

IN THE SUPREME COURT OF FLORIDA

SC08-1206

IN RE: AMENDMENTS TO FLA. R. APP. P., RULE 9.141(C),
33 FLA. L. WEEKLY (S) 706 (SEPT. 25, 2008 FLA)
(COMMENTS DUE BY NOVEMBER 24, 2008)

FILED
THOMAS D. HALL
2008 OCT 23 A 11:07

CLERK, SUPREME COURT
BY [Signature]
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COMMENTS

The Commentator believes that allowing belated in this Court was a excellent move. Counsel should not be permitted to Not inform the client of any appellate court decision.

There are worsser duties that a counsel could be obligated to perform. Such as, alerting the client about the outcome of the appeal, and before withdrawing as counsel, having to motion the Supreme Court that nothing further could be had on behalf of the client. Or, although alerted the client about the outcome of the appeal, also have to make statement to the client that nothing could be had on certiorari, and then if the client chooses, yet still have to file certiorari. See U.S. v. Scott, 243 F. Supp. 2d 97, 100-102 ((U.S. Dist. (D. Delaware) 2003) (citing United States v. King, 11 Fed. Appx. 219, 2001 WL 568022 (4th Cir. 2001) [cert. den. 540 U.S. 851, 124 S.Ct. 136, 157 L.Ed. 2d 93 (2003)]). [Emphasis added].

THEREFORE, the Commentator agree with the Court that duties of trial counsel do not end upon the imposition of a sentence. See Sims v. State, 33 Fla. L. Weekly (S) 698 (Sept. 25, 2008 Fla) (citing Coleman v. State, 215 So. 2d 96, 100 (Fla. 4th DCA 1968)).

DATE: Oct. 14, 2008

Commentator,
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