

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FIFTH DISTRICT

JOHN DOBBS,

Appellant,

v.

CASE NO. 5D07-1057

STATE OF FLORIDA

Appellee.

MOTION TO COMPEL SERVICE

COMES NOW, Appellee, the State of Florida, by and through the undersigned Assistant Attorney General, pursuant to Florida Rule of Appellate Procedure 9.300, and requests this court to compel Appellant to furnish Appellee with a copy of all documents filed with this Court. As grounds therefore, Appellee states:

1. On April 1, 2008, this Court ordered Appellant to advise the court whether he intends to proceed pro se or through Celeste Dobbs through power of attorney. Appellee has never received any motion to supplement the record, no motion to allow Celeste Dobbs to proceed through power of attorney or any other document filed by either Appellant or Celeste Dobbs. In fact, the last document received from Appellant was a response filed by Assistant Public Defender Kevin Holtz on February 28, 2008. Appellee has never received any of the briefs (which were stricken) filed by Appellant pro se, Appellee has never received any of the notices by Appellant reflected on the Fifth DCA on-line case docket sheet or any other miscellaneous pro se motions or responses.

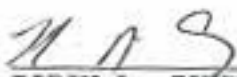
2. Florida Rule of Appellate Procedure 9.420(b) requires that a copy of all documents be served on each party. Appellee is asking this Court to compel Appellant to serve a copy of every document he has filed with this Court and will file in the future upon the Office of the Attorney General so that the State may respond if we so choose.

3. Appellee would additionally request that the State be allowed to respond to Appellant's motion/notice of allowing him to proceed through Celeste Dobbs as power of attorney, once that document has been received.

WHEREFORE, Appellee requests this court to compel Appellant to furnish Appellee with a copy of all documents he has filed with this Court in either a pro se capacity or through Celeste Dobbs as power of attorney.

Respectfully submitted,

BILL McCOLLUM
ATTORNEY GENERAL


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COUNSEL FOR APPELLEE

CERTIFICATE OF SERVICE

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Simpo PDF Merge and Split Unregistered Version - <http://www.simpopdf.com>

Motion To Compel Service has been furnished by U.S. Mail to John Dobbs, DOC# C00618, Apalachee Correctional Institution, East Unit, 35 Apalachee Drive, Sneads, FL, 22460-4166, this 3rd day of April, 2008.


Robin A. Compton
Assistant Attorney General