



# Supreme Court of Florida

## Oral Argument Press Summaries Dec. 6, 2017

Wednesday, Dec. 6

Inquiry Concerning a Judge No. 16-496 Re: Philip Yacucci, Jr., [SC16-2178](#)  
St. Lucie County – starts about 9:00 a.m.

County Judge Philip Yacucci has been summoned before the Court to receive a public reprimand for misconduct.

In Re: Amendments to The Florida Rules of Civil Procedure, The Florida Rules of Judicial Administration, The Florida Rules of Criminal Procedure, and The Florida Rules of Appellate Procedure-Electronic Service, [SC17-882](#)  
statewide – starts about 9:10 a.m.

Various rules committees of The Florida Bar ask this Court to approve changes to rules that specify how much time is allowed for attorneys and people representing themselves to provide legal documents to opposing parties. The major change, if approved by the Court, would largely eliminate the standard five-day extension currently provided when parties send the documents by e-mail.

State v. Kenneth Purdy, SC17-843  
Orange County – starts about 9:50 a.m.

Mr. Purdy, convicted of felony murder, was sentenced in 1997 to life in prison without the possibility of parole. After the U.S. Supreme Court found it unconstitutional to sentence juveniles to life sentences without the possibility of parole, a trial court resentenced Mr. Purdy to 40 years in prison. The trial court, however, ruled it did not have jurisdiction to consider an additional nine-year sentence given to Mr. Purdy for armed robbery and carjacking. The Fifth District Court of Appeal ruled the entire sentencing arrangement should have been considered. The 5th DCA also certified the issue as one of great public importance for this Court's review.

--10 minute break--

Rico Johnson v. State, SC17-845  
Seminole County – starts about 10:40 a.m.

Mr. Johnson was convicted of conspiracy to traffic in cocaine and sentenced to 15 years in prison. On appeal, he challenged the state's identification of a voice on taped phone calls as his voice. The Fifth District Court of Appeal upheld his conviction and Mr. Johnson asked this Court to review, arguing the 5th DCA's decision was in conflict with a ruling by this Court.

Michael Levandoski v. State, SC17-962  
St. Lucie County – starts about 11:20 a.m.

Mr. Levandoski pleaded no contest to lewd computer solicitation of a child and traveling to meet a minor for unlawful sexual activity. He was sentenced to four years in prison followed by a year of sex offender probation on the first count and 15 years sex offender probation on the second count. After he was released from prison, he challenged the probation, arguing it had not been orally pronounced at sentencing. The Fourth District Court of Appeal upheld his probation but certified conflict with a decision by the First District Court of Appeal.

###