IN THE CIRCUIT COURT, SEVENTH JUDICIAL CIRCUIT, IN AND FOR FLAGLER COUNTY, FLORIDA

STATE OF FLORIDA

-vs-

BRUCE HAROLD GROVE, JR.,

Defendant.

CASE NO.: 03-546-CFFA
DIVISION 50: Judge J. David Walsh

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ORDER DENYING MOTION FOR REHEARING AND CORRECTION TO ORDER DENYING AMENDED MOTION FOR POSTCONVICTION RELIEF

THIS MATTER is before the Court on the Defendant's Motion for Rehearing and Extension of Time to Amend the Motion for Rehearing. After the review of the record and being otherwise fully advised in the premises, this Court finds as follows:

The Defense seeks rehearing based upon the statement in this Court's order of July 3, 2013 that noted a July 20, 2010 order finding Defendant Grove had abused the system by filing successive and frivolous motions and that he was barred from filing further pro se motions. This Court failed to make note of a subsequent order of February 2, 2011 which vacated the directive to the clerk barring further pro se pleading because the Defendant was not permitted an opportunity to show cause why further pro se pleadings should not be barred. This Court's Order of July 3, 2013 is corrected to reflect the February 2, 2011 order. This addition makes no change to the substance of the July 3, 2013 order which otherwise remains in full forth and effect. Because the change is not substantive in nature it provides no basis for rehearing.

Therefore, it is ORDERED and ADJUDGED the Defendant's Motion for

Rehearing and Motion for Extension of Time to Amend the Motion for Rehearing is Denied.

The Clerk of Court must promptly provide a copy of this order to the Defendant, along with a certificate of service.

DONE and ORDERED in Chambers, Kim C. Hammond Justice Center, Bunnell, Florida this 70 day of June, 2013.

J. DAVID WALSH CIRCUIT COURT JUDGE

Copies to:

Ben Fox, Assistant State Attorney by facsimile

Bruce H. Grove, Jr. Hamilton Correctional Facility-Main Unit 10650 SW 46th Street Jasper, Florida 32052

Michael Ufferman, Esquire 2022-1 Raymond Diehl Road Tallahassee, Florida 32724

CERTIFICATE OF SERVICE

I certify that a copy hereof has been furnished to Bruce H. Grove, Jr. and Michael Ufferman, Esquire by () delivery () mail () facsimile on 7/30/13.

DEPUTY CLERK