

EXHIBIT - “A”

Third District Court of Appeal

State of Florida

Opinion filed March 2, 2022.

Not final until disposition of timely filed motion for rehearing.

No. 3D21-1901

Lower Tribunal No. F05-19776B

Sameer Muhammad,
Appellant,

vs.

The State of Florida,
Appellee.

An Appeal under Florida Rule of Appellate Procedure 9.315(a) from
the Circuit Court for Miami-Dade County, Mavel Ruiz, Judge.

Sameer Muhammad, in proper person.

Ashley Moody, Attorney General, for appellee.

Before LOGUE, SCALES, and GORDO, JJ.

PER CURIAM.

Affirmed.

EXHIBIT - “B”

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

THE STATE OF FLORIDA
Plaintiff,

vs.

Sameer Muhammad
Defendant.

Case No. F05-19776B

Section No. 03

Judge: Mavel Rui

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CLERK
MIAMI DADE COUNTY FL
JUDICIAL CRIMINAL #21

ORDER DENYING DEFENDANT'S PETITION FOR HABEAS CORPUS

THIS CAUSE, having come before this Court on the Defendant's Petition for *Habeas Corpus* and this Court having reviewed the Motion, the State's response thereto, the court files and records in this case, and being otherwise fully advised in the premises therein, hereby denies the Defendant's Motion on the following grounds:

1. This is Defendant's sixth motion filed since the Third District Court of Appeals' mandate¹ was issued requiring the trial court to vacate four convictions for grand theft and resentencing on count one, organized fraud.
2. The trial court resentenced the Defendant on April 3rd, 2012, as required by order of the Third.
3. Unsatisfied with the result, the Defendant, yet again, challenges the trial court's authority to do as ordered by the district's higher court.
4. In response, the Defendant argues that the doctrine of "manifest injustice" (a burden which he has not met) usurps the trial court's power

¹ Decision rendered August 31, 2011, *Muhammad v. State*, 99 So.3d 964 (Fla. 1st DCA, 2011).

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to sentence the Defendant as to count one. It appears that the Defendant is asking this court to vacate the four grand theft counts and then *not* resentence on count one – in direct violation of the Third's mandate.

5. This Court summarily **DENIES** the Defendant's motion as legally insufficient and procedurally barred.

ORDERED AND ADJUDGED that the Defendant's Petition for *Habeas Corpus* is hereby **DENIED**.

The Defendant, Sameer Muhammad, is hereby notified that he has the right to appeal this order to the District Court of Appeal of Florida, Third District within thirty (30) days of the signing and filing of this order.

The Clerk of this Court is hereby ordered to send a copy of this order to the Defendant, South bay Correctional Rehabilitation Facility, P.O. Box 7171, South bay, FL 33493, marked "LEGAL MAIL." If the Defendant takes an appeal of this order, the Clerk of this Court is hereby ordered to transport, as part of this order, to the appellate court the following:

1. Defendant's Petition for *Habeas Corpus*.
2. Defendant's Reply to State's Response filed May 26th, 2021.
2. The State's Responses filed April 29th, 2021 and June 16th, 2021
3. This Order.

DONE AND ORDERED in Miami, Miami-Dade County, Florida, on this the 14th day of July, 2021.

CERTIFY that a copy of this order has been furnished to

the MOVANT, SAMEER MUHAMMAD by mail this 14 day
of JUL 07 2021, 20


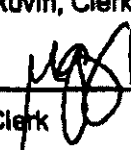
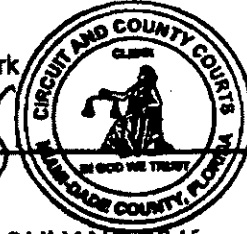


Mavel Ruiz
MAVEL RUIZ
CIRCUIT COURT JUDGE

Copies to: Sameer Muhammad
Assistant State Attorneys Carol Jordan, Maria Perikles

EXHIBIT “C”

KEP 23

IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA		CASE NUMBER: F05019776B
CRIMINAL DIVISION	ORDER DENYING DEFENDANT'S PRO SE MOTION FOR RE-HEARING filed 7/27/2021	
THE STATE OF FLORIDA VS. SAMEER MUHAMMAD PLAINTIFF DEFENDANT		CLOCK IN 2021 AUG 31 PM 3:04 CIRCUIT & COUNTY COURTS MIAMI-DADE COUNTY, FLORIDA
<p>THIS CAUSE HAVING COME BEFORE the Court upon the Defendant's Pro Se Motion and the Court having examined the said Motion and the Motion being Insufficient to support the relief prayed, IT IS THEREUPON,</p> <p>CONSIDERED, ORDERED AND ADJUDGED that the above Pro Se Motion filed by the above prisoner be, and the same is hereby DENIED .</p> <p>The movant is advised that he/she has the right to appeal within thirty (30) days of the rendition of this order.</p> <p>DONE AND ORDERED IN Open Court at Miami-Dade County, Florida, this 20th day of August, 2021.</p> <p style="text-align: center;"> JUDGE MAVEL RUIZ F003</p>		
<p>I CERTIFY that a copy hereof has been furnished to the Movant, SAMEER MUHAMMAD, by mail this SEP 01 2021</p> <p style="text-align: right;">Harvey Ruvlin, Clerk</p> <p>BY:  Deputy Clerk</p> <p style="text-align: right;"></p> <p style="text-align: center;">RONEL QUIJANO 2015</p>		

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