



# Supreme Court of Florida

WEDNESDAY, OCTOBER 12, 2022

#313-91, 75, 64 7/8

CASE NO.: SC22-1339

Lower Tribunal No(s):

5D22-415; 642003CF034594XXXAES

HUGH O. KUNSELMAN

vs. STATE OF FLORIDA

Petitioner(s)

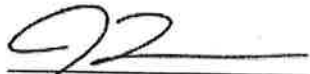
Respondent(s)

This case is hereby dismissed. This Court lacks jurisdiction to review an unelaborated decision from a district court of appeal that is issued without opinion or explanation or that merely cites to an authority that is not a case pending review in, or reversed or quashed by, this Court. See *Wheeler v. State*, 296 So. 3d 895 (Fla. 2020); *Wells v. State*, 132 So. 3d 1110 (Fla. 2014); *Jackson v. State*, 926 So. 2d 1262 (Fla. 2006); *Gandy v. State*, 846 So. 2d 1141 (Fla. 2003); *Stallworth v. Moore*, 827 So. 2d 974 (Fla. 2002); *Harrison v. Hyster Co.*, 515 So. 2d 1279 (Fla. 1987); *Dodi Publ'g Co. v. Editorial Am. S.A.*, 385 So. 2d 1369 (Fla. 1980); *Jenkins v. State*, 385 So. 2d 1356 (Fla. 1980).

No motion for rehearing or reinstatement will be entertained by the Court.

A True Copy

Test:



John A. Tomasino

Clerk, Supreme Court



Re: # 283-91, 75, 64

Rec'd Oct 14, 2022  
#287- 77, 75, 64 1/2

2 of 2 mailings CF 286

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**CASE NO.:** SC22-1339

Page Two

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Served:

# 313-91, 75, 64 8/8

REBECCA ROCK MCGUIGAN

HUGH O. KUNSELMAN

HON. SANDRA B. WILLIAMS, CLERK

HON. KAREN ADAMS FOXMAN, JUDGE

HON. LAURA E. ROTH, CLERK

# 287-77, 75, 64 2/2

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FIFTH DISTRICT

HUGH KUNSELMAN,

Appellant,

v.

STATE OF FLORIDA,

Appellee.

~~# 313-91, 75, 64~~ 5/8  
CASE NO. 5D22-0415  
LT CASE NO. 2003-034594-CFAES

DATE: June 14, 2022

BY ORDER OF THE COURT:

ORDERED that Appellant's Motion for Rehearing, filed May 23, 2022 (mailbox date), is denied.

*I hereby certify that the foregoing is  
(a true copy of) the original Court order.*

*Rule 14.1.(i), (iii)*

*Sandra B. Williams*

SANDRA B. WILLIAMS, CLERK



Panel: Judges Evander, Sasso and Wozniak

cc: *rec'd June 21, 2022*

Office of the Attorney General      Hugh Kunselman

#257-75, 64

*DL sent Sep 12, 2022*

*eff. Aug 24*

*DL sub 8/16/22*

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FIFTH DISTRICT

NOT FINAL UNTIL TIME EXPIRES TO  
FILE MOTION FOR REHEARING AND  
DISPOSITION THEREOF IF FILED

HUGH KUNSELMAN,

Appellant,

v.

Case No. 5D22-415

LT Case No. 2003-34594-CFAES

STATE OF FLORIDA,

Appellee.

#313-91, 75, 64, 4/8

\_\_\_\_\_ /

Decision filed May 10, 2022

3.800 Appeal from the Circuit Court  
for Volusia County,  
Karen A. Foxman, Judge.

Hugh Kunselman, Madison, pro se.

No Appearance for Appellee.

PER CURIAM.

Rule 14.1. (i), (j)

AFFIRMED.

EVANDER, SASSO and WOZNIAK, JJ., concur.

rec'd May 13, 2022

#246-61

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FIFTH DISTRICT

HUGH KUNSELMAN,

Appellant,

# 313-91, 75, 64 3/8

v.

CASE NO. 5D22-0415

LT CASE NO. 2003-034594-CFAES

STATE OF FLORIDA,

Appellee.

DATE: March 16, 2022

**BY ORDER OF THE COURT:**

ORDERED that Appellant's "Notice of: Amended Motion to Supplement the Record/Extend Brief Schedule or Extend 9.141(b)(2)(c) Time, for Affording this Purpose," filed March 4, 2022 (mailbox date), is denied. The time for service of the Initial Brief is extended to **April 18, 2022.**

*I hereby certify that the foregoing is  
(a true copy of) the original Court order.*

*Sandra B. Williams*

SANDRA B. WILLIAMS, CLERK



Rule 14.1.(i),(iv)

Panel: Judges Edwards, Sasso and Wozniak

cc:

~~# 226-91, 75, 64~~  
# 226-75, 64  
Office of the Attorney General

Hugh Kunselman

rec'd  
3/23/21

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FIFTH DISTRICT

HUGH KUNSELMAN,  
Appellant,

v.

CASE NO. 5D22-0415  
LT CASE NO: 2003-034594-CFAES

STATE OF FLORIDA,  
Appellee.

DATE: February 18, 2022  
BY ORDER OF THE COURT:

# 313-91, 75, 64, 2/8

Inasmuch as this is an appeal from a postconviction summary denial of a Florida Rule of Criminal Procedure 3.800 motion, under Florida Rule of Appellate Procedure 9.141(b)(2)(A), the clerk of the lower tribunal automatically transmits to this Court as the record, the motion, response, reply, order on the motion, motion for rehearing, response, reply, order on the motion for rehearing, and attachments to any of the foregoing. This Court received the Record on Appeal, including the index and progress docket on February 17, 2022, and thus, no further supplementation is required; therefore, it is

ORDERED that Appellant's "Motion to Supplemental the Record/Extend Brief Schedule," filed February 14, 2022 (mailbox date), is denied.

I hereby certify that the foregoing is  
(a true copy of) the original Court order.

Exhibit

*Sandra B. Williams*



SANDRA B. WILLIAMS, CLERK

rec'd 2/24/22  
1 of 3 PCS

cc: # 208 25, 64

Office of the Attorney Hugh Kunselman  
General

A, 1

FILED 2003-034594-64A1

**M A N D A T E**

from

~~#313-911751646/8~~

**DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA**

**FIFTH DISTRICT**

THIS CAUSE HAVING BEEN BROUGHT TO THIS COURT BY APPEAL OR BY PETITION, AND AFTER DUE CONSIDERATION THE COURT HAVING ISSUED ITS OPINION OR DECISION;

YOU ARE HEREBY COMMANDED THAT FURTHER PROCEEDINGS AS MAY BE REQUIRED BE HAD IN SAID CAUSE IN ACCORDANCE WITH THE RULING OF THIS COURT AND WITH THE RULES OF PROCEDURE AND LAWS OF THE STATE OF FLORIDA.

WITNESS THE HONORABLE BRIAN D. LAMBERT, CHIEF JUDGE OF THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA, FIFTH DISTRICT, AND THE SEAL OF THE SAID COURT AT DAYTONA BEACH, FLORIDA ON THIS DAY.

DATE: July 05, 2022

FIFTH DCA CASE NO.: 5D 22-0415

CASE STYLE: HUGH KUNSELMAN v. STATE OF FLORIDA

COUNTY OF ORIGIN: Volusia

TRIAL COURT CASE NO.: 2003-034594-CFAES

I hereby certify that the foregoing is  
(a true copy of) the original Court mandate.

*Sandra B. Williams*



SANDRA B. WILLIAMS, CLERK

*Rule 14.1.(i),(ii)*

Mandate and Opinion to: Volusia Cty Circuit Crt Clerk

cc: (without attached opinion)

Office of the Attorney      Hugh Kunselman  
General

*rec'd 7/11/2022*

#262 - 8 [64]