

IN THE SUPREME COURT OF FLORIDA

CASE NO. SC03-1630

IN RE: AMENDMENTS TO FLORIDA
RULE OF CRIMINAL PROCEDURE
3.853(d)(1)(A) (POSTCONVICTION
DNA TESTING)

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COMMENTS TO AMENDMENTS TO FLORIDA
RULE OF CRIMINAL PROCEDURE 3.853(d)(1)(A)

The State of Florida, by and through the Attorney General, hereby files its comments to the above-styled Rule 3.853 (d)(1)(A), and states:

The Attorney General is committed to the principle that innocent citizens should not be incarcerated. From a law enforcement perspective, having an innocent person incarcerated means a guilty person roams free.

This Court has plenary power to establish, modify and amend the Florida Rules of Criminal Procedure. To the extent this Court determines in the exercise of its plenary power that Rule 3.853(d)(1)(A), should be amended to extend the filing deadline by one year, as recommended by the Rules Committee, the Attorney General has no opposition to the Court's exercise of this power.

Respectfully submitted,

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Certificate of Service

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U.S. Mail to the below listed parties on this 17th day of October, 2003:

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CERTIFICATE OF FONT AND TYPE SIZE

Undersigned counsel certifies that this pleading was computer generated using 12 point Courier New.

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