

IN THE SUPREME COURT OF THE STATE OF FLORIDA

CASE NOS. SC 00-113 & SC 00-154

LOWER CASE NO. 92-6089C

PABLO SAN MARTÍN,

Petitioner,

v.

ROBERT A. BUTTERWORTH,
Attorney General, State
of Florida and
THE STATE OF FLORIDA,

Respondents.

**MOTION FOR JOINDER WITH EMERGENCY PETITION
FOR WRIT OF PROHIBITION, TO INVOKE THIS
COURT'S ALL WRITS JURISDICTION, MOTION TO
DECLARE UNCONSTITUTIONAL THE 'DEATH PENALTY
REFORM ACT OF 2000,' WITH REQUEST FOR
IMMEDIATE TEMPORARY INJUNCTIVE RELIEF, FURTHER
BRIEFING, AND ORAL ARGUMENT**

Petitioner, Pablo San Martín, pursuant to Rule 9.300(a), Florida Rules of Appellate Procedure, files Motion for Joinder with the emergency petitions for writs of prohibition and mandamus, to invoke this Court's all writs jurisdiction, motion to declare unconstitutional the "Death Penalty Reform Act of 2000," with request for immediate temporary injunctive relief, further briefing, and oral argument, filed by the Capital Collateral Regional Counsel-South and the Capital Collateral Regional-North with this Court, and in support thereof asserts:

1) Petitioner, Pablo San Martín is a death-sentenced inmate represented by undersigned court-appointed capital collateral counsel. The Capital Collateral Regional Counsel-South and the

Capital Collateral Regional-North have filed emergency petitions for writ of prohibition and mandamus, to invoke this Court's all writs jurisdiction, motion to declare unconstitutional the "Death Penalty Reform Act of 2000," with request for immediate temporary injunctive relief, further briefing, and oral argument.

2) The Death Penalty Reform Act of 2000 applies to collateral counsel who are paid by the State.

3) The undersigned was appointed as capital collateral counsel in this cause. The arguments raised by the Capital Collateral Regional Counsel-South and the Capital Collateral Regional-North in their respective emergency petitions apply equally to Petitioner Pablo San Martín.

4) Petitioner moves this Court to permit him to join the Capital Collateral Regional Counsel-South and the Capital Collateral Regional-North in their respective emergency petitions.

WHEREFORE, Petitioner, Pablo San Martín, moves this Honorable Court to grant his motion for joinder with the emergency petitions filed by Capital Collateral Regional Counsel-South and the Capital Collateral Regional-North, as hereinbefore noted.

Respectfully submitted,

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By: _____
J. RAFAEL RODRÍGUEZ
FLA. BAR NO. 302007

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished to the following counsel on this 8th day of February, 2000:

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