Filing # 15187473 Electronically Filed 06/24/2014 04:14:45 PM

IN THE CIRCUIT COURT OF THE SIXTEENTH JUDICIAL CIRCUIT
IN AND FOR MONROE COUNTY, FLORIDA
CIRCUIT CIVIL DIVISION

AARON R. HUNTSMAN and
WILLIAM LEE JONES,

Plaintiffs,

v. Case No.: 2014-CA-0305-K

AMY HEAVILIN, as Clerk of the
Courts of Monroe County, Florida,
in her official capacity,

Defendant.
_____/

STATE OF FLORIDA'S MOTION TO INTERVENE

The State of Florida, through Attorney General Pamela Jo Bondi, pursuant to Florida Civil Rule 1.230 and section 16.01, Florida Statutes, moves to intervene. The Attorney General's office has been actively monitoring this case and other similar actions since their filing, and it has been defending similar challenges pending in federal court in the Northern District of Florida. Now, with a motion for summary judgment pending and a hearing on that motion set, the Attorney General seeks to intervene on behalf of the State and to defend the State's laws.

1. The Attorney General is charged under section 16.01, Florida Statutes, to "appear in and attend to, in behalf of the state, all suits … in which the state may be a party, or in anywise interested." This case involves a challenge to certain of the State's statutory and constitutional provisions, so the State has an interest in the lawsuit. *See State ex rel. Shevin v. Kerwin*, 279 So. 2d 836, 837-38 (Fla. 1973) ("It cannot be doubted that the constitutional integrity of the laws of Florida is a matter in which the State has great interest, or that the State is a proper, but not necessary, party to any determination of the constitutionality of any state

statute.").

2. The Attorney General has the authority to intervene in matters like this one. *See, e.g., State ex rel. Boyles v. Fla. Parole & Prob. Comm'n,* 436 So. 2d 207, 210 (Fla. 1st DCA 1983); *see also Ervin v. Collins,* 85 So. 2d 852, 854 (Fla. 1956).

3. The State of Florida's intervention will not prejudice the existing parties.

WHEREFORE, the Attorney General asks that the Court allow the State of Florida to intervene in this action.

Respectfully submitted,

PAMELA JO BONDI
ATTORNEY GENERAL

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 24th day of June, 2014, a true copy of the foregoing motion was filed electronically with the Clerk of Court through the Florida Courts eFiling Portal, which shall serve electronically a copy of said motion on counsel of record listed on the attached service list.

/s/ Adam S. Tanenbaum
ADAM S. TANENBAUM

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