

No. \_\_\_\_\_

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IN THE  
**Supreme Court of the United States**

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ERNEST WHITFIELD,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

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*On Petition for a Writ of Certiorari to the  
Supreme Court of Florida*

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**PETITIONER'S APPENDIX  
CAPITAL CASE**

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Fla. Bar No 322059

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## APPENDIX A

# Supreme Court of Florida

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No. SC17-1399

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**ERNEST WHITFIELD,**  
Appellant,

vs.

**STATE OF FLORIDA,**  
Appellee.

[January 30, 2018]

PER CURIAM.

We have for review Ernest Whitfield's appeal of the circuit court's order denying Whitfield's motion filed pursuant to Florida Rule of Criminal Procedure 3.851. This Court has jurisdiction. See art. V, § 3(b)(1), Fla. Const.

Whitfield's motion sought relief pursuant to the United States Supreme Court's decision in Hurst v. Florida, 136 S. Ct. 616 (2016), and our decision on remand in Hurst v. State (Hurst), 202 So. 3d 40 (Fla. 2016), cert. denied, 137 S. Ct. 2161 (2017). This Court stayed Whitfield's appeal pending the disposition of Hitchcock v. State, 226 So. 3d 216 (Fla. 2017), cert. denied, 138 S. Ct. 513 (2017).

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After this Court decided Hitchcock, Whitfield responded to this Court's order to show cause arguing why Hitchcock should not be dispositive in this case.

After reviewing Whitfield's response to the order to show cause, as well as the State's arguments in reply, we conclude that Whitfield is not entitled to relief. Whitfield was sentenced to death following a jury's recommendation for death by a vote of seven to five. Whitfield v. State, 706 So. 2d 1, 3 (Fla. 1997). Whitfield's sentence of death became final in 1998. Whitfield v. Florida, 525 U.S. 840 (1998). Thus, Hurst does not apply retroactively to Whitfield's sentence of death. See Hitchcock, 226 So. 3d at 217. Accordingly, we affirm the denial of Whitfield's motion.

The Court having carefully considered all arguments raised by Whitfield, we caution that any rehearing motion containing reargument will be stricken. It is so ordered.

LABARGA, C.J., and QUINCE, POLSTON, and LAWSON, JJ., concur.  
PARIENTE, J., concurs in result with an opinion.  
LEWIS and CANADY, JJ., concur in result.

PARIENTE, J., concurring in result.

I concur in result because I recognize that this Court's opinion in Hitchcock v. State, 226 So. 3d 216 (Fla. 2017), cert. denied, 138 S. Ct. 513 (2017), is now final. However, I continue to adhere to the views expressed in my dissenting opinion in Hitchcock.

An Appeal from the Circuit Court in and for Sarasota County,  
George C. Richards, Judge - Case No. 581995CF001588XXXANC

Robert A. Norgard of Norgard, Norgard & Chastang, Bartow, Florida,

for Appellant

Pamela Jo Bondi, Attorney General, Tallahassee, Florida, and C. Suzanne Bechard,  
Assistant Attorney General, Tampa, Florida,

for Appellee

## APPENDIX B

IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT  
IN AND FOR SARASOTA COUNTY, FLORIDA

STATE OF FLORIDA,

PLAINTIFF,

vs.

CASE NO. 95-1588-F

ERNEST WHITFIELD,

DEFENDANT.

VERDICT: PENALTY PHASE

- ✓ 1. We recommend, by a vote of 7 - 5, that  
the Defendant be sentenced to Death.
2. We recommend the Defendant be sentenced to Life  
Imprisonment without the Possibility of Parole.

SO SAY WE ALL, this        day of       , 1995.

Gale M. May  
FOREPERSON

FILED IN OPEN COURT 28 DAY OF Sept 1995  
BY: M. J. [Signature] DEPUTY CLERK

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## APPENDIX C

IN THE CIRCUIT COURT OF THE TWELFTH JUDICIAL CIRCUIT OF  
THE STATE OF FLORIDA, IN AND FOR SARASOTA COUNTY

STATE OF FLORIDA,

-vs-

CASE NO. 95-1588F

ERNEST WHITFIELD,

Defendant.

ORDER

The defendant, Ernest Whitfield, was tried by this court on September 18, 1995, thru September 25, 1995. The jury found the defendant guilty of first degree murder, as well as sexual battery and burglary while armed or with assault and battery.

The same jury re-convened on September 28, 1995, and heard evidence in support of aggravating and mitigating factors. On September 28, 1995, the jury returned a seven to five recommendation that the defendant be sentenced to death. On September 28, 1995, I requested memoranda from both counsel. On October 6, 1995, the memoranda were received. On October 13, 1995, I conducted a sentencing hearing in which both sides argued their position. I then set the final sentencing for this date, October 20, 1995.

Having heard the entire trial, both the guilt and sentencing phase, reviewing the memoranda submitted, as well as hearing further argument of counsel, I find as follows:

AGGRAVATING FACTORS

1. The defendant was previously convicted of a felony involving the use or threat of violence to the person.

The defendant was twice previously convicted of aggravated battery, once on June 3, 1991, and again on August 26, 1991, and the defendant was convicted of throwing a deadly missile into an occupied motor vehicle on June 3, 1991. The certified copies of conviction were received in evidence. During the penalty phase, the state attempted to show that both of the

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previous convictions for aggravated battery were in fact downgraded plea bargains from armed sexual battery and that the circumstances were similar to the present conviction for the sexual battery of Willie Mae Brooks. I did not allow that evidence for the jury to consider. The state again argues that position in its memorandum, and I will not consider it. The defendant was convicted only of aggravated battery, and that is all I will consider regarding this aggravating factor.

Contemporaneously with this verdict of murder in the first degree, the defendant was found guilty of sexual battery with the use of a deadly weapon. The victim of this sexual battery was not the murder victim. The evidence shows that on June 19, 1995, the defendant entered the residence of Claretha Reynolds. While inside, he armed himself with a knife. He entered a bedroom in which Willie Mae Brooks was asleep on the bed with her one year old child. The defendant put the knife to the throat of Willie Mae Brooks and raped her. At that time, he also threatened to kill her baby.

This aggravating circumstance was proven beyond a reasonable doubt.

2. The murder was committed while the defendant was engaged in the commission of burglary.

The evidence shows that some time in the early morning hours, the defendant unlawfully entered the residence of Claretha Reynolds at 2116 Dixie Ave., Sarasota, Florida. While inside, the defendant, armed with a knife, first raped Willie Mae Brooks and then went into a different room and murdered Claretha Reynolds. Contemporaneous with the verdict of murder in the first degree, the defendant was found guilty of burglary while armed or with assault and battery.

I find that this was proved beyond a reasonable doubt.

3. The capital felony was especially heinous, atrocious and cruel.

The evidence shows that after raping Willie Mae Brooks, Ernest Whitfield, the defendant, while armed with a knife having an eight inch blade, went into the room where Claretha Reynolds was sleeping. According to the testimony of Willie Mae Brooks, he was there for about ten minutes when Claretha Reynolds stumbled into her room and asked Willie Mae to lock the door. She was bleeding profusely from her wounds, and she said, "I'm dying. Ernest has stabbed me."

The medical examiner testified that Reynolds was stabbed 21 times; seven of the wounds were potentially lethal. Her jugular vein was severed; her heart sac was perforated; her pleural cavity and right upper lobe of her lung was punctured; and her pulmonary artery was severed. She was fully conscious and aware that she was dying. Many of the wounds were seven inches deep. She was conscious for the ten minutes or so during the stabbing and for the additional time

it took to get to Willie Mae Brook's room and for a period of the time thereafter. The medical examiner indicated that some of the wounds were obviously the result of attempts to defend herself and ward off her attacker. This murder occurred in the presence of the victim's five young children. This was a pitiless, conscienceless cruel murder. This factor was proven beyond a reasonable doubt.

## MITIGATING FACTORS

### Statutory Mitigating Factors

The jury was instructed on the following statutory mitigating circumstances.

1. The capital felony was committed while the defendant was under the influence of extreme mental or emotional disturbance.

The only professional called to testify regarding mitigating circumstances was Dr. Eddie Regnier, Ph.D., a psychologist who specializes in treating addiction disorders. He spent a total of approximately 14 hours with the defendant. The majority of his testimony came from hearsay documents and interviews. No witnesses with direct evidence were called to testify. Dr. Regnier indicated he was unable to get very much information from the defendant because the defendant was uncooperative and "a poor historian."

Dr. Regnier testified that the defendant suffered from long standing major depression as a result of childhood deprivation. He was neglected and abused as a child; he lacked stability in his life and as a result became a cocaine addict.

In 1991, the defendant was committed under the Baker Act and held for a few days. The records were never produced. Dr. Regnier indicated that this commitment was the result of a cocaine binge.

It was further disclosed that in 1995, the defendant was involved in a shooting and was injured. From this incident he suffers a post traumatic stress disorder.

Even if the above facts were proven, which they weren't, they were not of the magnitude to cause an extreme mental or emotional disturbance which would rise to the level of this mitigator. If Dr. Regnier's second hand recounting of the defendant's unpleasant and deprived childhood is believable, it still does not prove the existence of this statutory mitigator; however, I do find and apply that evidence to non-statutory mitigators.

2. The capacity of the defendant to appreciate the criminality of his conduct, or to conform his conduct to the requirements of law was substantially impaired.

Dr. Regnier testified both during the guilt and penalty phase regarding the defense of voluntary cocaine intoxication that the defendant was a crack cocaine addict and had been so for approximately nine years. It was alleged that the defendant used cocaine the evening of the murder.

I believe that the defendant is a cocaine addict, and that he probably did use cocaine some time shortly before the murder. Dr. Regnier testified that a crack cocaine high or euphoric feeling lasts about 15 minutes. There is no evidence that the defendant smoked rock cocaine within 15 minutes of the murder. The evidence shows that the defendant was committing the rape of Willie Mae Brooks for at least 10 minutes before entering the bedroom of the deceased where he then spent at least 10 minutes. During the guilt phase, the same evidence was presented to the jury to nullify the existence of the specific intent necessary for pre-meditation, and the jury found beyond a reasonable doubt that it did not exist. The law enforcement witnesses who saw the defendant shortly after the incident testified that he appeared normal. There is no satisfactory evidence from which I find the existence of this factor. This mitigating factor does not exist.

3. The defendant acted under extreme duress or under the substantial domination of another person. There was absolutely no evidence of this circumstance. The only argument that was made was again a general argument regarding his cocaine addiction. I find that this circumstance does not exist.

#### Non-Statutory Mitigating Factors

The defendant has asked the court to consider the following non-statutory mitigating factors.

1. The defendant co-operated with law enforcement.

The defendant did admit to the crimes when taken into custody. He further directed the police to the location of the murder weapon. His admission was of little significance. His identity was known, and there were other witnesses to the crime. There was virtually no way he could have avoided detection and apprehension. I find that this factor does exist, but I give it little or no weight.

2. The defendant came from an impoverished background.

The only evidence of this comes from the Dr. Regnier. He occasionally refers to getting some of this information from the defendant; however, no direct source of this information was presented. It was very difficult to glean from Dr. Regnier's testimony those things that actually pertain to the defendant's childhood and those that were just generally descriptive of a life of poverty and deprivation. I am satisfied that the defendant came from an impoverished background, and I give this factor considerable weight.

3. The defendant expressed remorse for his crime and a willingness to support the victim's children.

There is no evidence from which I draw the conclusion that the defendant was remorseful. I do not consider this factor established. That the defendant expressed a willingness to help support the victim's children was established only through Dr. Regnier who also established that the defendant has fathered four children of his own and has never supported any of them. This factor has not been established.

4. The defendant suffered from chronic crack cocaine addiction.

Although the evidence was not very definitive as to the nature and extent of the addiction, I find that this factor has been established. Had this been a crime to obtain money for drugs, this factor would be entitled to great weight. The commission of this murder had absolutely no relationship to the defendant's addiction; however, I do consider this an aspect of the defendant's background and character and in that regard, I give it substantial weight.

5. The defendant was abandoned by his father, and his mother was an alcoholic.

Again, although there was no direct evidence of this factor, the defendant, using Dr. Regnier as a conduit, was able to establish some basis for the existence of this factor. Unfortunately, this is a sociological reality, and I am sure that there can be shown a relationship between this circumstance and violent crime. I find this factor to exist, and I give it some weight.

6. The defendant was a victim of a near fatal shooting and subsequently demonstrated forgiveness to his assailant.

The evidence shows that the defendant was shot by one Eddie Curry. The shooting was brought about by the defendant allegedly having raped Tanya Kirce, Eddie Curry's girlfriend. It was only after the defendant was in custody for this murder that he expressed a desire to ask the state to drop the charges against Mr. Curry. I don't believe this factor was proven, but even if so, I would give it little or no weight.

I have carefully considered and independently weighed the aggravating and mitigating circumstances found to exist in this case. I have given great weight to the recommendation of the jury.

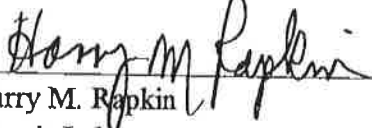
I find, as did the jury, that the aggravating circumstances far outweigh the mitigating circumstances.

Accordingly, it is

**ORDERED AND ADJUDGED** that the defendant, **ERNEST WHITFIELD**, is hereby sentenced to death for the murder of **CLARETHA Y. REYNOLDS**. The defendant is hereby committed to the custody of the Department of Corrections of the State of Florida for execution of this sentence as provided by law.

**DONE AND ORDERED** in Sarasota, Sarasota County, Florida, this 20 day of October, 1995.

**/HARRY M. RAPKIN**

  
Harry M. Rapkin  
Circuit Judge

Copies furnished to:

The Honorable Earl Moreland, State Attorney  
Charles Williams and Charlie Ann Scott, Attorneys for the Defendant  
Ernest Whitfield, Defendant

## APPENDIX D



**FACT SHEET**

**UPCOMING EXECUTIONS**

**EXECUTION DATABASE**

**STATE-BY-STATE**

## Florida Death-Penalty Appeals Decided in Light of Hurst

Last updated: February 9, 2018

**Total number of prisoners whose cases have been reviewed by Florida Supreme Court (or, if relief is granted, by a Circuit Court) in light of Hurst: 236**

**Number of prisoners who have obtained relief under Hurst: 125 (52.97%)**

**Number of prisoners who have been denied relief under Hurst: 111 (47.03%)**

The Florida Supreme Court has declared that it will apply its decisions in *Hurst v. State* and *Asay v. State*—which held that non-unanimous jury recommendations of death violate the Florida state constitution and the Sixth Amendment of the U.S. Constitution—to new death penalty cases and to older cases in which the direct appeal process was final on or before the U.S. Supreme Court decided *Ring v. Arizona* in June 2002.

| Prisoner Name              | County of Conviction | Conviction Final Before Ring? | Jury Recommendation Unanimous? | Jury Vote(s) | Death Sentence Reversed? | Date of Court Order |
|----------------------------|----------------------|-------------------------------|--------------------------------|--------------|--------------------------|---------------------|
| Abdool, Dane               | Orange               | N                             | N                              | 10-2         | Y                        | 4/6/17              |
| Allred, Andrew             | Seminole             | N                             | WAIVED JURY                    |              | N                        | 11/16/17            |
| Alston, Pressley Bernard   | Duval                | Y                             | N                              | 9-3          | N                        | 1/22/18             |
| Altersberger, Joshua Lee   | Highlands            | N                             | N                              | 9-3          | Y                        | 4/27/17             |
| Anderson, Charles L.       | Broward              | N                             | N                              | 8-4          | Y                        | 3/9/17              |
| Anderson, Richard          | Hillsborough         | Y                             | N                              | 11-1         | N                        | 1/26/18             |
| Archer, Robin Lee          | Escambia             | Y                             | N                              | 7-5          | N                        | 3/17/17             |
| Armstrong, Lancelot Uriley | Broward              | N                             | N                              | 9-3          | Y                        | 1/19/17             |
| Asay, Marc                 | Duval                | Y                             | N                              | 9-3, 9-3     | N (EXECUTED)             | 12/22/16            |
| Atwater, Jeffrey Lee       | Pinellas             | Y                             | N                              | 11-1         | N                        | 1/23/18             |
| Ault, Howard Steven        | Broward              | N                             | N                              | 9-3, 10-2    | Y                        | 3/9/17              |
| Bailey, Robert J.          | Bay                  | N                             | N                              | 11-1         | Y                        | 7/6/17              |
| Baker, Cornelius           | Flagler              | N                             | N                              | 9-3          | Y                        | 3/23/17             |
| Banks, Donald              | Duval                | N                             | N                              | 10-2         | Y                        | 4/20/17             |
| Bargo, Michael Shane       | Marion               | N                             | N                              | 10-2         | Y                        | 6/29/17             |
| Barnhill, Arthur           | Seminole             | N                             | N                              | 9-3          | Y                        | 2/20/17             |
| Bates, Kayle Barrington    | Bay                  | Y                             | N                              | 9-3          | N                        | 1/22/18             |
| Beasley, Curtis W.         | Polk                 | Y                             | N                              | 10-2         | N                        | 1/23/18             |
| Belcher, James             | Duval                | N                             | N                              | 9-3          | Y                        | 11/2/17             |
| Bell, Michael              | Duval                | Y                             | Y                              | 12-0, 12-0   | N                        | 1/29/18             |
| Bevel, Thomas              | Duval                | N                             | N                              | 8-4, 12-0    | Y*                       | 6/15/17             |
| Booker, Stephen Todd       | Duval                | Y                             | N                              | 8-4          | N                        | 1/30/18             |
| Bowles, Gary Ray           | Duval                | Y                             | Y                              | 12-0         | N                        | 1/29/18             |
| Braddy, Harrel             | Miami-Dade           | N                             | N                              | 11-1         | Y                        | 6/15/17             |

| Prisoner Name                   | County of Conviction | Conviction Final Before Ring? | Jury Recommendation Unanimous? | Jury Vote(s)            | Death Sentence Reversed? | Date of Court Order |
|---------------------------------|----------------------|-------------------------------|--------------------------------|-------------------------|--------------------------|---------------------|
| Bradley, Brandon Lee            | Brevard              | N                             | N                              | 10-2                    | Y                        | 3/30/17             |
| Bradley, Donald                 | Clay                 | Y                             | N                              | 10-2                    | N                        | 1/22/18             |
| Branch, Eric Scott              | Escambia             | Y                             | N                              | 10-2                    | N                        | 1/22/18             |
| Brookins, Elijah                | Gadsden              | N                             | N                              | 10-2                    | Y                        | 4/20/17             |
| Brooks, Lamar                   | Okaloosa             | N                             | N                              | 9-3, 11-1               | Y                        | 3/10/17             |
| Brown, Paul Alfred              | Hillsborough         | Y                             | N                              | 7-5                     | N                        | 1/29/18             |
| Burns, Daniel Jr.               | Manatee              | Y                             | Y                              | 12-0                    | N                        | 1/23/18             |
| Buzia, John                     | Seminole             | N                             | N                              | 8-4                     | Y                        | 4/6/17              |
| Calloway, Tavares David         | Miami-Dade           | N                             | N                              | 7-5, 7-5, 7-5, 7-5, 7-5 | Y                        | 1/28/17             |
| Campbell, John                  | Citrus               | N                             | N                              | 8-4                     | Y                        | 8/30/17             |
| Card, James                     | Bay                  | N                             | N                              | 11-1                    | Y                        | 5/4/17              |
| Carr, Emilla                    | Marion               | N                             | N                              | 7-5                     | Y                        | 2/7/17              |
| Carter, Pinkney                 | Duval                | N                             | N                              | 9-3, 8-4                | Y                        | 10/4/17             |
| Caylor, Matthew                 | Bay                  | N                             | N                              | 8-4                     | Y                        | 5/18/17             |
| Clark, Ronald Wayne Jr.         | Duval                | Y                             | N                              | 11-1                    | N                        | 1/23/18             |
| Cole, Loran                     | Marion               | Y                             | Y                              | 12-0                    | N                        | 1/23/18             |
| Cole, Tiffany Ann               | Duval                | N                             | N                              | 9-3, 9-3                | Y                        | 6/29/17             |
| Conde, Rory                     | Miami-Dade           | N                             | N                              | 8-3                     | Y                        | 8/31/17             |
| Consalvo, Robert                | Broward              | Y                             | N                              | 11-1                    | N                        | 1/31/18             |
| Cox, Allen                      | Lake                 | N                             | N                              | 10-2                    | Y                        | 7/23/17             |
| Cozzie, Steven Anthony          | Walton               | N                             | Y                              | 12-0                    | N                        | 5/11/17             |
| Dannren, Floyd William          | Clay                 | Y                             | Y                              | 12-0                    | N                        | 2/2/18              |
| Darling, Dolan a/k/a Sean Smith | Orange               | N                             | N                              | 11-1                    | Y                        | 3/29/17             |
| Davis, Adam W.                  | Hillsborough         | N                             | N                              | 7-5                     | Y                        | 5/2/17              |
| Davis, Barry T.                 | Walton               | N                             | N                              | 9-3, 10-2               | Y                        | 5/11/17             |
| Davis, Jr., Leon                | Polk                 | N                             | Y                              | 12-0, 12-0, 8-4         | N                        | 11/10/18            |
| Davis, Jr., Leon                | Polk                 | N                             | WAIVED JURY                    |                         | N                        | 11/10/18            |
| Davis, Mark Allen               | Pinellas             | Y                             | N                              | 8-4                     | N                        | 1/29/18             |
| Davis, Toney D.                 | Duval                | Y                             | N                              | 11-1                    | N                        | 2/17/17             |
| Dennis, Labrant                 | Miami-Dade           | N                             | N                              | 11-1, 11-1              | Y                        | 7/7/17              |
| Deparvine, Williams James       | Hillsborough         | N                             | N                              | 8-4, 8-4                | Y                        | 4/6/17              |
| Derrick, Samuel Jason           | Pasco                | Y                             | N                              | 7-5                     | N                        | 2/2/18              |
| Dessaure, Kenneth               | Pinellas             | N                             | WAIVED JURY                    |                         | N                        | 11/16/17            |
| Daviney, Randall                | Duval                | N                             | N                              | 8-4                     | Y                        | 3/23/17             |
| Diaz, Joel                      | Lee                  | N                             | N                              | 9-3                     | Y                        | 6/15/17             |
| Dillbeck, Donald David          | Leon                 | Y                             | N                              | 8-4                     | N                        | 1/24/18             |
| Doorbal, Noel                   | Miami-Dade           | N                             | N                              | 8-4, 8-4                | Y                        | 9/20/17             |
| Doty, Wayne                     | Bradford             | N                             | N                              | 10-2                    | Y                        | 6/7/17              |
| Douglas, Luther                 | Duval                | N                             | N                              | 11-1                    | Y                        | 6/29/17             |

| Prisoner Name            | County of Conviction | Conviction Final Before Ring? | Jury Recommendation Unanimous? | Jury Vote(s) | Death Sentence Reversed? | Date of Court Order |
|--------------------------|----------------------|-------------------------------|--------------------------------|--------------|--------------------------|---------------------|
| Dubose, Rasheem          | Duval                | N                             | N                              | 8-4          | Y                        | 2/9/17              |
| Durousseau, Paul         | Duval                | N                             | N                              | 10-2         | Y                        | 1/31/17             |
| Eaglin, Dwight           | Charlotte            | N                             | N                              | 8-4, 8-4     | Y                        | 4/3/17              |
| England, Richard         | Volusia              | N                             | N                              | 8-4          | Y                        | 5/22/17             |
| Evans, Paul H.           | Indian River         | N                             | N                              | 9-3          | Y                        | 3/20/17             |
| Evans, Steven Maurice    | Orange               | Y                             | N                              | 11-1         | N                        | 1/24/18             |
| Evans, Wydell Jody       | Brevard              | N                             | N                              | 10-2         | Y                        |                     |
| Finney, Charles          | Hillsborough         | Y                             | N                              | 8-3          | N                        | 1/28/18             |
| Floyd, Maurice Lamar     | Pulnam               | N                             | N                              | 11-1         | Y                        | 5/17/17             |
| Ford, James D.           | Charlotte            | Y                             | N                              | 11-1, 11-1   | N                        | 1/23/18             |
| Foster, Charles          | Bay                  | Y                             | N                              | 8-4          | N                        | 1/29/18             |
| Foster, Kevin Don        | Lee                  | Y                             | N                              | 8-3          | N                        | 1/29/18             |
| Fotopoulos, Konstantinos | Volusia              | Y                             | N                              | 8-4, 8-4     | N                        | 1/29/18             |
| Frances, David           | Orange               | N                             | N                              | 9-3, 10-2    | Y                        | 3/29/17             |
| Franklin, Richard P.     | Columbia             | N                             | N                              | 9-3          | Y                        | 11/23/16            |
| Gamble, Guy R.           | Lake                 | Y                             | N                              | 10-2         | N                        | 1/29/18             |
| Glover, Dannis T.        | Duval                | N                             | N                              | 10-2         | Y                        | 9/14/17             |
| Gonzalez, Leonard        | Escambia             | N                             | N                              | 10-2         | Y                        | 5/23/17             |
| Gordon, Robert R.        | Pinellas             | Y                             | N                              | 9-3          | N                        | 1/31/18             |
| Gregory, William         | Volusia              | N                             | N                              | 7-5, 7-5     | Y                        | 8/31/17             |
| Griffin, Michael Allen   | Miami-Dade           | Y                             | N                              | 10-2         | N                        | 2/2/18              |
| Guardado, Jesse          | Walton               | N                             | Y                              | 12-0         | N                        | 5/11/17             |
| Gudinas, Thomas Lee      | Collier              | Y                             | N                              | 10-2         | N                        | 1/30/18             |
| Guzman, Victor           | Miami-Dade           | N                             | N                              | 7-5          | Y                        | 4/6/17              |
| Hall, Donte Jermaine     | Lake                 | N                             | N                              | 8-4          | Y                        | 6/15/17             |
| Hall, Enoch D.           | Volusia              | N                             | Y                              | 12-0         | N                        | 2/9/17              |
| Hamilton, Richard        | Hamilton             | Y                             | N                              | 10-2         | N                        | 2/18/18             |
| Hampton, John            | Pinellas             | N                             | N                              | 9-3          | Y                        | 5/4/17              |
| Hannon, Patrick          | Hillsborough         | Y                             | Y                              | 12-0         | N (EXECUTED)             | 11/1/17             |
| Hartley, Kenneth         | Duval                | Y                             | N                              | 9-3          | N                        | 1/29/18             |
| Hayward, Steven          | St. Lucie            | N                             | N                              | 8-4          | Y                        | 3/24/17             |
| Hernandez, Michael       | Santa Rosa           | N                             | N                              | 11-1         | Y                        | 5/11/17             |
| Hernandez-Alberto, Pedro | Hillsborough         | N                             | N                              | 10-2, 10-2   | Y                        | 5/9/17              |
| Hertz, Gerry             | Wakulla              | N                             | N                              | 10-2, 10-2   | Y                        | 5/16/17             |
| Heyne, Justin            | Brevard              | N                             | N                              | 10-2, 8-4    | Y                        | 4/6/17              |
| Hitchcock, James         | Orange               | Y                             | N                              | 10-2         | N                        | 8/10/17             |
| Hodges, George Michael   | Hillsborough         | Y                             | N                              | 10-2         | N                        | 2/2/18              |
| Hodges, Willie James     | Escambia             | N                             | N                              | 10-2         | Y                        | 3/16/17             |
| Hojan, Gerhard           | Broward              | N                             | N                              | 9-3, 9-3     | Y                        | 1/31/17             |
| Huggins, John            | Orange               | N                             | N                              | 9-3          | Y                        | 5/23/17             |

| Prisoner Name             | County of Conviction | Conviction Final Before Ring? | Jury Recommendation Unanimous? | Jury Vote(s)         | Death Sentence Reversed? | Date of Court Order |
|---------------------------|----------------------|-------------------------------|--------------------------------|----------------------|--------------------------|---------------------|
| Hunter, Jerone            | Volusia              | N                             | N                              | 10-2, 10-2, 9-3, 9-3 | Y                        | 8/16/17             |
| Hurst, Timothy            | Escambia             | N                             | N                              | 7-5                  | Y                        | 10/14/16            |
| Israel, Connie Ray        | Duval                | N                             | N                              | 7-5                  | Y                        | 3/21/17             |
| Jackson, Eithelia Verdell | Duval                | Y                             | N                              | 7-5                  | N                        | 1/24/18             |
| Jackson, Kenneth R.       | Hillsborough         | N                             | N                              | 11-1                 | Y                        | 3/23/17             |
| Jackson, Michael James    | Duval                | N                             | N                              | 8-4, 8-4             | Y                        | 6/9/17              |
| Jackson, Ray              | Volusia              | N                             | N                              | 9-3                  | Y                        | 4/24/17             |
| Jeffries, Kevin G.        | Bay                  | N                             | N                              | 10-2                 | Y                        | 7/13/17             |
| Jeffries, Sonny Ray       | Orange               | Y                             | N                              | 11-1                 | N                        | 1/28/18             |
| Jennings, Brandy Bain     | Collier              | Y                             | N                              | 10-2, 10-2, 10-2     | N                        | 1/29/18             |
| Johnson, Emanuel          | Sarasota             | Y                             | N                              | 8-4, 10-2            | N                        | 2/2/18              |
| Johnson, Paul Beasley     | Polk                 | N                             | N                              | 11-1, 11-1, 11-1     | Y                        | 12/1/16             |
| Johnson, Richard Allen    | St. Lucie            | N                             | N                              | 11-1                 | Y                        | 3/24/17             |
| Johnson, Ray              | Hillsborough         | N                             | N                              | 11-1                 | Y                        | 7/21/17             |
| Johnston, Ray             | Hillsborough         | N                             | Y                              | 12-0                 | N                        | 7/21/17             |
| Jones, Henry Lee          | Brevard              | N                             | Y                              | 12-0                 | N                        | 3/2/17              |
| Jones, Marvin Burnett     | Duval                | Y                             | N                              | 9-3                  | N                        | 1/22/18             |
| Jones, Victor             | Miami-Dade           | Y                             | Y/N                            | 10-2, 12-0           | N                        | 9/28/17             |
| Jordan, Joseph            | Volusia              | N                             | N                              | 10-2                 | Y                        | 6/22/17             |
| Kaczmar, III, Leo L.      | Clay                 | N                             | Y                              | 12-0                 | N                        | 1/31/17             |
| Kelley, William H.        | Highlands            | Y                             | N                              | 8-3 [not a typo]     | N                        | 1/26/18             |
| King, Cecil               | Duval                | N                             | N                              | 8-4                  | Y                        | 7/12/17             |
| King, Michael L.          | Sarasota             | N                             | Y                              | 12-0                 | N                        | 1/28/17             |
| Kirkman, Vahlece          | Brevard              | N                             | Y                              | 10-2                 | Y                        | 1/11/18             |
| Knight, Richard           | Broward              | N                             | Y                              | 12-0, 12-0           | N                        | 1/31/17             |
| Kocakor, Genghis          | Pinellas             | N                             | N                              | 11-1                 | Y                        | 10/8/17             |
| Kokal, Gregory Alan       | Duval                | Y                             | Y                              | 12-0                 | N                        | 1/24/18             |
| Kopsho, William M.        | Marion               | N                             | N                              | 10-2                 | Y                        | 1/19/17             |
| Krawczuk, Anton           | Duval                | Y                             | Y                              | 12-0                 | 1/31/18                  |                     |
| Lamarca, Anthony          | Pinellas             | Y                             | N                              | 11-1                 | N                        | 1/30/18             |
| Lambrix, Cary Michael     | Glades               | Y                             | N                              | 8-4, 10-2            | N (EXECUTED)             | 9/28/17             |
| Lawrence, Gary            | Santa Rosa           | Y                             | N                              | 9-3                  | N                        | 2/2/18              |
| Lebron, Jermaine          | Osceola              | N                             | N                              | 7-5                  | Y                        | 4/20/17             |
| Lightbourne, Ian          | Marion               | Y                             | N                              | Unrecorded           | N                        | 1/28/18             |
| Long, Robert Joe          | Hillsborough         | Y                             | Y                              | 12-0                 | N                        | 1/29/18             |
| Lucas, Harold Gene        | Lee                  | Y                             | N                              | 11-1                 | N                        | 1/24/18             |
| Marquard, John            | St. Johns            | Y                             | Y                              | 12-0                 | N                        | 1/24/18             |
| Martin, David             | Clay                 | N                             | N                              | 9-3                  | Y                        | 7/13/17             |
| Matthews, Douglas         | Volusia              | N                             | N                              | 10-2                 | Y                        | 12/5/17             |
|                           | Duval                | N                             | N                              | 7-5                  | Y                        | 9/8/17              |

| Prisoner Name                     | County of Conviction | Conviction Final Before Ring? | Jury Recommendation Unanimous? | Jury Vote(s) | Death Sentence Reversed? | Date of Court Order |
|-----------------------------------|----------------------|-------------------------------|--------------------------------|--------------|--------------------------|---------------------|
| McCoy, Richard (aka Jamil Rashid) |                      |                               |                                |              |                          |                     |
| McGrith, Rinaldo Devon            | Marion               | N                             | N                              | 11-1         | Y                        | 1/28/17             |
| McKenzie, Norman Blake            | St. Johns            | N                             | N                              | 10-2, 10-2   | Y                        | 6/19/17             |
| McLean, Derrick                   | Orange               | N                             | N                              | 9-3          | Y                        | 4/24/17             |
| McMillian, Justin                 | Duval                | N                             | N                              | 10-2         | Y                        | 4/13/17             |
| Melton, Antonio Lebron            | Escambia             | Y                             | N                              | 8-4          | N                        | 2/2/18              |
| Mendoza, Marbel                   | Miami-Dade           | Y                             | N                              | 7-5          | N                        | 1/30/18             |
| Merck, Jr., Troy                  | Pinellas             | N                             | N                              | 9-3          | Y                        | 5/5/17              |
| Middletton, Dale                  | Okeechobee           | N                             | Y                              | 12-0         | N                        | 3/9/17              |
| Miller, David Jr.                 | Duval                | Y                             | N                              | 7-5          | N                        | 1/31/18             |
| Miller, Lionel Michael            | Orange               | N                             | N                              | 11-1         | Y                        | 5/8/17              |
| Morton, Alvin                     | Pasco                | Y                             | N                              | 11-1, 11-1   | N                        | 2/2/18              |
| Morris, Dontae                    | Hillsborough         | N                             | Y                              | 12-0, 12-0   | N                        | 4/27/17             |
| Morris, Dontae                    | Hillsborough         | N                             | N                              | 10-2         | Y                        | 1/11/18             |
| Morris, Robert D.                 | Polk                 | Y                             | N                              | 8-4          | N                        | 1/26/18             |
| Mosley, John F.                   | Duval                | N                             | N                              | 8-4          | Y                        | 12/22/16            |
| Mullens, Khedafy                  | Pinellas             | N                             | WAIVED JURY                    |              | N                        | 8/16/16             |
| Munzy, Gerald Delane              | Duval                | N                             | N                              | 11-1         | Y                        | 4/4/17              |
| Nelson, Joshua D.                 | Lee                  | Y                             | Y                              | 12-0         | N                        | 1/31/18             |
| Nelson, Micah                     | Polk                 | N                             | N                              | 9-3          | Y                        | 3/8/17              |
| Newberry, Rodney                  | Duval                | N                             | N                              | 8-4          | Y                        | 4/6/17              |
| Oats, Jr. Sonny Boy               | Marion               | Y                             | UNKNOWN                        |              | N                        | 5/25/17             |
| Oochicone, Dominick A.            | Pasco                | Y                             | N                              | 7-5          | N                        | 1/30/18             |
| Okator, Bessman                   | Orange               | N                             | N                              | 11-1         | Y                        | 6/8/17              |
| Oliver, Terence Tablus            | Brevard              | N                             | Y                              | 12-0, 12-0   | N                        | 4/8/17              |
| Orme, Roderick                    | Bay                  | N                             | N                              | 11-1         | Y                        | 3/30/17             |
| Overton, Thomas M.                | Monroe               | Y                             | N                              | 8-4, 9-3     | N                        | 2/2/18              |
| Pace, Bruce Douglas               | Santa Rosa           | Y                             | N                              | 7-5          | N                        | 1/30/18             |
| Pagan, Alex                       | Broward              | N                             | N                              | 7-5, 7-5     | Y                        | 2/1/18              |
| Parker, J.B.                      | Martin               | N                             | N                              | 11-1         | Y                        | 4/20/17             |
| Partin, Phillip Alan              | Pasco                | N                             | N                              | 9-3          | Y                        | 3/27/17             |
| Pasha, Khalid                     | Hillsborough         | N                             | N                              | 11-1, 11-1   | Y                        | 5/11/17             |
| Peterka, Daniel Jon               | Okaloosa             | Y                             | N                              | 8-4          | N                        | 1/22/18             |
| Peterson, Robert Earl             | Duval                | N                             | N                              | 7-5          | Y                        | 7/6/17              |
| Pham, Tai                         | Seminole             | N                             | N                              | 10-2         | Y                        | 3/22/17             |
| Phillips, Galante                 | Duval                | N                             | N                              | 7-5          | Y                        | 4/20/17             |
| Phillips, Harry Franklin          | Miami-Dade           | Y                             | N                              | 7-5          | N                        | 1/22/18             |
| Phimore, Lenard James             | Martin               | N                             | Y                              | 12-0         | N                        | 1/25/18             |

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| Pietri, Norberto          | Palm Beach           | Y                             | N                              | 8-4                | N                        | 2/2/18              |
| Poole, Mark               | Polk                 | N                             | N                              | 11-1               | Y                        | 3/31/17             |
| Pointti, Carl             | Pasco                | Y                             | N                              | 11-1               | N                        | 1/23/18             |
| Quince, Kenneth Darcel    | Volusia              | Y                             | WAIVED JURY                    |                    | N                        | 1/18/18             |
| Rhodes, Richard Wallace   | Pinellas             | Y                             | N                              | 10-2               | N                        | 1/23/18             |
| Rigdon, Thomas William    | Polk                 | N                             | N                              | 7-5, 7-5           | Y                        | 4/8/17              |
| Rimmer, Robert            | Broward              | N                             | N                              | 9-3, 9-3           | Y                        | 6/29/17             |
| Robards, Richard          | Pinellas             | N                             | N                              | 7-5, 7-5           | Y                        | 4/6/17              |
| Rodgers, Jeremiah         | Santa Rosa           | N                             | WAIVED JURY                    |                    | N                        | 2/8/18              |
| Rodgers, Theodore         | Orange               | N                             | N                              | 8-4                | Y                        | 4/3/17              |
| Rogers, Glen Edward       | Hillsborough         | Y                             | Y                              | 12-0               | N                        | 1/30/18             |
| Rodriguez, Manuel Antonio | Miami-Dade           | Y                             | Y                              | 12-0, 12-0, 12-0   | 1/31/18                  |                     |
| Schoenwetter, Randy       | Brevard              | N                             | N                              | 10-2, 9-3          | Y                        | 4/7/17              |
| Seibert, Michael          | Broward              | N                             | N                              | 9-3                | Y                        | 6/22/17             |
| Serrano, Nelson           | Polk                 | N                             | N                              | 9-3, 9-3, 9-3, 9-3 | Y                        | 5/11/17             |
| Sexton, John              | Pasco                | N                             | N                              | 10-2               | Y                        | 6/29/17             |
| Silvia, William           | Seminole             | N                             | N                              | 11-1               | Y                        | 2/20/17             |
| Simmons, Eric Lee         | Lake                 | N                             | N                              | 8-4                | Y                        | 12/22/16            |
| Sireci, Henry Parry       | Orange               | Y                             | N                              | 11-1               | N                        | 1/31/18             |
| Sliney, Jack R.           | Charlotte            | Y                             | N                              | 7-5                | N                        | 1/31/18             |
| Smith, Corey              | Miami-Dade           | N                             | N                              | 9-3, 10-2          | Y                        | 3/16/17             |
| Smith, Joseph             | Sarasota             | N                             | N                              | 10-2               | Y                        | 7/13/17             |
| Smith, Stephen V.         | Charlotte            | N                             | Y                              | 9-3                | Y                        | 4/21/17             |
| Snelgrove, David B.       | Flagler              | N                             | N                              | 8-4, 8-4           | Y                        | 5/11/17             |
| Sochor, Dennis            | Broward              | Y                             | N                              | 10-2               | N                        | 1/30/18             |
| Stein, Steven Edward      | Duval                | Y                             | N                              | 10-2               | N                        | 1/31/18             |
| Stephens, Jason Demetrius | Duval                | Y                             | N                              | 8-3                | N                        | 1/22/18             |
| Stewart, Kenneth Allen    | Hillsborough         | Y                             | N                              | 10-2               | Y                        | 4/25/17             |
| Stewart, Kenneth Allen    | Hillsborough         | Y                             | N                              | 10-2               | N                        | 1/28/18             |
| Sweet, William Earl       | Duval                | Y                             | N                              | 10-2               | N                        | 1/24/18             |
| Suggs, Ernest             | Walton               | Y                             | N                              | 7-5                | N                        | 3/17/17             |
| Taylor, John Calvin       | Clay                 | N                             | N                              | 10-2               | Y                        | 10/12/17            |
| Taylor, Steven Richard    | Duval                | Y                             | N                              | 10-2               | N                        | 1/24/18             |
| Thomas, William Gregory   | Duval                | Y                             | N                              | 11-1               | N                        | 1/24/18             |
| Trease, Robert J.         | Sarasota             | Y                             | N                              | 11-1               | N                        | 1/24/18             |
| Trepal, George            | Polk                 | Y                             | N                              | 9-3                | N                        | 1/25/18             |
| Trotter, Melvin           | Manatee              | Y                             | N                              | 11-1               | N                        | 1/26/18             |
| Troy, John                | Sarasota             | N                             | N                              | 11-1               | Y                        | 6/13/17             |

| Prisoner Name          | County of Conviction | Conviction Final Before Ring? | Jury Recommendation Unanimous? | Jury Vote(s)         | Death Sentence Reversed? | Date of Court Order |
|------------------------|----------------------|-------------------------------|--------------------------------|----------------------|--------------------------|---------------------|
| Truehill, Quentin      | St. Johns            | N                             | Y                              | 12-0                 | N                        | 2/23/17             |
| Tundidor, Randy W.     | Broward              | N                             | Y                              | 12-0                 | N                        | 4/27/17             |
| Turner, James Daniel   | St. Johns            | N                             | N                              | 10-2                 | Y                        | 8/19/17             |
| Twilegar, Mark         | Lee                  | Y                             | WAIVED JURY                    |                      | N                        | 11/2/17             |
| Victorino, Troy        | Volusia              | N                             | N                              | 10-2, 10-2, 9-3, 7-5 | Y                        | 6/14/17             |
| Wade, Alan L.          | Duval                | N                             | N                              | 11-1, 11-1           | Y                        | 5/1/17              |
| Walls, Frank           | Okaloosa             | Y                             | Y                              | 12-0                 | N                        | 1/22/18             |
| Wheeler, Jason         | Lake                 | N                             | N                              | 10-2                 | Y                        | 5/23/17             |
| White, Dwayne          | Seminole             | N                             | N                              | 8-4                  | Y                        | 3/30/17             |
| Whitfield, Ernest      | Sarasota             | Y                             | N                              | 7-5                  | Y                        | 1/30/18             |
| White, William Melvin  | Orange               | N                             | N                              | 10-2                 | Y                        | 4/20/17             |
| Whitton, Gary Richard  | Walton               | Y                             | Y                              | 12-0                 | N                        | 1/31/18             |
| Willacy, Chadwick      | Brevard              | Y                             | N                              | 11-1                 | N                        | 1/23/18             |
| Williams, Donald Otis  | Lake                 | N                             | N                              | 9-3                  | Y                        | 1/19/17             |
| Williams, Ronnie Keith | Broward              | N                             | N                              | 10-2                 | Y                        | 8/29/17             |
| Windom, Curtis         | Orange               | Y                             | Y                              | 12-0, 12-0, 12-0     | N                        | 1/23/18             |
| Wood, Zachary Taylor   | Washington           | N                             | Y                              | 12-0                 | Y**                      | 1/31/17             |
| Woodel, Thomas         | Polk                 | N                             | N                              | 7-5                  | Y                        | 8/18/17             |
| Zack, Michael Duane    | Escambia             | Y                             | N                              | 11-1                 | N                        | 6/15/17             |
| Zakrzewski, Edward     | Okaloosa             | Y                             | N                              | 7-5, 7-5, 6-8        | N                        | 5/25/17             |
| Zommer, Todd           | Osceola              | N                             | N                              | 10-2                 | Y                        | 4/13/17             |

\* The Florida Supreme Court granted relief under *Hurst* on Bevel's non-unanimous death sentence, but granted relief based on ineffective assistance of counsel on Bevel's unanimous death sentence.

\*\* The Florida Supreme Court noted that Wood's sentence would not have been harmless under *Hurst* because it struck two of the three aggravating circumstances found by the trial court; however, the court vacated the death sentence and imposed a life sentence under its statutory review for proportionality. Not counted in total.

For more background on the Florida legislative and court actions related to the jury unanimity issue, see [Hurst v. Florida Background](#).

To check on the status of cases involving Florida death-row prisoners with non-unanimous jury recommendations for death whose sentences became final after the U.S. Supreme Court's June 2002 decision in *Ring v. Arizona*, see [this chart](#).

Hannah Gorman, with the Florida Center for Capital Representation at Florida International University, created the pie chart below (November 16, 2017) based on her analysis of Florida death sentences that have been or will be overturned based on *Hurst*, as well as sentences that have been or will be affirmed because they either (A) became final before *Ring* (i.e., based on the date of their appeal) or (B) were presumed harmless based on a unanimous jury verdict or the defendant's waiver of a jury sentence. This chart includes prisoners who have had their death sentences affirmed by Circuit Courts. According to this information, there are a total of 377 prisoners who were sentenced under the unconstitutional sentencing scheme, but only 42% (157) of Florida death-row prisoners who were sentenced under that scheme will be entitled to relief.

## APPENDIX E

1. *Alston v. State*, Nos. SC17-499, SC17-983, 2018 WL 494427 (Fla. Jan. 22, 2018)
2. *Bates v. State*, Nos. SC17-850, SC17-1224, 2018 WL 494751 (Fla. Jan. 22, 2018)
3. *Bradley v. Jones*, No. SC17-1219, 2018 WL 494464 (Fla. Jan. 22, 2018)
4. *Branch v. State*, No. SC17-1509, 2018 WL 495024 (Fla. Jan. 22, 2018)
5. *Jones v. State*, No. SC17-497, 2018 WL 494465 (Fla. Jan. 22, 2018)
6. *Peterka v. State*, Nos. SC17-593, SC17-1003, 2018 WL 494425 (Fla. Jan. 22, 2018)
7. *Phillips v. State*, No. SC17-984, 2018 WL 494656 (Fla. Jan. 22, 2018)
8. *Stephens v. State*, Nos. SC17-820, SC17-1204, 2018 WL 494426 (Fla. Jan. 22, 2018)
9. *Suggs v. State*, Nos. SC17-1225, SC16-1066, 2018 WL 494652 (Fla. Jan. 22, 2018)
10. *Walls v. State*, No. SC17-959, 2018 WL 494655 (Fla. Jan. 22, 2018)
11. *Atwater v. State*, No. SC17-926, 2018 WL 507357 (Fla. Jan. 23, 2018)
12. *Beasley v. State*, No. SC17-566, 2018 WL 507583 (Fla. Jan. 23, 2018)
13. *Burns v. State*, No. SC17-726, 2018 WL 507585 (Fla. Jan. 23, 2018)
14. *Clark v. State*, No. SC17-587, 2018 WL 507355 (Fla. Jan. 23, 2018)
15. *Cole v. State*, No. SC17-737, 2018 WL 507429 (Fla. Jan. 23, 2018)
16. *Ford v. State*, Nos. SC17-859, SC16-706, 2018 WL 507356 (Fla. Jan. 23, 2018)
17. *Puiatti v. State*, No. SC17-552, 2018 WL 507580 (Fla. Jan. 23, 2018)
18. *Rhodes v. State*, No. SC17-628, 2018 WL 507584 (Fla. Jan. 23, 2018)
19. *Willacy v. State*, No. SC17-1605, 2018 WL 507578 (Fla. Jan. 23, 2018)
20. *Windom v. State*, No. SC17-902, 2018 WL 507630 (Fla. Jan. 23, 2018)
21. *Dillbeck v. State*, No. SC17-847, 2018 WL 522421 (Fla. Jan. 24, 2018)
22. *Evans v. State*, No. SC17-869, 2018 WL 524796 (Fla. Jan. 24, 2018)
23. *Jackson v. State*, No. SC17-704, 2018 WL 525292 (Fla. Jan. 24, 2018)

24. *Kokal v. State*, No. SC17-807, 2018 WL 525295 (Fla. Jan. 24, 2018)
25. *Lucas v. State*, No. SC17-589, 2018 WL 525289 (Fla. Jan. 24, 2018)
26. *Marquard v. State*, No. SC17-862, 2018 WL 524794 (Fla. Jan. 24, 2018)
27. *Sweet v. State*, No. SC17-699, 2018 WL 524789 (Fla. Jan. 24, 2018)
28. *Taylor v. State*, No. SC17-818, 2018 WL 525307 (Fla. Jan. 24, 2018)
29. *Thomas v. State*, No. SC17-809, 2018 WL 524791 (Fla. Jan. 24, 2018)
30. *Trease v. State*, No. SC17-686, 2018 WL 524786 (Fla. Jan. 24, 2018)
31. *Anderson v. State*, No. SC17-884, 2018 WL 560624 (Fla. Jan. 26, 2018)
32. *Finney v. State*, No. SC17-985, 2018 WL 563999 (Fla. Jan. 26, 2018)
33. *Hartley v. State*, No. SC17-899, 2018 WL 563828 (Fla. Jan. 26, 2018)
34. *Jeffries v. State*, No. SC17-920, 2018 WL 564138 (Fla. Jan. 26, 2018)
35. *Kelley v. State*, No. SC17-830, 2018 WL 564132 (Fla. Jan. 26, 2018)
36. *Lightbourne v. State*, No. SC17-837, 2018 WL 564150 (Fla. Jan. 26, 2018)
37. *Morris v. State*, No. SC17-873, 2018 WL 563957 (Fla. Jan. 26, 2018)
38. *Stewart v. State*, No. SC17-889, 2018 WL 564136 (Fla. Jan. 26, 2018)
39. *Trepal v. State*, No. SC17-892, 2018 WL 564137 (Fla. Jan. 26, 2018)
40. *Trotter v. State*, No. SC17-950, 2018 WL 564139 (Fla. Jan. 26, 2018)
41. *Bell v. State*, No. SC17-1045, 2018 WL 577718 (Fla. Jan. 29, 2018)
42. *Bowles v. State*, No. SC17-1754, 2018 WL 579107 (Fla. Jan. 29, 2018)
43. *Brown v. State*, No. SC17-1001, 2018 WL 578945 (Fla. Jan. 29, 2018)
44. *Davis v. State*, No. SC17-1259, 2018 WL 579768 (Fla. Jan. 29, 2018)
45. *Foster v. State*, No. SC17-1383, 2018 WL 578947 (Fla. Jan. 29, 2018)
46. *Foster v. State*, No. SC17-1141, 2018 WL 79756 (Fla. Jan. 29, 2018)

47. *Fotopoulos v. State*, No. SC17-971, 2018 WL 579814 (Fla. Jan. 29, 2018)
48. *Gamble v. State*, No. SC17-1101, 2018 WL 578716 (Fla. Jan. 29, 2018)
49. *Jennings v. State*, No. SC17-938, 2018 WL 579800 (Fla. Jan. 29, 2018)
50. *Long v. State*, No. SC17-942, 2018 WL 579113 (Fla. Jan. 29, 2018)
51. *Booker v. Jones*, No. SC17-1205, 2018 WL 615082 (Fla. Jan. 30, 2018)
52. *Davis v. Jones*, No. SC17-1711, 2018 WL 618411 (Fla. Jan. 30, 2018)
53. *Gudinas v. State*, No. SC17-919, 2018 WL 618595 (Fla. Jan. 30, 2018)
54. *Lamarca v. State*, No. SC17-1179, 2018 WL 618728 (Fla. Jan. 30, 2018)
55. *Mendoza v. State*, No. SC17-1324, 2018 WL 618592 (Fla. Jan. 30, 2018)
56. *Occhicone v. State*, No. SC17-1112, 2018 WL 618409 (Fla. Jan. 30, 2018)
57. *Pace v. State*, No. SC17-1021, 2018 WL 618590 (Fla. Jan. 30, 2018)
58. *Rogers v. State*, No. SC17-945, 2018 WL 618700 (Fla. Jan. 30, 2018)
59. *Sochor v. State*, No. SC17-1343, 2018 WL 618698 (Fla. Jan. 30, 2018)
60. *Whitfield v. State*, No. SC17-1399, 2018 WL 615022 (Fla. Jan. 30, 2018)
61. *Consalvo v. State*, No. SC17-1309, 2018 WL 635988 (Fla. Jan. 31, 2018)
62. *Gordon v. State*, No. SC17-1133, 2018 WL 636418 (Fla. Jan. 31, 2018)
63. *Krawczuk v. State*, No. SC17-1142, 2018 WL 635983 (Fla. Jan. 31, 2018)
64. *Miller v. Jones*, No. SC17-1211, 2018 WL 636104 (Fla. Jan. 31, 2018)
65. *Nelson v. State*, No. SC17-939, 2018 WL 636067 (Fla. Jan. 31, 2018)
66. *Rodriguez v. State*, No. SC17-1268, 2018 WL 635986 (Fla. Jan. 31, 2018)
67. *Sireci v. State*, No. SC17-1143, 2018 WL 635985 (Fla. Jan. 31, 2018)
68. *Sliney v. State*, No. SC17-1547, 2018 WL 636066 (Fla. Jan. 31, 2018)
69. *Stein v. State*, No. SC17-1547, 2018 WL 636066 (Fla. Jan. 31, 2018)

70. *Whitton v. State*, No. SC17-1118, 2018 WL 635982 (Fla. Jan. 31, 2018)
71. *Damren v. State*, No. SC17-1080, 2018 WL 665173 (Fla. Feb. 2, 2018)
72. *Derrick v. State*, No. SC17-1242, 2018 WL 665175 (Fla. Feb. 2, 2018)
73. *Griffin v. State*, No. SC17-1306, 2018 WL 671475 (Fla. Feb. 2, 2018)
74. *Hodges v. State*, No. SC17-1586, 2018 WL 671744 (Fla. Feb. 2, 2018)
75. *Johnson v. State*, Nos. SC17-1401, SC17-1402, 2018 WL 671154 (Fla. Feb. 2, 2018)
76. *Lawrence v. State*, No. SC17-1442, 2018 WL 671479 (Fla. Feb. 2, 2018)
77. *Melton v. State*, No. SC17-1147, 2018 WL 671363 (Fla. Feb. 2, 2018)
78. *Morton v. State*, No. SC17-1715, 2018 WL 671746 (Fla. Feb. 2, 2018)
79. *Overton v. State*, No. SC17-1435, 2018 WL 671477 (Fla. Feb. 2, 2018)
80. *Pietri v. State*, No. SC17-1281, 2018 WL 671468 (Fla. Feb. 2, 2018)