

**IN THE SUPREME COURT OF FLORIDA**

**Case No. SC2016-616**

SILVIO MEMBRENO and  
FLORIDA ASSOCIATION OF  
VENDORS, INC.,

Petitioners,

L.T. Case No. 3D14-2603

vs.

THE CITY OF HIALEAH,  
FLORIDA,

Respondent.

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**NOTICE OF INTENT TO FILE AMICUS BRIEF**

Pursuant to Florida Rule of Appellate Procedure 9.370(d), the United Vendors of South Florida and the Street Vendor Project at the Urban Justice Center, hereby give notice that, if the Court accepts jurisdiction, then they intend to seek leave to file an amicus brief in support of Petitioners Silvio Membreno and Florida Association of Vendors, Inc.

The United Vendors of South Florida are a group of street vendors from across the Miami area, who fight for the economic liberty rights of South Florida's vendors by asking city lawmakers to change oppressive vending laws.

The Street Vendor Project is a membership-based project with more than 1,800 active vendor members who are working together to create a vendors'

movement for permanent change. The Street Vendor Project educates street vendors about their legal rights and responsibilities and conducts meetings to plan collective actions in support of vendors. The Street Vendor Project also publishes reports and files lawsuits to raise public awareness about vendors and their contributions to society.

The decision below is of great interest to the United Vendors of South Florida and the Street Vendor Project because it incorrectly states and applies Florida's rational basis test. The result is that it facilitates government defense of laws which discriminatorily, arbitrarily, oppressively affect street vendors' abilities to ply their trade. These two groups can assist the Court in understanding how vending works and how the type of law at issue negatively impacts the ability of vendors to do their job, and thus adversely affects street vendors' rights under Article I, §§ 2, 9 of the Florida Constitution "to be "rewarded for industry, and to acquire, possess and protect property."

s/Daniel A. Krawiec

Daniel A. Krawiec

Florida Bar No. 59136

**HINSHAW & CULBERTSON LLP**

One East Broward Boulevard - Suite 1010

Ft. Lauderdale, Florida 33301

Telephone: 954-467-7900

Facsimile: 954-467-1024

Primary: [dkrawiec@hinshawlaw.com](mailto:dkrawiec@hinshawlaw.com)

Secondary: [sgarcia@hinshawlaw.com](mailto:sgarcia@hinshawlaw.com)

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by email to the following on May 17, 2016:

Robert Peccola  
Justin Pearson  
Institute for Justice  
999 Brickell Avenue, Suite 720  
Miami, Florida 33131  
rpeccola@ij.org  
jpearson@ij.org  
*Counsel for Petitioners*

Michael Fertig  
Jennifer Cohen Glasser  
Akerman Senterfitt  
One Southeast Third Avenue, 25th  
Miami, Florida 33131  
michael.fertig@akerman.com  
jennifer.glasser@akerman.com  
merari.motola@akerman.com  
*Counsel for Respondent*

Diane G. DeWolf  
Katherine E. Giddings  
Akerman LLP  
106 East College Avenue, Suite 1200  
Tallahassee, Florida 32301  
diane.dewolf@akerman.com  
elisa.miller@akerman.com  
katherine.giddings@akerman.com  
michele.rowe@akerman.com  
*Counsel for Respondent*

By: s/Daniel A. Krawiec  
Florida Bar No. 59136