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Florida Supreme Court  
Docket for Case #: SC14-193

## ANGELO ATWELL vs. STATE OF FLORIDA

Date Filed: Jan 30, 2014  
Status: Closed  
Lower Court Cases: 4D13-1972, 90-19917 CF10B

### Parties and Attorneys

<b>Appellant</b>	<b>ANGELO ATWELL</b>
<b>Appellee</b>	<b>STATE OF FLORIDA</b>

### Dispositions

Disposition Date	Description	Comments
May 26, 2016	DISP-QUASHED & REMANDED	FSC-OPINION: Accordingly, for all these reasons, we quash the Fourth District's decision upholding Atwell's life sentence for first-degree murder and we remand for resentencing on that court. It is so ordered.; Filed By:
Aug 23, 2016	DISP-REHEARING DY	Respondent's Motion for Rehearing is hereby denied.; Filed By:

### Docket Entries

Entry #	Filing Date	Description
BL-1	Jan 30, 2014	NOTICE-DISCRETIONARY JURIS (DIRECT CONFLICT) Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-2	Jan 31, 2014	No Fee Required; Notes: 3.850 BELOW
BL-3	Jan 31, 2014	ACKNOWLEDGMENT LETTER-NEW CASE Filed By: Supreme Court Florida FSC BY: Supreme Court Florida FSC
BL-4	Feb 3, 2014	JURIS INITIAL BRIEF Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-5	Feb 3, 2014	APPENDIX-JURIS BRIEF Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-6	Feb 28, 2014	JURIS ANSWER BRIEF Filed By: RS State Of Florida STATE1 BY: Joseph Albert Tringali 134924
BL-7	Feb 28, 2014	APPENDIX-JURIS BRIEF; Notes: TO JURIS ANSWER BRIEF; Filed By: RS State Of Florida STATE1 BY: Joseph Albert Tringali 134924
BL-8	Sept 16, 2014	ORDER-NO REQ&BRIEF SCHED/JURIS ACCEPTED; Notes: The Court accepts jurisdiction and dispenses with oral argument pursuant to Florida Rule of Appellate Procedure 9.320. Petitioner's brief on the merits shall be served on or before October 13, 2014; respondent's

brief on the merits shall be served twenty days after service of petitioner's brief on the merits; and petitioner's reply brief on the merits shall be served twenty days after service of respondent's brief on the merits. The Clerk of the Fourth District Court of Appeal shall file the record which shall be properly indexed and paginated on or before November 17, 2014. The record shall include the briefs filed in the district court separately indexed. The Clerk may provide the record in the format as currently maintained at the district court, either paper or electronic. If an electronic record, the Clerk of the Fourth District Court of Appeal should contact the Clerk of this Court for instructions on transmittal of the electronic record.

BL-9	Oct 8, 2014	MOTION-EXT OF TIME (INITIAL BRIEF-MERITS); Notes: Petitioner's motion for extension of time is granted and petitioner is allowed to and including November 3, 2014, in which to serve the initial brief on the merits. NO FURTHER EXTENSIONS OF TIME WILL BE GRANTED TO PETITIONER FOR THE FILING OF THE INITIAL BRIEF ON THE MERITS. All other times will be extended accordingly.; Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-10	Oct 8, 2014	MOTION-TOLL TIME Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-11	Oct 8, 2014	ORDER-EXT OF TIME GR (INITIAL BRIEF-MERITS); Notes: Petitioner's motion for extension of time is granted and petitioner is allowed to and including November 3, 2014, in which to serve the initial brief on the merits. NO FURTHER EXTENSIONS OF TIME WILL BE GRANTED TO PETITIONER FOR THE FILING OF THE INITIAL BRIEF ON THE MERITS. All other times will be extended accordingly.
BL-12	Oct 17, 2014	RECORD/TRANSCRIPT; Notes: 1 VOL. CC PAPERS, 1 VOL. BRIEF & 1 VOL. SUMMARY RECORD APPEAL (ELECTRONICALLY FILED); Filed By: Hon. Lonn Weissblum, Clerk D4 BY: Hon. Lonn Weissblum, Clerk D4
BL-13	Oct 31, 2014	MOTION-EXT OF TIME (INITIAL BRIEF-MERITS) Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-14	Oct 31, 2014	MOTION-TOLL TIME Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-15	Nov 4, 2014	ORDER-EXT OF TIME GR (INITIAL BRIEF-MERITS); Notes: Petitioner's motion for extension of time is granted and petitioner is allowed to and including November 13, 2014, in which to serve the initial brief on the merits. NO FURTHER EXTENSIONS OF TIME WILL BE GRANTED TO PETITIONER FOR THE FILING OF THE INITIAL BRIEF ON THE MERITS. All other times will be extended accordingly.
BL-16	Nov 13, 2014	INITIAL BRIEF-MERITS Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-17	Nov 14, 2014	APPENDIX-MERIT BRIEF; Notes: TO INITIAL BRIEF-MERITS; Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-18	Dec 8, 2014	MOTION-EXT OF TIME (ANSWER BRIEF-MERITS); Notes: RESPONDENT'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO SERVE ANSWER BRIEF; Filed By: RS State Of Florida STATE1 BY: RS Heidi Lynn Bettendorf 1805
BL-19	Dec 8, 2014	MOTION-TOLL TIME Filed By: RS State Of Florida STATE1 BY: RS Heidi Lynn Bettendorf 1805
BL-20	Dec 9, 2014	ORDER-EXT OF TIME GR (ANSWER BRIEF-MERITS); Notes: Respondent's motion for extension of time is granted and respondent is allowed to and including January 23, 2015, in which to serve the answer brief on the merits. NO FURTHER EXTENSIONS OF TIME WILL BE GRANTED TO RESPONDENT FOR THE FILING OF THE ANSWER BRIEF ON THE MERITS. All other times will be extended accordingly.
BL-21	Jan 23, 2015	MOTION-EXT OF TIME (ANSWER BRIEF-MERITS) Filed By: RS State Of Florida STATE1 BY: RS Heidi Lynn Bettendorf 1805
BL-22	Jan 23, 2015	MOTION-TOLL TIME Filed By: RS State Of Florida STATE1 BY: RS Heidi Lynn Bettendorf 1805
BL-23	Jan 27, 2015	ORDER-EXT OF TIME GR (ANSWER BRIEF-MERITS); Notes: Respondent's motion for extension of time is granted and respondent is allowed to and including February 11, 2015, in which to serve the answer brief on the merits. NO FURTHER EXTENSIONS OF TIME WILL BE GRANTED TO RESPONDENT FOR THE FILING OF THE ANSWER BRIEF ON THE MERITS. All other times will be extended accordingly.
BL-24	Feb 11, 2015	ANSWER BRIEF-MERITS Filed By: RS State Of Florida STATE1 BY: RS Heidi Lynn Bettendorf 1805

BL-25	Mar 9, 2015	REPLY BRIEF-MERITS Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-26	Apr 30, 2015	MOTION-BRIEF SUPPLEMENTATION; Notes: FILED AS "MOTION TO ALLOW ADDITIONAL BRIEFING AS TO REMEDY"; Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-27	May 15, 2015	RESPONSE; Notes: TO PETITIONER'S MOTION TO ALLOW ADDITIONAL BRIEFING AS TO REMEDY; Filed By: RS State Of Florida STATE1 BY: RS Heidi Lynn Bettendorf 1805
BL-28	May 18, 2015	ORDER-BRIEF SUPPLEMENTATION GR; Notes: Petitioner's Motion to Allow Additional Briefing as to Remedy is granted and petitioner is allowed to and including May 28, 2015, in which to serve the initial supplemental brief, which shall not exceed 15 pages. Respondent's supplemental answer brief shall be served on or before June 8, 2015, and shall not exceed 15 pages. Petitioner's supplemental reply brief shall be served on or before June 15, 2015, and shall not exceed 10 pages.
BL-29	May 28, 2015	MOTION-EXT OF TIME (BRIEF-SUPP); Notes: FILED AS "UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE SUPPLEMENTAL BRIEF"; Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-30	May 28, 2015	MOTION-TOLL TIME Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-31	June 2, 2015	ORDER-EXT OF TIME GR (SUPPLEMENTAL BRIEF); Notes: Petitioner's motion for extension of time is granted and petitioner is allowed to and including June 4, 2015, in which to serve the initial supplemental brief. NO FURTHER EXTENSIONS OF TIME WILL BE GRANTED TO PETITIONER FOR THE FILING OF THE SUPPLEMENTAL BRIEF.
BL-32	June 5, 2015	SUPP INITIAL BRIEF-MERITS; Notes: EXCEEDS THE PAGE LIMIT ***STRICKEN-SEE ORDER DATED 06/18/2015***; Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-33	June 5, 2015	MOTION-ACCEPTANCE AS TIMELY FILED (BRIEF); Notes: FILED AS "UNOPPOSED MOTION TO ACCEPT THE UNTIMELY FILED SUPPLEMENTAL BRIEF"; Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-34	June 11, 2015	SUPP INITIAL AMD BRIEF-MERITS Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-35	June 11, 2015	MOTION-ACCEPTANCE AS TIMELY FILED (BRIEF); Notes: FILED AS "UNOPPOSED MOTION TO ACCEPT UNTIMELY FILED AMENDED SUPPLEMENTAL BRIEF"; Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-36	June 15, 2015	MOTION-AMICUS CURIAE; Notes: PUBLIC INTEREST LAW CENTER; Filed By: MP Public Interest Law Center BY: MP Paolo Giuseppe Annino 379166
BL-37	June 15, 2015	AMICUS CURIAE INITIAL BRIEF-MERITS; Notes: PUBLIC INTEREST LAW CENTER; Filed By: MP Public Interest Law Center BY: MP Paolo Giuseppe Annino 379166
BL-38	June 18, 2015	ORDER-ACCEPTANCE AS TIMELY FILED GR (BRIEF); Notes: Petitioner's "Unopposed Motion to Accept the Untimely Filed Supplemental Brief" is granted and petitioner's supplemental initial brief on the merits was filed with this Court on June 5, 2015; however, said brief exceeds the page limit and is hereby stricken. Petitioner's "Unopposed Motion to Accept Untimely Filed Amended Supplemental Brief" is granted and petitioner's amended supplemental initial brief on the merits was filed with this Court on June 11, 2015. Respondent's supplemental answer brief shall be served on or before June 29, 2015, and shall not exceed 15 pages. Petitioner's supplemental reply brief shall be served on or before July 6, 2015, and shall not exceed 10 pages.
BL-39	June 29, 2015	MOTION-EXT OF TIME (BRIEF-SUPP); Notes: FILED AS "RESPONDENT'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO SERVE SUPPLEMENTAL ANSWER BRIEF"; Filed By: RS State Of Florida STATE1 BY: RS Heidi Lynn Bettendorf 1805
BL-40	June 29, 2015	MOTION-TOLL TIME Filed By: RS State Of Florida STATE1 BY: RS Heidi Lynn Bettendorf 1805
BL-41	July 1, 2015	ORDER-EXT OF TIME GR (SUPPLEMENTAL BRIEF); Notes: Respondent's motion for extension of time is granted, and respondent is allowed to and including July 27, 2015, in which to serve the supplemental answer brief on the merits. NO FURTHER EXTENSIONS OF TIME WILL BE GRANTED TO RESPONDENT FOR THE FILING OF THE SUPPLEMENTAL ANSWER BRIEF ON THE MERITS. All other times will be extended accordingly. (07/13/2015: AMENDED TO REFLECT FILING OF SUPPLEMENTAL ANSWER BRIEF)

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BL-42	July 10, 2015	ORDER-AMICUS CURIAE GR; Notes: The motion for leave to file brief as amicus curiae filed by Public Interest Law Center is hereby granted and they are allowed to file brief only in support of appellant. The brief by the above referenced amicus curiae was filed with this Court on June 15, 2015.
BL-43	July 27, 2015	SUPP ANSWER BRIEF-MERITS Filed By: RS State Of Florida STATE1 BY: RS Heidi Lynn Bettendorf 1805
BL-44	Aug 3, 2015	SUPP REPLY BRIEF-MERITS Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-45	Aug 3, 2015	APPENDIX-SUPPLEMENTAL-MERIT BRIEF Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-46	Dec 9, 2015	NOTICE-SUPPLEMENTAL AUTHORITY Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-47	Jan 26, 2016	NOTICE-SUPPLEMENTAL AUTHORITY Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-48	May 19, 2016	NOTICE-SUPPLEMENTAL AUTHORITY Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-49	June 9, 2016	MOTION-EXT OF TIME (REHEARING/REINSTATEMENT) Filed By: RS State Of Florida STATE1 BY: RS Heidi Lynn Bettendorf 1805
BL-50	June 9, 2016	MOTION-TOLL TIME Filed By: RS State Of Florida STATE1 BY: RS Heidi Lynn Bettendorf 1805
BL-51	June 13, 2016	ORDER-EXT OF TIME GR (REHEARING/REINSTATEMENT); Notes: Respondent's motion for extension of time is granted and respondent is allowed to and including July 13, 2016, in which to file a motion for rehearing.
BL-52	July 12, 2016	MOTION-REHEARING Filed By: RS State Of Florida STATE1 BY: RS Heidi Lynn Bettendorf 1805
BL-53	July 18, 2016	RESPONSE Filed By: PT Angelo Atwell BY: PT Paul Edward Petillo 508438
BL-54	Sept 15, 2016	MANDATE
BL-55	Sept 20, 2016	PUBLISH FULL

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