

**IN THE CIRCUIT COURT OF THE SEVENTEENTH JUDICIAL CIRCUIT, IN AND FOR BROWARD COUNTY, FLORIDA**

**CASE NO. 83-7088CF10B**

**STATE OF FLORIDA,**

**Plaintiff,**

**v.**

**JOHN RICHARD MAREK,**

**Defendant.**

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FILED  
2009 AUG 17 PM 4:48  
CLERK OF CIRCUIT COURT

**NOTICE OF APPEAL**

**JOHN RICHARD MAREK**, Defendant in the above-captioned action, files this, his notice of appeal, in to appeal to the Florida Supreme Court from the Order Denying Defendant's Motion to Vacate Judgments of Conviction and Sentence with Special Request for Leave to Amend dated August 3, 2009. This Order was signed and dated August 17, 2009. Mr. Marek appeals to the Florida Supreme Court all adverse rulings made the circuit court during the pendency of Defendant's motion to for post conviction relief that was initially filed on August 3, 2009.

FILED  
2009 AUG 17 PM 4:51  
CLERK OF CIRCUIT COURT

Respectfully submitted this 17<sup>th</sup> day of August, 2009.

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MARTIN J. MCCLAIN  
 Florida Bar No. 0754773  
 McClain & McDermott, P.A.  
 Attorneys at Law  
 141 NE 30<sup>th</sup> Street  
 Wilton Manors, FL 33334  
 (305) 984-8344

Attorney for Mr. Marek

**CERTIFICATE OF SERVICE**

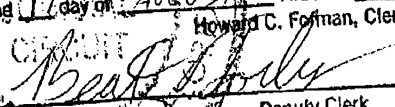
**I HEREBY CERTIFY** that a true copy of the foregoing Notice of Appeal has been furnished by United States Mail, first class postage prepaid, to Susan Bailey, Assistant State Attorney, Office of the State Attorney, 201 SE 6<sup>th</sup> Street, Ft. Lauderdale, FL 33301; Carolyn Snurkowski, Assistant Deputy Attorney General, Department of Legal Affairs, The Capitol PL-01, Tallahassee, FL 32399-1050, on August 17, 2009.

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MARTIN J. MCCLAIN

STATE OF FLORIDA  
 BROWARD COUNTY  
 I DO HEREBY CERTIFY the within and foregoing is a true and correct copy of the original as it appears on record and file in the office of the Circuit Court Clerk of Broward County, Florida.

WITNESS my hand and Official Seal at Fort Lauderdale Florida, this the 17 day of AUGUST, A.D. 20 09

  
 Howard C. Forman, Clerk  
 Deputy Clerk

