

CAPITAL CASE

No. _____

IN THE

Supreme Court of the United States

SAMUEL LEE SMITHERS, JR.,

Petitioner,

v.

STATE OF FLORIDA,

Respondent.

ON PETITION FOR A WRIT OF CERTIORARI TO THE
FLORIDA SUPREME COURT

PROOF OF SERVICE

DEATH WARRANT SIGNED

Execution Scheduled: October 14, 2025, at 6:00 p.m.

I HEREBY CERTIFY that on this date, October 8, 2025, as required by Supreme Court Rule 29 I have served the enclosed MOTION FOR LEAVE TO PROCEED IN FORMA PAUPERIS, PETITION FOR WRIT OF CERTIORARI, APPLICATION FOR STAY OF EXECUTION and APPENDIX on each party to the above proceeding or that party's counsel, and on every other person required to be served, via FedEx Overnight Shipping, and also submitted the enclosed documents to the Court's electronic filing system.

The names and addresses of those served are as follows:

1) **Joshua E. Schow**, Assistant Attorney General, Office of the Attorney General,
3507 East Frontage Road, Suite 200, Tampa, Florida 33607, (813)-287-7900;
joshua.schow@myfloridalegal.com and capapp@myfloridalegal.com; and

2) **Rick Buchwalter**, Sr. Assistant Attorney General, Office of the Attorney General,
3507 East Frontage Road, Suite 200, Tampa, Florida 33607, (813)-287-7910;
rick.buchwalter@myfloridalegal.com and capapp@myfloridalegal.com; and

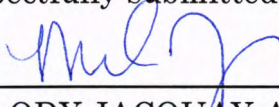
3) **The Florida Supreme Court**, warrant@flcourts.org.

I declare under the penalty of perjury that the foregoing is true and correct.

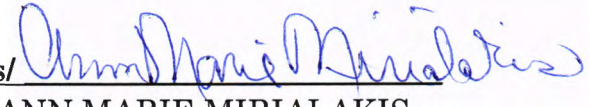
Executed on October 8, 2025.

Respectfully submitted,

/s/


MELODY JACQUAY-ACOSTA
Florida Bar No. 1010248
Assistant CCRC-M

/s/


*ANN MARIE MIRIALAKIS
Florida Bar No. 658308
Assistant CCRC-M
Counsels of Record for Petitioner
**Member of the Bar of the Supreme Court*

October, 8 2025

Dated