

Clay G. Colson
4318 Joy Drive
Land O'Lakes, FL 34638

October 7, 2022

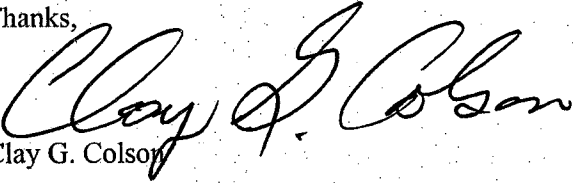
Second District Court of Appeal
811 East Main Street
Lakeland, FL 33801

VIA USPS Priority Mail

Dear Clerk:

Enclosed you will find my Notice to Invoke Discretionary Jurisdiction and my approved application of indigent status in lieu of filing fees. Please file my Notice.

Thanks,


Clay G. Colson

Enclosures

RECEIVED, 10/12/2022 11:09:21 AM, Clerk, Supreme Court

CLERK
DISTRICT COURT OF APPEAL
SECOND DISTRICT

2022 OCT 11 AM 9:02

FILED

IN THE DISTRICT COURT OF APPEAL
FOR THE SECOND DISTRICT
STATE OF FLORIDA

CLAY G. COLSON,

Case No.: 2D22-1756

L.T. No.: 21-005793-CI

Petitioner,

v.

THE CITY OF TARPON SPRINGS,
FLORIDA, ET AL,

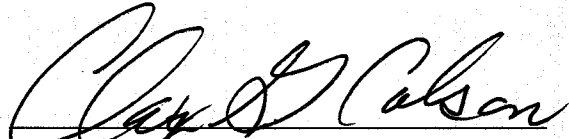
Respondents. /

FILED
2022 OCT 11 AM 9:02
CLERK OF APPEAL
DISTRICT COURT OF APPEAL
SECOND DISTRICT

NOTICE TO INVOKE DISCRETIONARY JURISDICTION

NOTICE IS GIVEN that CLAY G. COLSON, Petitioner, invokes the discretionary jurisdiction of the Florida Supreme Court to review the decision of this court rendered on September 8, 2022. Such decision expressly and directly conflicts with decisions of the Florida Supreme Court on the same question of law.

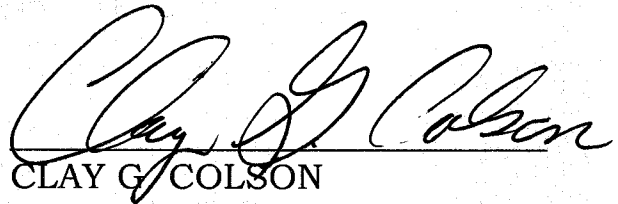
Respectfully submitted,


CLAY G. COLSON

CERTIFICATE OF SERVICE

I hereby certify that a copy of this petition has been served by U.S. Mail to Mayor Costa Vatikiotis of the City of Tarpon Springs,

Florida at 324 East Pine Street in Tarpon Springs, FL 34689, to Jay Daigneault, Esq. of Trask Daigneault, LLP former counsel for the City of Tarpon Springs, Florida at 1001 S. Fort Harrison Ave., Suite 201 in Clearwater, FL 33756, and to Judge Patricia Ann Muscarella at 315 Court St., Room 423 in Clearwater, FL 33756 on this 7th day of October, 2022.



CLAY G. COLSON
4318 Joy Drive
Land O'Lakes, FL 34638
813-601-3391

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
SECOND DISTRICT, POST OFFICE BOX 327, LAKELAND, FL 33802-0327

June 21, 2022

CASE NO.: 2D22-1756

L.T. No.: 21-005793-CI

CLAY G. COLSON

v. THE CITY OF TARPON SPRINGS,
ET AL

Appellant / Petitioner(s),

Appellee / Respondent(s).

BY ORDER OF THE COURT:

The Petition to Review Order Excluding Press Coverage of Proceedings in the Circuit Court of the Sixth Judicial Circuit, in and for Pinellas County, Florida is denied without prejudice to petitioner's seeking permission to record future proceedings in accordance with Sixth Judicial Circuit Administrative Order No. 2008-076 PA/PI-CIR.

CASANUEVA, SLEET, and LUCAS, JJ., Concur.

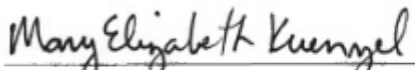
I HEREBY CERTIFY that the foregoing is a true copy of the original court order.

Served:

JAY DAIGNEAULT, ESQ.
KEN BURKE, CLERK

CLAY G. COLSON

td



Mary Elizabeth Kuenzel
Clerk



IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
SECOND DISTRICT, POST OFFICE BOX 327, LAKELAND, FL 33802-0327

September 08, 2022

CASE NO.: 2D22-1756

L.T. No.: 21-005793-CI

CLAY G. COLSON

v. THE CITY OF TARPON SPRINGS,
ET AL

Appellant / Petitioner(s),

Appellee / Respondent(s).

BY ORDER OF THE COURT:

Petitioner's Motion for Rehearing and Motion for Rehearing En Banc is treated as both a timely reply to the response and as a motion for rehearing and for rehearing en banc. See *State v. Olu*, 183 So. 3d 1161, 1162 (Fla. 3d DCA 2016). This court's June 21, 2022, order denying the Petition to Review Order Excluding Press Coverage of Proceedings in the Circuit Court of the Sixth Judicial Circuit, in and for Pinellas County, Florida, is vacated. Upon consideration of the petition, the response, and petitioner's reply, the petition is denied.

The motion for rehearing en banc is stricken as facially insufficient. See Fla. R. App. P. 9.331(d)(1) ("[A] party may move for an en banc rehearing solely on the grounds that the case or issue is of exceptional importance or that such consideration is necessary to maintain uniformity in the court's decisions."). The motion for rehearing is denied. Petitioner's reply to or motion to strike the response to petitioner's motion is stricken as unauthorized. See Fla. R. App. P. 9.330(a)(3), 9.331(d)(1).

CASANUEVA, SLEET, and LUCAS, JJ., Concur.

I HEREBY CERTIFY that the foregoing is a true copy of the original court order.

Served:

JAY DAIGNEAULT, ESQ.
KEN BURKE, CLERK

CLAY G. COLSON

ag

Mary Elizabeth Kuenzel
Mary Elizabeth Kuenzel
Clerk



SECOND DISTRICT COURT OF APPEAL OF FLORIDA
P.O. BOX 327
LAKELAND, FLORIDA 33802-0327
(863) 499-2290

October 12, 2022

Re: CLAY G. COLSON
v.
THE CITY OF TARPON SPRINGS, ET AL
Appeal No.: 2D22-1756
Trial Court No.: 21-005793-CI
Trial Court Judge:

Florida Supreme Court
Attn: Clerk's Office

Attached is a certified copy of the notice invoking the discretionary jurisdiction of the Supreme Court, pursuant to Rule 9.120, Florida Rules of Appellate Procedure. Attached also is this Court's opinion or decision relevant to this case.

The filing fee prescribed by Section 25.241(2)(a), Florida Statutes, was paid through the portal.

The filing fee prescribed by Section 25.241(2)(a), Florida Statutes, was received by this court and is attached.

The filing fee prescribed by Section 25.241(2)(a), Florida Statutes, was not received by this court.

Petitioner/Appellant has been previously determined insolvent by the circuit court or our court in the underlying case.

Petitioner/Appellant has already filed, and this court has granted, petitioner/appellant's motion to proceed without payment of costs in this case.

No filing fee is required because:

- Summary Appeal, pursuant to rule 9.141
- From the Unemployment Appeals Commission
- A Habeas Corpus proceeding
- A Juvenile case
- Other

In criminal cases, the notice of appeal was filed in the lower tribunal on _____.

If there are any questions regarding this matter, please do not hesitate to contact this office.

Sincerely,

Mary Elizabeth Kuenzel
Clerk

By: *Jennifer Capoletti*

MK: jc

cc (without attachments):
Jay Daigneault, Esq.
Clay G. Colson