



STEPHEN B. RUSSELL
Office of the State Attorney
20th Judicial Circuit

Serving Charlotte, Collier, Glades, Hendry and Lee

July 11, 2011

Circuit Court Judge Edward J. Volz has issued an order denying the latest effort of convicted killer Kevin Foster to have his death sentence overturned.

This case involved the 1996 murder of Riverdale High School band teacher Mark Schwebes. Chief Assistant State Attorney Randall McGruther and Assistant State Attorney Bob Lee prosecuted the original case. Foster was convicted of First Degree Murder and was sentenced to death following a trial in 1998.

Assistant State Attorneys Jennifer Gutmore and David Maijala of the State Attorney's Office Post-Conviction Unit handled the post-conviction proceedings.

"We are very pleased with the outcome of the case and believe that it is just," said ASA Jennifer Gutmore.

A copy of the judge's decision is attached.

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