

IN THE CIRCUIT COURT, FOURTEENTH JUDICIAL CIRCUIT  
IN AND FOR BAY COUNTY, FLORIDA

STATE OF FLORIDA,

Plaintiff,

v.

Case No. 75-486

CHARLES KENNETH FOSTER,

Defendant.

\_\_\_\_\_ /

NOTICE OF APPEAL

NOTICE IS GIVEN that Charles Kenneth Foster, Defendant/Appellant, appeals to the Florida Supreme Court, the order of this Court rendered on June 26, 2017. The nature of the order is a final order denying Defendant/Appellant's amended successive Rule 3.851 motion for post-conviction relief in light of *Hurst v. Florida* and *Hurst v. State*.

Respectfully submitted,

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/s/ Billy H. Nolas  
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OF THE CIRCUIT COURT  
By Duggan J. Kennedy  
Deputy Clerk

## CERTIFICATE OF SERVICE

I, Billy H. Nolas, hereby certify that on July 21, 2017, I served this filing by electronic transmission via the e-portal to Assistant Attorney General Charmaine M. Millsaps at [charmaine.millsaps@myfloridalegal.com](mailto:charmaine.millsaps@myfloridalegal.com) and [capapp@myfloridalegal.com](mailto:capapp@myfloridalegal.com); State Attorney Glenn Hess at [glenn.hess@sa14.fl.gov](mailto:glenn.hess@sa14.fl.gov); the Office of the State Attorney for the 14th Judicial Circuit at [bay.county@sa14.fl.gov](mailto:bay.county@sa14.fl.gov); Mark S. Gruber at [GRUBER@ccmr.state.fl.us](mailto:GRUBER@ccmr.state.fl.us); Julie Morley at [morley@ccmr.state.fl.us](mailto:morley@ccmr.state.fl.us); and Margaret Russell at [russell@ccmr.state.fl.us](mailto:russell@ccmr.state.fl.us).

/s/ Billy H. Nolas  
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