

PRELIMINARY JURY INSTRUCTION  
(EXPLANATION OF DELAY  
FROM DATE OF OFFENSE TO TRIAL)

Ladies and gentlemen, you have heard that the date of the offense charged in this case is in November, 1994. By way of explanation for the delay from that date until today, you are advised that prior proceedings in this case have been the subject of review by the Supreme Court of Florida. The issues reviewed by that court have been resolved and have resulted in much of the reason for the delay. Additionally, this case has been the subject of substantial pretrial preparation and has only recently been determined to be ready for trial. The lawyers have diligently prepared this case for trial and the delay is neither the fault of counsel nor the court.