10:29 DENIED

I also attached the docket card.

Could you have the court review the file and confirm whether this motion was heard and denied by the court and, if so whether the court has issued a written order, or intends to do so?

Thank you,
Hamid

From: Hamid Sarkarati

Sent: Monday, January 6, 2020 11:52 AM

To: malba@jud11.flcourts.org

Subject: FW: John Wilson, F15-1083

Good morning Ms. Alba,

Happy New Year and I hope you enjoyed your break!

I know you were out when I originally sent this request so I just wanted to make sure you saw it.

Thanks,
Hamid

From: Hamid Sarkarati

Sent: Thursday, December 26, 2019 12:02 PM

To: malba@jud11.flcourts.org

Subject: John Wilson, F15-1083

Good morning Ms. Alba,

I hope you are enjoying the holidays!

One of my attorneys is working on an appeal regarding John Wilson (F15-1083). In reviewing the file history, he has come upon a matter that we need clarification. According to CJIS, the court denied a motion to correct illegal sentence on 6/11/2019, however, upon reviewing the docket insert card and the trial court file, we are unable to confirm the denial of this motion or any record that an order denying such was issued.

Here is the CJIS entry:

DATE: 12/26/2019 CRIMINAL JUSTICE INFORMATION SYSTEM CJSMRCDR

TIME: 11:48 DOCKET INQUIRY

PAGE: 4

CASE NO: F15001083

DEFENDANT: WILSON JOHN JOSEPH

SEQ | DATE | PROGRESS OF CASE

00434 | 05/21/2019 MOTION TO CORRECT SENTENCE

| FILED 01/25/2019

| SET FOR 06/11/2019 AT 10:29 DENIED

I also attached the docket card.

Could you have the court review the file and confirm whether this motion was heard and denied by the court and, if so whether the court has issued a written order, or intends to do so?

Thank you in advance for your help in resolving this matter.

Happy holidays,

Hamid Sarkarati
Senior Legal Assistant
Office of the Attorney General