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PRELIMINARY STATEMENT

The issues and arguments raised in this **Amicus Brief** are essentially a restatement of the same issues and arguments raised and stated in the **Initial Brief** and **Reply Brief** previously filed by the state and the county. Therefore, these same issues and argument have essentially been previously addressed in **MR. SPAZIANO'S Answer Brief on the Merits** dated August 7, 1998.

Therefore, in answer to this **Amicus Brief**, **MR. SPAZIANO** hereby adopts his **Answer Brief on the Merits** dated August 7, 1998.

CONCLUSION

DEFENSE COUNSEL ISSUES

Based upon the legal authorities and arguments contained in **MR. SPAZIANO'S Answer Brief on the Merits** dated August 7, 1998, this Court must provide **MR. SPAZIANO** with the following relief:

- an order reversing and vacating the March 13, 1998, Florida Fifth District Court of Appeal decision/opinion in Fifth District Case No. 98-00115; and

- an order affirming nunc pro tunc the December 11, 1997, order entered in the Circuit Court, Eighteenth Judicial Circuit of Florida, in State v. Spaziano, case no. 75-430 CFA, appointing co-counsel for **MR. SPAZIANO** at public expense.

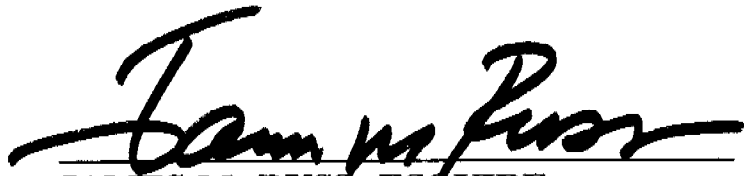
DEFENSE SERVICES ISSUES

- an order affirming the January 30, 1998, and March 31, 1998, orders entered in the Circuit Court, Eighteenth Judicial Circuit of Florida, in State v. Spaziano, Case No. 75-430 CFA, ordering Seminole County, Florida, to pay Randy D. Fisher, Ph.D., by date certain Eight Thousand and no/100 Dollars (\$8,000.00) for his professional services and funding for a community survey based upon his court appointment under trial court order dated November 13, 1997; and
- an order dismissing with prejudice the appeal/certiorari proceeding now pending in the Florida Fifth District Court of Appeal styled Seminole County, Florida v. Joseph R. Spaziano, Fifth District Case No. 98-1170.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that this **Answer Brief** is typed in 14 point CG Times, and a true and correct copy of the foregoing has been furnished by United States Mail this 20th day of August, 1998, to the **Office of the Attorney General**, 444 Seabreeze Boulevard, Suite 500, Daytona Beach, Florida 32118; to **Susan Dietrich, Assistant County Attorney**, Seminole County, Florida, 1101 East First Street, Sanford, Florida 32771; to **George L. Dorsett, Assistant County Attorney**, Orange County, Florida, 201 South Rosalind Avenue, Orlando, Florida 32802; and the original and seven copies have been sent via Federal Express to **Honorable Sid J. White, Clerk**, Supreme Court of Florida, 500 South Duval Street, Tallahassee, Florida 32399.

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