

**SUPREME COURT
OF FLORIDA**

NOTICE OF APPEAL TRANSMITTAL FORM (Criminal)

Kevin Foster, Appellant

96-CF-1362B

Vs.

State of Florida, Appellee

The accompanying Notice of Appeal was filed on 6-15-17. A certified electronic copy of the notice accompanies this form.

The District Court's filing fee has been received and will promptly be forwarded to the court by U.S. Mail.

There is no filing fee in this type of proceeding (i.e. Public Defender's Office filed the Notice of Appeal, dependency/termination of parental rights; post-conviction and habeas corpus appeals; delinquency appeals; administrative reemployment assistance appeals initiated by an employee)

The appellant has been determined to be indigent. Included in the transmission of the Notice of Appeal is an application for criminal indigent status with the clerk's determination.

An appellate filing fee appears to be required but has not been paid.

Case Type:

Summary post-conviction appeal. An electronic bookmarked record is being transmitted to the District Court's FTP server contemporaneously with the Notice of Appeal.

Summary post-conviction appeal. The electronic record cannot be transmitted at this time but will follow within _____ days.

Non-summary post-conviction appeal. The lower tribunal court has _____ has not completed designations to the court reporter.

Judgment and sentence appeal

State criminal appeal

Juvenile Delinquency appeal

Supreme Court-3.851

Further comments that might be of value to the district court in determining case classification and jurisdiction are: _____ .

LINDA DOGGETT, CLERK OF COURT

By: Lori Slisz, Deputy Clerk

RECEIVED, 06/19/2017 04:18:29 PM, Clerk, Supreme Court

CERTIFICATION OF NOTICE OF APPEAL

I certify the attached document is a true and correct copy of the Notice of Appeal on file in my office.

Dated: June 19, 2017



LINDA DOGGETT
Clerk of Court
PO Box 310
Fort Myers, FL 33902

By: Lori Slisz
Deputy Clerk
239-533-2856
Info_appeals@leeclerk.org

**IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT
IN AND FOR LEE COUNTY, FLORIDA**

**STATE OF FLORIDA,
Plaintiff,**

v.

Case No.: 96-CF-1362B

**KEVIN FOSTER,
Defendant.**

_____ /

NOTICE OF APPEAL

NOTICE IS HEREBY GIVEN that **KEVIN FOSTER**, the DEFENDANT, takes and enters his appeal to the Florida Supreme Court for review of the Final Order Denying Successive 3.851 Motion entered by the Circuit Court of the Twentieth Judicial Circuit, in and for Lee County, Florida, on April 27, 2017. Mr. Foster files this notice of appeal following the Court's Order Denying Motion For Rehearing entered on May 16, 2017.

All parties to said cause are hereby notified of the entry of this appeal.

Respectfully submitted,

/s/ Scott Gavin
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/s/ Jason Kruszka
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COUNSEL FOR MR. FOSTER

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing was filed with the Florida Courts e-filing portal and has been furnished to all parties of record via the e-filing portal system on this 15th day of June, 2017.

/s/ Scott Gavin
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