

IN THE SUPREME COURT OF FLORIDA

IN RE: STANDARD JURY
INSTRUCTIONS IN
CRIMINAL CASES - REPORT
NO. 2010-05

CASE NO. SC10-2434

COMMENTS

The Second District recently issued *Ewing v. State*, Case No. 2D09-6020 (Fla. 2d DCA Feb. 25, 2011), in which the court informed the Committee for Standard Jury Instructions of a potential problem with the sale, purchase, manufacture, delivery, or possess with intent instruction.

The alert on the Committee's website shows that the Committee is reviewing that instruction. If so, the Committee may also want to review the boxes of lesser-included offenses for the trafficking instructions - which are very similar to the box of lesser-included offenses in Instruction 25.2.

SIGNATURE OF ATTORNEY AND CERTIFICATE OF SERVICE

I certify that a copy hereof has been furnished to the Honorable Lisa T. Munyon, 425 N. Orange Ave., Suite 1130, Orlando, Florida 32801-1515, c/o Bart Schneider, Office of the General Counsel, 500 S. Duval Street, Tallahassee, Florida 32399-1925, by MAIL on March ____, 2011

Respectfully submitted and served,

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