

**FILED**

STJ. WHITE

**MAY 8 1997**

CLERK, SUPREME COURT

By *[Signature]*  
Chief Deputy Clerk

**IN THE SUPREME COURT OF FLORIDA**

**CASE NO.: 90403**

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**BARRY HOFFMAN,**

Petitioner,

v.

**THE HONORABLE L. PAGE HADDOCK**

Circuit Judge, Fourth Judicial Circuit

In and For Duval County,

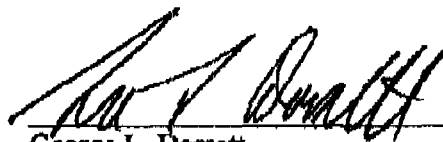
Respondent.

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**FLORIDA ASSOCIATION OF COUNTY ATTORNEYS  
RESPONSE TO THE PETITION FOR EXTRAORDINARY  
RELIEF, PROHIBITION AND MANDAMUS  
AND REQUEST FOR STAY**

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George L. Dorsett  
Assistant County Attorney  
Florida Bar No. 375098  
ORANGE COUNTY ATTORNEY'S OFFICE  
Orange County Administration Center  
201 S. Rosalind Avenue  
Orlando, Florida 32802  
(407) 836-7320

**IN THE SUPREME COURT OF FLORIDA****NO.: 90403****BARRY HOFFMAN,****Petitioner,****v.****THE HONORABLE L. PAGE HADDOCK****Circuit Judge, Fourth Judicial Circuit****In and For Duval County,****Respondent.**

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**AMICUS BRIEF IN RESPONSE TO EMERGENCY  
PETITION FOR EXTRAORDINARY RELIEF,  
FOR A WRIT OF PROHIBITION, AND FOR A  
WRIT OF MANDAMUS AND REQUEST FOR STAY**

The Florida Association of County Attorneys (FACA) by and through the undersigned counsel, responds to Petitioner Barry Hoffman's Petition for Extraordinary Relief, Prohibition, and Mandamus, Request for Stay and states the following:

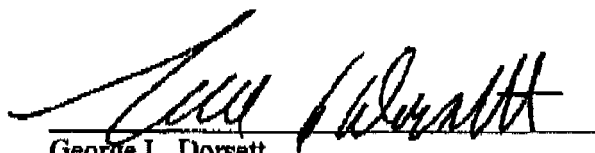
FACA has examined and agrees with and hereby would adopt the response made by Duval County in this matter as its own. As stated in Duval County's response, the CCR has the responsibilities under subsection 27.705(3), Fla. Stat. to fund the costs out of the own budget. Moreover, the operations of the CCR is clearly a state function which should be funded by the state, not Florida's counties.

WHEREFORE, FACA respectfully represents this Court to deny the requests to have Duval

County pay any of CCR's costs, and FACA takes no position with regard to stay.

### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to Stephen M. Kissinger, Esquire, Officer of Capital Collateral Representative, P.O. Drawer 5498, Tallahassee, FL 32314-5498, Barbara J. Yates, Esquire, assistant Attorney General, Office of Attorney General, The Capital, Tallahassee, FL 32399-1050, Ms. Laura L. Starrett, Esquire, Assistant State Attorney, 330 East Bay Street, 600 Duval County Courthouse, Jacksonville, FL 32202, Howard M. Maltz, Assistant General Counsel, Office of General Counsel, 600 City Hall, 220 E. Bay Street, Jacksonville, FL 342202, and The Honorable L. Page Haddock Circuit Court Judge, Duval County Courthouse, 330 East Bay Street, Jacksonville, FL 32202, by U.S. Mail on this 8<sup>th</sup> day of May, 1997.



George L. Dorsett  
Assistant County Attorney  
Florida Bar No. 375098  
ORANGE COUNTY ATTORNEY'S OFFICE  
Orange County Administration Center  
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Orlando, Florida 32802  
(407) 836-7320