

IN THE SUPREME COURT OF FLORIDA

CASE NO. SC06-2065

IN RE: AMENDMENTS TO THE FLORIDA RULES OF CIVIL PROCEDURE, THE FLORIDA RULES OF CRIMINAL PROCEDURE, THE STANDARD JURY INSTRUCTIONS IN CIVIL CASES, AND THE STANDARD JURY INSTRUCTIONS IN CRIMINAL CASES – IMPLEMENTATION OF JURY INNOVATIONS COMMITTEE RECOMMENDATIONS, PROPOSED AMENDMENTS TO THE FLORIDA RULES OF CRIMINAL PROCEDURE PROPOSED BY CRIMINAL COURT STEERING COMMITTEE.

RESPONSE TO COMMENTS REFERENCE SUMMATIONS IN CRIMINAL CASES FILED BY THE HONORABLE C. RICHARD PARKER ON BEHALF OF THE FLORIDA PUBLIC DEFENDER ASSOCIATION ON OCTOBER 31, 2006 AND H. SCOTT FINGERHUT, ET. AL. FILED DECEMBER 18, 2006 AND REQUEST TO PARTICIPATE IN ORAL ARGUMENT.

William C. Vose, 2006-2007 Chair of the Florida Bar Criminal Procedure Rules Committee hereby responds to the two above-styled comments, reference the above-styled Rule submission. After a review of both of these comments, and a consideration of same in light of the affiliations of the signatories, the undersigned on behalf of the Criminal Procedure Rules Committee of the Florida Bar whose membership is representative of all of the Criminal Law practitioners of Florida consisting of 37 members: 14 criminal defense attorneys; 11 prosecutors; and, 12 law professors and members of the judiciary will stand on its filings with this Court as to the reasoning for its proposed summation procedures to standardize Florida's criminal procedure with the majority of jurisdictions and the common law to give opening and closing summation to the party bearing the burden of proof.

Further, the undersigned humbly requests the privilege of orally addressing the Court on this matter on February 15, 2007.

Respectfully submitted this 29th day of December, 2006.

CERTIFICATE OF SERVICE

I DO HEREBY CERTIFY that on the above date an original, nine (9) paper copies and an electronic copy of this Response was filed with this court.

By:

**William C. Vose
Chair, The Florida Bar Criminal
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