



IN THE DISTRICT COURT OF APPEAL
FIFTH DISTRICT OF FLORIDA

GEORGE ZIMMERMAN

Appellate Case No. 5D13-1233

Petitioner,

v.

L.T. Case No. 2012-CF-001083-A

STATE OF FLORIDA,

Respondent.

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**PROPOSED RESPONDENT BENJAMIN L. CRUMP, ESQ.'S
UNOPPOSED MOTIONS FOR LEAVE TO RESPOND AND
TO ACCEPT RESPONSE AS FILED**

Proposed Respondent Benjamin L. Crump, Esq. (“Attorney Crump”), pursuant to Rule 9.300, Florida Rules of Appellate Procedure, respectfully requests that the Court enter an order granting him leave to respond in opposition to the Petition for Writ of Certiorari filed by Petitioner George Zimmerman (“Petitioner”) and accepting his offered response as filed and, as grounds for such relief, states:

1. On April 4, 2013, Petitioner filed his Petition. While the Petition does not name Attorney Crump as a respondent, the orders on which Petitioner seeks review concern the denial of his motion to compel a deposition of Attorney Crump, a non-party who appeared and successfully opposed Petitioner’s motion below.¹

¹ See, e.g., (App. at 104-122) (Attorney Crump’s response in opposition to Petitioner’s February 12, 2013 motion to compel); (App. at 174-179) (Order denying Petitioner’s February 12, 2013 motion to compel).

2. By separate filing timely submitted within the deadline established by this Court's April 8, 2013 Order, Attorney Crump has contemporaneously offered a response to the Petition and, notwithstanding the definition of "parties" in FLA. R. APP. P. 9.020(g), respectfully submits that as the individual from whom Petitioner seeks to compel discovery he should be permitted to respond. *See, e.g., Towers v. City of Longwood*, 960 So. 2d 845 (Fla. 5th DCA 2007) (certiorari proceeding involving protective order that precluded discovery from a non-party in which non-party filed response in opposition to petition).

3. Neither Petitioner nor the State oppose the instant motions.

WHEREFORE, Proposed Respondent Benjamin L. Crump, Esq. respectfully requests that the Court enter an order granting him leave to respond in opposition to the Petition for Writ of Certiorari and accepting his offered response as filed.

RULE 9.300(a) CERTIFICATE

Counsel have conferred regarding the instant motions and the undersigned has been authorized to represent to the Court that neither Petitioner nor the State oppose these motions and agree to the entry of an order granting Attorney Crump leave to respond in opposition to the Petition for Writ of Certiorari and accepting his offered response as filed.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 29, 2013, I electronically filed the foregoing with the Clerk of the Court by using the eDCA filing system. I FURTHER CERTIFY that on April 29, 2013, I provided a true and correct copy of the foregoing via email (.pdf) to the following:

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Respectfully submitted,

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