

From: Cary, G. Keith </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=GKC2460>

To: Carlin, John S.

McHugh, Michael

Aloia, Nancy K


CC:

Date: 8/2/2010 1:46:52 PM

Subject: ?FW: Foreclosure Reporting

Please take a look, we can discuss later.

G. Keith Cary

239-

From: Kellum, Susan G

Sent: Monday, August 02, 2010 2:45 PM

To: Cary, G. Keith

Subject: Foreclosure Report

20TH CIR 05905

11_30_2010

3

Judicial Administration Committee
Marco Island, Florida
July 25, 2010

Item III.B. Foreclosure Reporting Requirements

Recovery cases =
Dispute X
Mortgage - Dispute

Background:

On May 20, 2010, the Trial Court Budget Commission (TCBC) approved the FY 2010/11 circuit allocations for the Foreclosure and Economic Recovery Funding and approved the effective date for the implementation of the circuits' plans so resources can be deployed on July 1, 2010. On June 4, 2010, the TCBC requested the Court Statistics and Workload Committee to 1) oversee and approve the development of a case reporting system for the Foreclosure and Economic Recovery initiative; and 2) monitor the results from the data capture in the case reporting system.

There are two distinct measurements relevant to this initiative. The first measure was provided by the TCBC as the goal for this project.

Measurement #1:

- ❖ Dispose 62% of all backlogged Real Property/Mortgage Foreclosure cases (non-disposed and reopened) in FY 2010/11 (see attached chart). This measure will be evaluated at the end of the initiative period using the same methodology as used initially to describe the project to the legislature. This methodology uses the official SRS filing and disposition statistics to calculate backlog.

Measurement #2:

The second measurement will provide case specific information during the initiative period. It will allow the courts to generally describe how and why cases are moving or failing to move through the system. Specifically, this second measurement will identify:

- The average age of target cases
- The status of target cases

1 - Defunct defendant
2 - Mortgage Debt at
- Bankruptcy
- Attorney ready

The data for these measurements must be collected as a separate reporting requirement since this data is not captured in SRS. Court Services developed a tracking application and each clerk of 3 court provided a list of backlogged cases as of close of business June 30, 2010. This application will provide a mechanism to capture and report, to the OSCA, specific and limited case information. This information will then be used as part of the final report to the Legislature describing the outcomes of the Foreclosure and Economic Recovery Initiative.

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by P.
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Unusually
delay

It is anticipated that a portion of the resources funded for the initiative will be used for this data reporting endeavor. There could be an extensive amount of workload associated with the data reporting system. Nevertheless, this information is essential in summarizing the effort of the courts' in reducing the real property/mortgage foreclosure backlog.

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The Court Statistics and Workload Committee was very sensitive to the additional workload any reporting mechanism will impose on initiative staff. Throughout the development process, staff attempted to balance the need for and value of information to report to the legislature against the workload necessary to capture it. OSCA staff worked with judges and court administration in multiple circuits to determine the minimum amount of data needed. The CSWC considered many options on the level of reporting by date element, and, on July 15, 2010, voted to approve the reporting system as developed by the OSCA.

Questions Raised by Chief Judges/Trial Court Administrators:

1. When we refer to the backlog, are we referring to the total number of pending cases or something else?

The backlog calculation that was used in the 62% target compared filings to dispositions in FY 2006/07 through an estimated FY 2010/11. To produce the case specific reporting system, the clerk of court produced a list of cases that were pending as of June 30, 2010. These two different counts are going to be used for two different purposes, one to measure aggregate success and the other to collect case specific information.

2. When we refer to a 62% reduction, are we referring to a 62% drop in the cases pending at the time of our initial calculation? If so, will that be measured by cases closed during the year or cases remaining open at the end of the year?

The 62% reduction is a reduction by 62% of the original number of backlogged cases (2006/07 through 2009/10 and the estimated backlog for 2010/11) that was presented to the Legislature when the funds were requested.

3. In relation to question #2, how do we actually factor in the new foreclosure cases that will be filed during this fiscal year?

The population of backlogged cases is not stagnant. An estimate of the backlog that will occur in FY 2010/11 was included for the 62% measure and will be calculated automatically on June 30, 2011. For the case specific reporting system, it was not possible to include them in the case specific file that the clerks provided as of June 30, 2010. Therefore, any cases that comes in after June 30, 2010 that is handled as part of the initiative will need to be entered by court administration into the case specific reporting system. Again, that system will not be used to track the target goal of 62%. Instead, that system will be used to generally describe how and why cases are moving or not moving through the system.

4. Which has more significance; the number of cases closed this fiscal year or the number of cases pending at the end of the fiscal year?

The number of cases pending on June 30, 2011 will be used to determine if the circuit met their 62% target. The number of cases pending will be calculated in the same

Handwritten notes: #1, 2, 3, 4, 06-07, 09-10, 07-10

manner as it was calculated originally, using the official SRS statistics that are provided monthly to OSCA by the Clerks of Court.

5. How do we treat reopened cases?

Reopened cases are included in the data provided by the clerks for the case specific tracking system. It is the discretion of each chief judge if they want to focus on reopened cases or not as part of this initiative.

6. Are we to rely on the clerk to provide the relevant numbers for our calculations or should we be taking affirmative steps to confirm our own numbers?

Track Monthly Foreclosure Dispositions

~~For the 62% target rate, we are relying on the official SRS statistics provided by the clerks of court.~~ However, we know that there is a potential for reporting errors in that data, especially in the dispositions portion, since that data is not audited by the OSCA. Circuits should be proactive in checking the SRS statistics that are produced by the clerks. Reports on filings and disposition are sent to court administration quarterly and specific reports may be requested from Court Services as needed.

7. Is it correct that for our purposes, a closed case is a case which has either been dismissed or gone to final judgment? In other words, we do not have to wait for sale to take place to count a case as closed. This is an issue because many clerks' offices are facing unanticipated delays in the sale process due to both the work load and frequent cancelation and reschedule of sale dates.

{ A case is determined closed when it is dismissed or a judgment entered as per the SRS Manual definitions. For our targeted goal of 62%, it does not matter if the clerk has not sold the property.

8. Is it correct that the clerks will be keeping separate statistics to show their own level of success with backlog reduction and, if so, is their closure date based upon a different standard? (Sale vs. final judgment or dismissal).

The clerks are working on a reporting mechanism. As part of the Executive Council, Judge Steinbeck has talked with them about the court's measurement and tracking system. At this point, we have not seen their final reporting document, but the earlier version focused on tracking judicial sales.

Target Backlog Reduction
Foreclosure and Economic Recovery Funding
Backlog Cases
FY 2006/07 through Estimated FY 2010/11

Circuit	Estimated Real Property/ Mortgage Foreclosure Backlog Cases	62% of Estimated Real Property/ Mortgage Foreclosure Backlog Cases
1	12,960	8,035
2	4,385	2,719
3	1,325	822
4	21,523	13,344
5	19,931	12,357
6	39,394	24,424
7	21,585	13,383
8	2,575	1,597
9	50,600	31,372
10	12,979	8,047
11	87,955	54,532
12	25,557	15,845
13	38,180	23,672
14	4,634	2,873
15	63,402	39,309
16	2,671	1,656
17	57,514	35,659
18	31,052	19,252
19	20,717	12,844
20	41,005	25,423
Total	559,945	347,165

From: [Laura Bennett <lbennett@leeclerk.org>](mailto:lbennett@leeclerk.org)

Page 1

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[Pat Gillespie](#)

[Callanan, Richard](#)

CC:

Date: 8/2/2010 6:57:28 AM

Subject: Lee County Foreclosure Weekly/Monthly Reports

Attached is the foreclosure report for the week of July 26th and also the July's monthly reports.

Thank you.

Laura Bennett

(239)533-2522

lbennett@leeclerk.org

Florida has a very broad Public Records Law. Most written communications to or from State and Local Officials regarding State or Local business are public records available to the public and media upon request. Your email communications may therefore be subject to public disclosure.

20TH CIR 05910

12_6_2010

Deficiency Judgments

2007

#	Month	Judgment Count
6	June	1
12	December	1
		2

2008

#	Month	Judgment Count
2	February	1
4	April	1
5	May	1
6	June	2
8	August	5
9	September	8
10	October	17
11	November	10
12	December	8
		53

2009

#	Month	Judgment Count
1	January	7
2	February	13
3	March	34
4	April	23
5	May	16
6	June	34
7	July	33
8	August	27
9	September	18
10	October	33
11	November	22
12	December	40
		300

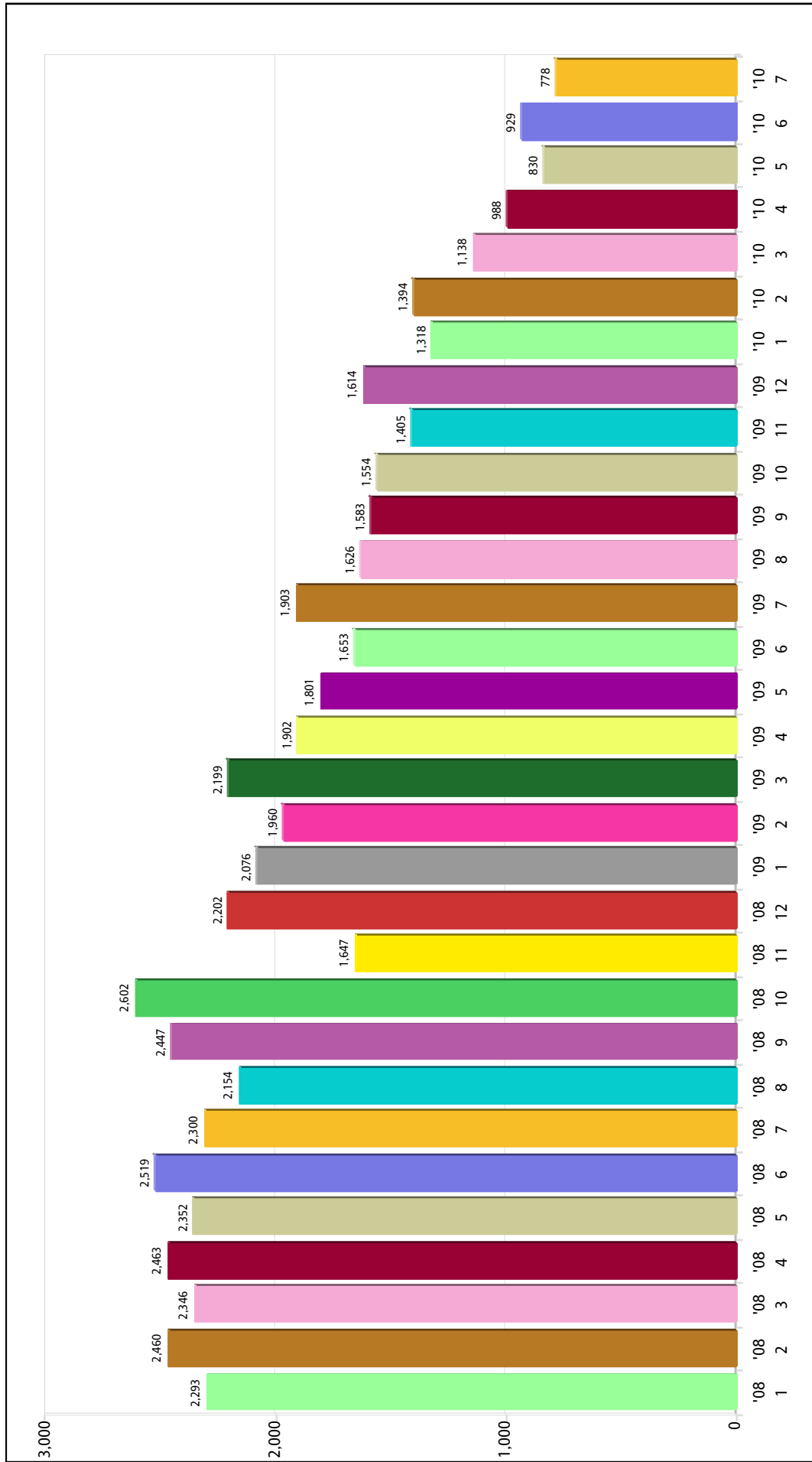
Deficiency Judgments

2010

#	Month	Judgment Count
1	January	12
2	February	15
3	March	11
4	April	35
5	May	11
6	June	12
7	July	32
		128

CA MORTGAGE FORECLOSURE FILINGS GRAPH

Case File Date Between 01/01/08, 07/31/10



MONTHLY MORTGAGE FORECLOSURE FILINGS
REPORT (CIRCUIT)

July

Commercial	39
Homestead	429
Non-Homestead	310
Monthly Total	778

WEEKLY MORTGAGE FORECLOSURE FILINGS REPORT
(CIRCUIT)

FILED BETWEEN 07/26/10 AND 07/30/10

BREAKDOWN:

DAILY

07/26/10	Monday	37
07/27/10	Tuesday	35
07/28/10	Wednesday	46
07/29/10	Thursday	35
07/30/10	Friday	47
Weekly Total		200

FORECLOSURE TYPE

Commercial	13
Homestead	105
Non-Homestead	82
Weekly Total	200

From: Cambareri, Kimberly </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=KCAMBARERI>

To: Carlin, John S.

Aloia, Nancy K

CC:

Date: 8/23/2010 7:20:34 AM

Subject: Foreclosure Stats

Good morning

Attached is a different copy of the Senior Judge docket. While the previous ones (including last week) were strictly only hearings that had foreclosure information, this is all of the motions that are being heard by the Senior Judges. I was concerned that the representation of data was incorrect, so I wanted to at least give you a detailed docket.

It's your preference, but I can continue this docket, or strictly summarize all of the information.

Also, do you still want a detailed docket for Judge Schreiber?

Thank you.

Kimberly Cambareri

Computer Programmer/Analyst

20th Judicial Circuit Courts

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Senior Judge Docket from 8/23/2010 to 10/1/2010 - All hearings

Calendar Date **8/23/2010**

Judge: **SENIOR JUDGE STARNES**

Issue Cert of Title	1
M/ Amend Cert of Title	1
M/ Issue Cert of Title	1
M/ Issue Writ	3
M/ Sub Counsel	1
M/ Transfer and Consolidate	1
M/Deficiency Judgment	1
M/for Deficiency Judgment	1
Mediation	1
Mo/Compel Mediation	1
Mo/Mediation	1
Motion and Final Judgment	1
Motion: COMPEL	3
Motion: CONTEMPT	1
Motion: DEFAULT	1
Motion: DISMISS	9
Motion: FINAL DEFAULT JUDGMENT	1
Motion: MOTION TO WITHDRAW	5
Motion: SET ASIDE	1
Motion: STRIKE	2
Motion: SUMMARY JUDGEMENT	15
Motion: SUMMARY JUDGMENT FORECLOSURE	11
Motion: WITHDRAW	1
Release Original Documents	1
Sub party and MSJ	3
Sub Party Plaintiff and MSJ	3

Morning **71**

Claim of Exemption	1
M/ Amend	2
M/ Case Mgmt Conference	1
M/ Issue Writ	1
M/ Reinstate	3
M/ SJ Sub Plaintiff	1
M/ Stay and Extension of Time	1
M/ Sub Party	1
M/ Sub Plaintiff	1
M/ Writ of Possession	4
M/Amend	1
M/Deficiency Judgment	1
M/for Deficiency Judgment	3
M/for Order to Show Cause	1
Mo/Compel & Mo Case Management Conf	1
Motion: CASE MANAGEMENT CONFERENCE	1
Motion: COMPEL	1
Motion: DISMISS	7
Motion: EXTEND TIME	2
Motion: Motion to Compel	1
Motion: MOTION TO WITHDRAW	1
Motion: Motion to Withdraw Counsel	3
Motion: STRIKE	4
Motion: SUMMARY JUDGMENT FORECLOSURE	5
Motion: VACATE	2
MSJ & Sub Plaintiff	1
MSJ Sub Party	1
Partial Summary Judgment	1

Afternoon **53**

Total For **8/23/2010** **124**

20TH CIR 05917

Senior Judge Docket from 8/23/2010 to 10/1/2010 - All hearings

Calendar Date		8/24/2010	
<hr/>			
Judge:	SENIOR JUDGE THOMPSON		
Motion: DOCKET SOUNDING			93
	Morning	93	
Motion: DOCKET SOUNDING			69
	Afternoon	69	
	Total For	8/24/2010	162
<hr style="border-top: 1px dashed black;"/>			
Calendar Date		8/25/2010	
<hr/>			
Judge:	SENIOR JUDGE THOMPSON		
M/to Dismiss M/to Transfer			1
	Morning	1	
	Total For	8/25/2010	1
<hr style="border-top: 1px dashed black;"/>			
Calendar Date		8/26/2010	
<hr/>			
Judge:	SENIOR JUDGE THOMPSON		
Motion: DOCKET SOUNDING			1
	Afternoon	1	
	Total For	8/26/2010	1
<hr style="border-top: 1px dashed black;"/>			
Calendar Date		8/27/2010	
<hr/>			
Judge:	SENIOR JUDGE THOMPSON		
Motion: SUMMARY JUDGMENT FORECLOSURE			210
	Morning	210	
Motion: FINAL JUDGMENT			1
Motion: SUMMARY JUDGMENT FORECLOSURE			167
	Afternoon	168	
	Total For	8/27/2010	378
<hr style="border-top: 1px dashed black;"/>			
Calendar Date		8/30/2010	
<hr/>			
Judge:	SENIOR JUDGE CIVIL DEP		
for Case Management Conference			1
M/ Deficiency Judgment			1
M/ to Substitute			2
Mediation			1
Mo/Compel & Case Management			1
Motion: AMEND			1
Motion: DEFAULT			2
Motion: DISMISS			8
Motion: DOCKET SOUNDING			13
Motion: FINAL JUDGMENT			1
Motion: STRIKE			1
Motion: SUMMARY JUDGEMENT			3
Reinstate			20
Reopen file			1
Sub party and MSJ			13
To Reinstate			2
to Reopen			4
	Morning	75	
Cross claims for FJ and Fees			6
Dismiss Counterclaim and leave to Amend Complaint			1
M/ Amend			1
M/ Issue Writ			5
M/ Referral to Mediation			1
M/ to Amend			2
M/ to Substitute Party			1
M/for Deficiency Judgment			1

Senior Judge Docket from 8/23/2010 to 10/1/2010 - All hearings

M/Summary Judgment M/Summary Judgment	2
M/to Set Aside Judgment M/ to Amend Answer	1
Motion to Dismiss/ Strike Defenses/ Strike Demand and Squest	1
Motion: COMPEL	1
Motion: DISBURSE FUNDS	1
Motion: DISMISS	5
Motion: DOCKET SOUNDING	4
Motion: Motion to Withdraw Counsel	1
Motion: STRIKE	2
Motion: SUMMARY JUDGEMENT	14
Motion: SUMMARY JUDGMENT FORECLOSURE	4
Motion: VACATE	2
Motion: WITHDRAW	2
Objection to Foreclosure Sale	1
Reinstate	9
Strike and MSJ	1
Strike/Extention of Time/Strike Response	1
Sub Party and MSJ	1
Supplemental Proceedings	1
To Reinstate	1

Afternoon 73

Total For 8/30/2010 148

Calendar Date 8/31/2010

Judge: SENIOR JUDGE CIVIL DEP

2nd Amended Motion for Case Managment	1
Case Management	2
Case Management	1
Compel and Case Mangement	1
Def Mo/Compel , Mo Deem Admissions Admitted, Mo/Compel, F	1
Dismiss discharge Les Pendens and return	1
Extend/Require Mediation	1
M/ Sub Plaintiff Amend	18
M/ Vacate Reset Mediation	1
M/Set Aside Judgment	1
M/Sub Plaintiff Amend	1
M/to Compel M/to Strike	1
M/Writ of Possession	1
Motion: AMEND	1
Motion: COMPEL	2
Motion: DEFAULT	1
Motion: DISMISS	11
Motion: Motion to Compel	3
Motion: Motion to Withdraw Counsel	1
Motion: SUMMARY JUDGEMENT	3
Motion: SUMMARY JUDGMENT FORECLOSURE	3
MSJ and Motion to Drop	2
Objection and Protective Order	1
Return of Original Docs	1
Sub Party and MSJ	3
Sub Party Plaintiff and MSJ	8
To reinstate	1

Morning 72

M/ Adjudication of Deficiency	1
M/ Amend	3
M/ Amend Plaintiffs Name	1
M/ Leave to Amend	1
M/ Rehearing, Relief from Judgment, Stay	1
M/ Withdraw Vol Dismissal	1
M/Amend	1
M/for Extension M/for Mediation	1

Senior Judge Docket from 8/23/2010 to 10/1/2010 - All hearings

M/Vacate Default Vacate Sale	1
M/Writ of Possession	1
Motion: AMEND	4
Motion: CASE MANAGEMENT CONFERENCE	1
Motion: CONTINUE	1
Motion: DEFAULT	1
Motion: DISBURSE FUNDS	2
Motion: DISMISS	18
Motion: MOTION TO WITHDRAW	4
Motion: Motion to Withdraw Counsel	3
Motion: REHEARING	2
Motion: SET ASIDE	2
Motion: SUMMARY JUDGEMENT	2
Motion: SUMMARY JUDGMENT FORECLOSURE	12
Motion: VACATE	8
Objection to Sale	1

Afternoon **76**

Total For **9/1/2010** **151**

Calendar Date **9/2/2010**

Judge: SENIOR JUDGE STARNES

Abate and Compel Mediation	1
M/ Deficiency Judgment	1
M/ Disburse 3rd Party Funds	1
M/ Leave	1
M/ Writ of Possession	1
M/Amend Answer	1
M/Compel	2
M/Compel Amend Answer	1
M/Dismiss & Sub Party	1
M/Leave to file Amended Complaint	1
M/Objection to Sale Vacate Default Set Aside FJ	1
M/Order to Show Cause	1
M/Partial Judgment	1
M/Release Pending Sale	1
M/Relief from Judgment	1
M/Sub Plaintiff	1
M/Substitute M/Vacate	1
M/Supplemental Proceedings Redemption Rights	1
M/to Correct Scrivener's Error	1
M/Writ of Possession	6
Motion: AMEND	7
Motion: DEFAULT	1
Motion: DISBURSE FUNDS	1
Motion: DISMISS	6
Motion: MOTION TO WITHDRAW	8
Motion: Motion to Withdraw Counsel	6
Motion: SET ASIDE	1
Motion: SHOW CAUSE	5
Motion: STRIKE	2
Motion: SUMMARY JUDGMENT FORECLOSURE	4
Motion: VACATE	2
Objection to Sale	2
Scriveners Error	1
Termination of Right of Redemption	1
Writ of Possession	1

Morning **74**

Compel	3
M/ Dismiss & Strike	1
M/ for Leave to File Amended Complaint	1
M/Amend Answer	3

20TH CIR 05921

Senior Judge Docket from 8/23/2010 to 10/1/2010 - All hearings

M/Amend FJ	1
M/Amend Plaintiff Name & Case Style	1
M/Clarification	1
M/Deficiency Judgment	2
M/Enlargement of Time Protective Order	1
M/Extension of Time	1
M/Mediation Continuance	1
M/Objection to Dropping Count	1
M/Objection to Sale	1
M/Rehearing	1
M/Rehearing M/Set Aside FJ Abate Sale Mediator	1
M/Relief from Judgment	1
M/Return Original Note & Mortgage	1
M/Set Aside FJ Mediation Relief from Judgment and or	1
M/Strike Writ of Possession	1
M/Strike Pleading Default	1
M/Sub Party	1
M/Sub Party Amend Case Style	1
Mediation	1
Motion: AMEND	3
Motion: DISBURSE FUNDS	1
Motion: DISMISS	14
Motion: MOTION TO WITHDRAW	4
Motion: Motion to Withdraw Counsel	3
Motion: QUASH	1
Motion: SET ASIDE	1
Motion: STRIKE	3
Motion: SUMMARY JUDGMENT FORECLOSURE	5
Motion: VACATE	1
Notice of Conflict	1
Objection to Sale	2
Objection to Sale M/Vacate Sale Stay Cert of Title	1

Afternoon 68

Total For 9/2/2010 142

Calendar Date 9/3/2010

Judge: SENIOR JUDGE STARNES

Motion: FINAL DEFAULT JUDGMENT	1
Motion: SUMMARY JUDGMENT FORECLOSURE	132
Morning 133	
Motion: SUMMARY JUDGEMENT	1
Motion: SUMMARY JUDGMENT FORECLOSURE	20

Afternoon 21

Total For 9/3/2010 154

Calendar Date 9/7/2010

Judge: SENIOR JUDGE STARNES

Motion: DOCKET SOUNDING	95
Morning 95	
Motion: DOCKET SOUNDING	90
Afternoon 90	

Total For 9/7/2010 185

Calendar Date 9/10/2010

Judge: SENIOR JUDGE THOMPSON

Motion: SUMMARY JUDGMENT FORECLOSURE	171
Plf M/for Summary Judgment Deft M/Summary Judgment	1
Morning 172	
M/Cross Plaintiffs SJ	1

Senior Judge Docket from 8/23/2010 to 10/1/2010 - All hearings

Motion: SUMMARY JUDGMENT	1
Motion: SUMMARY JUDGMENT FORECLOSURE	91
Afternoon	93
Total For	9/10/2010
	265

Calendar Date **9/13/2010**

Judge: **SENIOR JUDGE STARNES**

M/to Substitute M/Summary Judgment	1
Motion: ABATE	1
Motion: DOCKET SOUNDING	72
Motion: SUMMARY JUDGMENT FORECLOSURE	1
Morning	75
Motion: DOCKET SOUNDING	81
Afternoon	81
Total For	9/13/2010
	156

Calendar Date **9/14/2010**

Judge: **SENIOR JUDGE STARNES**

Motion: DOCKET SOUNDING	78
Morning	78
Motion: ABATE	3
Motion: DOCKET SOUNDING	93
Afternoon	96
Total For	9/14/2010
	174

Calendar Date **9/15/2010**

Judge: **SENIOR JUDGE STARNES**

Motion: NON-JURY TRIAL	1
Morning	1
Motion: NON-JURY TRIAL	1
Afternoon	1
Total For	9/15/2010
	2

Calendar Date **9/17/2010**

Judge: **SENIOR JUDGE STARNES**

Motion: ABATE	1
Motion: SUMMARY JUDGMENT FORECLOSURE	192
Morning	193
Motion: SUMMARY JUDGMENT FORECLOSURE	87
Afternoon	87

Judge: **SENIOR JUDGE THOMPSON**

Motion: DOCKET SOUNDING	78
Morning	78
Motion: DOCKET SOUNDING	81
Afternoon	81
Total For	9/17/2010
	439

Calendar Date **9/20/2010**

Judge: **SENIOR JUDGE STARNES**

M/ Vacate Foreclosure Sale , Cert of Title & FJ Strike	1
M/Amend FJ	5
M/Compel M/Extension of Time	1
M/Default M/Dismiss	1
M/Deficiency Judgment	2
M/Enforce Mediation Agreement	3
M/File Supplemental Complaint	1

Senior Judge Docket from 8/23/2010 to 10/1/2010 - All hearings

M/for Deficiency Judgment	1
M/Issue Cert of Title Writ of Possession	1
M/Objection to Sale	1
M/Rehearing & Reconsideration of Order	1
M/Sub Party MSJ	3
M/Sub Plaintiff Issue Cert of Title	1
M/Writ of Possession	5
Mo Sub Party Plaintiff & Mo/Sumamry Judgment	1
Mo Sub Party Plaintiff and Mo/SJ	1
Mo/Sub Party Plaintiff - Mo/SJ	5
Mo/Sub Party Plaintiff & Mo/Sumamry Judgment	1
Mo/Sub Party Plaintiff & Mo/Summary Judgement	1
Mo/Sub Party Plaintiff & Mo/Summary Judgment	1
Motion to Reinstate	1
Motion: AMEND	4
Motion: DEFAULT	2
Motion: DISMISS	11
Motion: EXTEND TIME	1
Motion: MOTION TO WITHDRAW	1
Motion: Motion to Withdraw Counsel	3
Motion: REHEARING	1
Motion: SET ASIDE	1
Motion: STRIKE	1
Motion: SUBSTITUE PARTY PLAINTIFF	1
Motion: SUMMARY JUDGEMENT	4
Motion: SUMMARY JUDGMENT FORECLOSURE	17
Motion: VACATE	6
MSJ and Sub Party	2
Re-hearing for Surplus Funds	1
WRIT OF POSSESSION	1

Morning 95

	1
Def/Moton to Strike	1
Dismiss Action and Vacate Default	1
M/ Abate Compel	2
M/ Compel	1
M/ Deficiency Judgment	1
M/Compel	1
Mo/Reopen Case & Set Aside Court's Order of Dismissal	1
Motion: AMEND	1
Motion: CASE MANAGEMENT CONFERENCE	1
Motion: COMPEL	2
Motion: DISMISS	11
Motion: SET ASIDE	1
Motion: STRIKE	6
Motion: SUMMARY JUDGMENT FORECLOSURE	5
Obj to Mo/vacate Foreclosure Sale & Cert of Sale	1
Verified Mo/Intervene - Mo/Set Aside Bid - Mo/Set Aside Sale	1

Afternoon 38

Total For 9/20/2010 133

Calendar Date 9/21/2010

Judge: SENIOR JUDGE THOMPSON

M/ Strike	1
M/ Vacate FJ, Sale, Cert of Sale, Cert of Title & Amend	1
M/ Writ of Possession	1
M/Amend Cert of Title	1
M/Leave to File Supplemental Complaint	1
M/Reform Assignment of Mtg Correct Scriveners Error	1
M/Writ of Possession	7
Motion: AMEND	1

20TH CIR 05924

Senior Judge Docket from 8/23/2010 to 10/1/2010 - All hearings

Motion: COMPEL	1
Motion: DISMISS	4
Motion: FINAL JUDGMENT	1
Motion: Motion to Withdraw Counsel	1
Motion: SET ASIDE	1
Motion: SUMMARY JUDGEMENT	2
Motion: SUMMARY JUDGMENT FORECLOSURE	2
Writ of Possession	1

Morning 27

Evidentiary M/Deficiency Judgment	1
for Case Management Conference	1
M/ Amend Plaintiff Name & Case Style	1
M/ Cancel FJ & Release Lien	1
M/ Compel, Dismiss & Strike	1
M/ Rehearing and Reconsideration	1
M/Abate & Compel	1
M/Amend FJ	2
M/Contemp & Sanctions	1
M/deficiency Judgment	2
M/Dismiss M/Sanctions	1
M/for Protective Order	1
M/Intervene	1
M/Mediation Continuance	1
M/Rehearing	2
M/Rehearing & Reconsideration	3
M/Request for Answers to Interrogatories	1
M/Set Aside FJ	1
M/SJ Strike Affirmative Defenses	1
M/Strike	1
M/Strike Dismiss Counterclaim Objection to Req for Proc	1
M/Sub Party	1
M/Sub Party MSJ	2
M/Summary Judgent Damages	1
M/Trial Date	1
M/Vacate FJ Cancel Sale Referral to Mediation	1
M/Writ of Possession	1
Motion: AMEND	6
Motion: COMPEL	2
Motion: DISMISS	11
Motion: MEDIATION	1
Motion: REHEARING	1
Motion: SUMMARY JUDGMENT FORECLOSURE	17
MSJ Compel M/Appear Telephonically at Mediation	1
MSJ/Sub Party/Amend Case Caption	1

Afternoon 73

Total For 9/21/2010 100

Calendar Date 9/22/2010

Judge: SENIOR JUDGE THOMPSON

Motion: AMEND	1
Motion: DOCKET SOUNDING	70

Morning 71

Mo/Sub Party Plaintiff - Mo/SJ	1
Motion: DOCKET SOUNDING	78

Afternoon 79

Total For 9/22/2010 150

Calendar Date 9/23/2010

Judge: SENIOR JUDGE THOMPSON

Motion: AMEND	1
---------------	---

Senior Judge Docket from 8/23/2010 to 10/1/2010 - All hearings

Motion: DOCKET SOUNDING	91
Sub Party and MSJ	1
Morning	93
Motion: DOCKET SOUNDING	70
Motion: EXTEND TIME	1
Afternoon	71
Total For	9/23/2010
	164

Calendar Date **9/24/2010**

Judge: SENIOR JUDGE MCIVER

For Mediation	1
M/ Amend SJ Sub Plaintiff Reset Sale	1
M/ for Assignment of Bid	1
M/ Writ of Possession	1
M/Amend Plaintiffs Name & Case Style	1
M/Amend SJ Sub Plaintiff Reset Sale	1
M/Deficiency Judgment	1
M/Extension of Time	4
M/for Deficiency Judgment	1
M/Referral to Mediation	2
M/Strike Reply to Affirmative Defenses	1
M/Writ of Possession	5
Motion: AMEND	4
Motion: COMPEL	1
Motion: DEFICIENCY JUDGMENT	1
Motion: DISMISS	13
Motion: MEDIATION	1
Motion: Motion to Withdraw Counsel	1
Motion: SET ASIDE	1
Motion: SUMMARY JUDGMENT FORECLOSURE	12
MSJ M/Sub Plaintiff	1
Objection to Discovery	1
Relief from Default	1
Writ of Possession	1
Morning	58
M/ Deficiency Judgment	1
M/Amend Answer	1
M/Amend FJ Reschedule Sale	1
M/Deficiency Judgment	1
M/Extension of Time	1
M/Mediation Continuance	1
M/Mediation Compel Protection Order	1
M/Mediation Vacate Judgment	1
M/Partial SJ	1
M/Substitute M/Summary Judgment	1
M/to Reinstate	1
M/Vacate FJ Objection to Issuance of Cert of Title	1
M/Withdraw as Counsel M/Fees	1
More definate Statement	1
Motion: AMEND	2
Motion: DEFICIENCY JUDGMENT	1
Motion: DISBURSE FUNDS	1
Motion: DISMISS	11
Motion: MEDIATION	2
Motion: MOTION TO WITHDRAW	1
Motion: Motion to Withdraw Counsel	1
Motion: SET ASIDE	1
Motion: STRIKE	2
Motion: SUMMARY JUDGMENT FORECLOSURE	11
Motion: VACATE	1

Senior Judge Docket from 8/23/2010 to 10/1/2010 - All hearings

MSJ M/Sub Party		1
Afternoon	49	
<hr/>		
Judge:	SENIOR JUDGE STARNES	
Motion: ABATE		1
Motion: AMEND		3
Motion: SUMMARY JUDGMENT FORECLOSURE		246
Morning	250	
Motion: Motion to Withdraw Counsel		1
Motion: SUMMARY JUDGMENT FORECLOSURE		151
Afternoon	152	
Total For	9/24/2010	509

Calendar Date		9/27/2010
<hr/>		
Judge:	SENIOR JUDGE THOMPSON	
Amended M/Set Aside Default Vacate FJ		1
M/ Atty fees and costs		1
M/ to Assign Bid Issue Cert of Title		1
M/Amend Answer		1
M/Deficiency Judgment		1
M/Determine Homestead		1
M/Reschedule Sale		1
M/Set Aside Default Mediation		1
Motion: AMEND		1
Motion: COMPEL		1
Motion: DISMISS		12
Motion: Motion to Withdraw Counsel		1
Motion: SET ASIDE		1
Motion: SUMMARY JUDGMENT FORECLOSURE		13
Motion: VACATE		1
MSJ M/Order to Cancel Sale		1
Morning	39	
Amended M/Vacate Judgment Enforce Mediated Agreement		1
Dismiss and Join Party		1
M/ Deficiency Judgment		1
M/ Strike Demand		1
M/Abate Compel		1
M/Amend Strike		1
M/Compel Order for Mediation		1
M/Deficiency Judgment		1
M/Dismiss M/for Mediation		1
M/Extension of Time		1
M/Protective Order		1
M/Strike		1
M/Vacate FJ Amend		1
Motion: AMEND		7
Motion: ATTORNEYS FEES		1
Motion: COMPEL		3
Motion: DISMISS		15
Motion: EXTEND TIME		1
Motion: MEDIATION		1
Motion: MOTION TO WITHDRAW		1
Motion: QUASH		1
Motion: STRIKE		2
Motion: SUMMARY JUDGMENT FORECLOSURE		10
Motion: VACATE		1
MSJ Count 1 only		1
Response and Objection to Request for Production		1
Afternoon	58	
Total For	9/27/2010	97

Senior Judge Docket from 8/23/2010 to 10/1/2010 - All hearings

Calendar Date 9/28/2010		
<hr/>		
Judge:	SENIOR JUDGE THOMPSON	
Motion: DOCKET SOUNDING		71
Morning	71	
Motion: DOCKET SOUNDING		87
Afternoon	87	
Total For	9/28/2010	158

<hr style="border-top: 1px dashed black;"/>		
Calendar Date 9/29/2010		
<hr/>		
Judge:	SENIOR JUDGE THOMPSON	
Motion: DOCKET SOUNDING		77
Morning	77	
Motion: COMPEL		1
Motion: DOCKET SOUNDING		79
Motion: INTERVENE		1
Motion: SHOW CAUSE		1
Afternoon	82	
Total For	9/29/2010	159

<hr style="border-top: 1px dashed black;"/>		
Calendar Date 9/30/2010		
<hr/>		
Judge:	SENIOR JUDGE THOMPSON	
Motion: DOCKET SOUNDING		90
Morning	90	
Motion: DOCKET SOUNDING		75
Motion: SUMMARY JUDGMENT FORECLOSURE		1
Afternoon	76	
Total For	9/30/2010	166

<hr style="border-top: 1px dashed black;"/>		
Calendar Date 10/1/2010		
<hr/>		
Judge:	SENIOR JUDGE STARNES	
Motion: SUMMARY JUDGMENT FORECLOSURE		149
Morning	149	
Motion: SUMMARY JUDGMENT FORECLOSURE		30
Afternoon	30	
Total For	10/1/2010	179

Total cases From 8/23/2010 to 10/1/2010 **4,435**

Six week listing of all Senior Judge hearings *sorted by motion*

From: [Jim McCabe <Jim.McCabe@co.charlotte.fl.us>](mailto:Jim.McCabe@co.charlotte.fl.us)

To: [Shelton, Jeremy](#)

CC:

Date: 8/24/2010 6:59:40 AM

Subject: ?RE: FERCRTS Foreclosure Cases Disposed

Hi Jeremy,

Sorry I haven't gotten back with you sooner, I've been tied up with the new BenchMark Criminal system. The changes you have requested don't sound like any problem but my time has been limited, could you please get with John Embry and request my time to work on this through Dean Testa, thanks I would appreciate it.

Jim McCabe
Programmer Analyst
Charlotte County
(941) 637-2350

From: Shelton, Jeremy [mailto:JShelton@CA.CJIS20.ORG]
Sent: Thursday, August 19, 2010 12:57 PM
To: Jim McCabe
Subject: RE: FERCRTS Foreclosure Cases Disposed

Jim,

Here are the changes we need made to the FERCTS spreadsheet according to OSCA's requirements.

1. Column L (Closed for Court Action): Every line in this column should say "TRUE" or "FALSE". Any row with a disposed date in Column E (Date Disposed) should have "TRUE" in Column L. Any row without a disposed date in Column E (showing as 00/00/0000) should say "FALSE" in Column L.
2. Column M (Date Closed for Court Action): the dates in this column should be the same as the dates in Column E (Date Disposed).
3. Column I (Date of Status Change): any field in Column I with a date BEFORE 7/1/2010 should be changed to 7/31/2010. If the row has a disposal date in Column E of before July 1 of this year, it means the case mistakenly left open in the system even though they should have been closed. Column E reflects the date it should have been closed and Column I reflects when the clerk actually corrected the mistake and closed the case in the system (7/31/2010.) For example, row 21 (case 082004CC001086XXXXXX) on the spreadsheet should read "11/2/2007" in Column E but "7/31/2010" in Column I.
4. Columns D, E, H, and M: Can you replace all of the fields that have "00/00/0000" with a dash ("-") or leave them blank so that only fields with actual dates have a visible value? For example, for the "inactive" cases, columns D, E, H, and M should all be blank or have a dash ("-") as the value. For disposed cases, Columns E and M should both reflect the same date (disposal date), but columns D and H should be blank or have a dash ("-") if there is not a reopen event date in the field.
5. Column F: can you make a drop-down list or auto-complete feature for this column? Every field in the column will be one of four options ("Summary/Final Judgment", "Trial", or "Dismissed", or blank if it is not yet disposed). The information in this column will have to be entered by hand, so it would be easier to select one of these options from a list rather than typing the information in each time. Each field in the column should be blank as the default format, until it is changed manually.

20TH CIR 05929

Let me know if you have any questions or problems. If you need to, drop by my office to discuss. Send me a copy of the spreadsheet with these changes when you can.

Thank you,

Jaremy J. Shelton

Civil Case Manager
20th Judicial Circuit, Charlotte County
Administrative Office of the Courts
350 East Marion Avenue
Punta Gorda, Florida 33983
Email: jshelton@ca.cjis20.org
Phone: 941.637.2100

From: Jim McCabe [<mailto:Jim.McCabe@co.charlotte.fl.us>]
Sent: Tuesday, August 17, 2010 11:54 AM
To: Embury, Jon
Cc: Shelton, Jaremy; Eaton, Roger
Subject: FERCRS Foreclosure Cases Disposed

The spreadsheet is attached. There are a total of 875 cases disposed, I added the Case Number field to the end. Not sure of any other fields of information you will need, if so, then we can add them onto the end of this spreadsheet. Let me know how it looks thanks.

Jim McCabe
Programmer Analyst
Charlotte County
(941) 637-2350

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From: [Shelton, Jeremy </O=SAO20/OU=EXCHANGE ADMINISTRATIVE GROUP \(FYDIBOHF23SPDLT\)/CN=RECIPIENTS/CN=JSHELTON>](mailto:Shelton,Jeremy@SAO20.OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=JSHELTON)

To: [Embury, Jon](mailto:Embury,Jon)

CC:

Date: 8/24/2010 7:45:46 AM

Subject: ?FW: FERCRTS Foreclosure Cases Disposed

FYI, I got this from Jim this morning.

From: Jim McCabe [mailto:Jim.McCabe@co.charlotte.fl.us]
Sent: Tuesday, August 24, 2010 8:00 AM
To: Shelton, Jeremy
Subject: RE: FERCRTS Foreclosure Cases Disposed

Hi Jeremy,

Sorry I haven't gotten back with you sooner, I've been tied up with the new BenchMark Criminal system. The changes you have requested don't sound like any problem but my time has been limited, could you please get with John Embry and request my time to work on this through Dean Testa, thanks I would appreciate it.

Jim McCabe
Programmer Analyst
Charlotte County
(941) 637-2350

From: Shelton, Jeremy [mailto:JShelton@CA.CJIS20.ORG]
Sent: Thursday, August 19, 2010 12:57 PM
To: Jim McCabe
Subject: RE: FERCRTS Foreclosure Cases Disposed

Jim,

Here are the changes we need made to the FERCTS spreadsheet according to OSCA's requirements.

1. Column L (Closed for Court Action): Every line in this column should say "TRUE" or "FALSE". Any row with a disposed date in Column E (Date Disposed) should have "TRUE" in Column L. Any row without a disposed date in Column E (showing as 00/00/0000) should say "FALSE" in Column L.
2. Column M (Date Closed for Court Action): the dates in this column should be the same as the dates in Column E (Date Disposed).
3. Column I (Date of Status Change): any field in Column I with a date BEFORE 7/1/2010 should be changed to 7/31/2010. If the row has a disposal date in Column E of before July 1 of this year, it means the case mistakenly left open in the system even though they should have been closed. Column E reflects the date it should have been closed and Column I reflects when the clerk actually corrected the mistake and closed the case in the system (7/31/2010.) For example, row 21 (case 082004CC001086XXXXXX) on the spreadsheet should read "11/2/2007" in Column E but "7/31/2010" in Column I.
4. Columns D, E, H, and M: Can you replace all of the fields that have "00/00/0000" with a dash ("-") or leave them blank so that only fields with actual dates have a visible value? For example, for the "inactive" cases, columns D, E, H, and M should all be blank or have a dash ("-") as the value. For disposed cases, Columns E and M should both

reflect the same date (disposal date), but columns D and H should be blank or have a dash ("-") if there is not a reopen event date in the field.

- 5. Column F: can you make a drop-down list or auto-complete feature for this column? Every field in the column will be one of four options ("Summary/Final Judgment", "Trial", or "Dismissed", or blank if it is not yet disposed). The information in this column will have to be entered by hand, so it would be easier to select one of these options from a list rather than typing the information in each time. Each field in the column should be blank as the default format, until it is changed manually.

Let me know if you have any questions or problems. If you need to, drop by my office to discuss. Send me a copy of the spreadsheet with these changes when you can.

Thank you,

Jaremy J. Shelton

Civil Case Manager
 20th Judicial Circuit, Charlotte County
 Administrative Office of the Courts
 350 East Marion Avenue
 Punta Gorda, Florida 33983
 Email: jshelton@ca.cjis20.org
 Phone: 941.637.2100

From: Jim McCabe [mailto:Jim.McCabe@co.charlotte.fl.us]
Sent: Tuesday, August 17, 2010 11:54 AM
To: Embury, Jon
Cc: Shelton, Jaremy; Eaton, Roger
Subject: FERCRS Foreclosure Cases Disposed

The spreadsheet is attached. There are a total of 875 cases disposed, I added the Case Number field to the end. Not sure of any other fields of information you will need, if so, then we can add them onto the end of this spreadsheet. Let me know how it looks thanks.

Jim McCabe
 Programmer Analyst
 Charlotte County
 (941) 637-2350

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From: Waddell, Bruce </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=BJW2458>

To: Cary, G. Keith

Carlin, John S.

Pivacek, Cynthia

Kyle, Keith

McHugh, Michael

Greider, Christine

Callanan, Richard

Kiesel, Lisa

Middlebrook, Mark

Embury, Jon

Kellum, Ken

Mann, Sheila

'Simon M. Harrison'

CC:

Date: 8/24/2010 7:01:58 AM

Subject: Foreclosure Stats 2010.xlsx

From: Embury, Jon </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=JEMBURY>

To: McCabe, Jim

CC: Shelton, Jeremy

Date: 8/25/2010 3:54:04 PM

Subject: ?RE: Business Rules for the FERCRTS Foreclosure Cases Disposed

Jaremy Shelton- Civil Case Manager
Jon Embury- Court Operations Manager

Let us know when you want to sit down. I have time available on Thursday.
Jon

From: Jim McCabe [mailto:Jim.McCabe@co.charlotte.fl.us]
Sent: Wednesday, August 25, 2010 4:24 PM
To: Embury, Jon
Cc: Shelton, Jeremy
Subject: Business Rules for the FERCRTS Foreclosure Cases Disposed

Hi Jon,

I wanted to have you and Jaremy review the business rules that I have drafted up for this report, let me know when you both would be available to do this. I will also need your job titles as I will put these on the sign-off sheet that I will have you both sign, thanks.

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From: [Jim McCabe <Jim.McCabe@co.charlotte.fl.us>](mailto:Jim.McCabe@co.charlotte.fl.us)

To: [Embury, Jon](#)

CC: [Shelton, Jeremy](#)

Date: 8/25/2010 3:23:42 PM

Subject: Business Rules for the FERCRS Foreclosure Cases Disposed

Hi Jon,

I wanted to have you and Jeremy review the business rules that I have drafted up for this report, let me know when you both would be available to do this. I will also need your job titles as I will put these on the sign-off sheet that I will have you both sign, thanks.

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From: [Jim McCabe <Jim.McCabe@co.charlotte.fl.us>](mailto:Jim.McCabe@co.charlotte.fl.us)

To: [Embury, Jon](#)

CC: [Shelton, Jeremy](#)

Date: 8/26/2010 1:09:06 PM

Subject: FERCRTS Foreclosure Cases Disposed

Hi Jon,

This is the new format of the spreadsheet per the business rules that we established. I did not populate the disposition field with (Summary/Final Judgment, Trial or Dismissed), I thought you would have to populate this manually. If you need me to fill it in we would need to go over the business rules for that. Let me know how this looks to you – thanks.

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From: [Jim McCabe <Jim.McCabe@co.charlotte.fl.us>](mailto:Jim.McCabe@co.charlotte.fl.us)

To: [Embury, Jon](#)

CC: [Shelton, Jeremy](#)

Date: 8/30/2010 8:33:18 AM

Subject: FERCRTS Foreclosure Cases Disposed

Hi Jon,

I was just wondering if you and Jeremy had a chance to look over the format of the new spreadsheet I sent. Let me know how it looks, we should be done with this month's run if it looks OK. Then we would just need to rerun it every month to reflect the newly disposed cases – thanks.

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From: [Jim McCabe <Jim.McCabe@co.charlotte.fl.us>](mailto:Jim.McCabe@co.charlotte.fl.us)

To: [Shelton, Jeremy](#)

CC: [Embury, Jon](#)

Date: 8/30/2010 9:42:36 AM

Subject: ?RE: FERCRS Foreclosure Cases Disposed

September 3rd sounds good to me, we shall shoot for that date – thanks.

From: Shelton, Jeremy [mailto:JShelton@CA.CJIS20.ORG]

Sent: Monday, August 30, 2010 10:37 AM

To: Jim McCabe

Cc: Embury, Jon

Subject: RE: FERCRS Foreclosure Cases Disposed

Correct, any case disposed of prior to 6/30/2010 should reflect a date of 8/31/2010, except the ones already marked as 7/31/2010.

Could you have the updated report to us by Friday, September 3? That should allow enough time for everything to be recorded in the clerk's office.

Thanks

From: Jim McCabe [mailto:Jim.McCabe@co.charlotte.fl.us]

Sent: Monday, August 30, 2010 10:34 AM

To: Shelton, Jeremy

Cc: Embury, Jon

Subject: RE: FERCRS Foreclosure Cases Disposed

I should probably wait to run it after August 31st because of that one column for Date of Status Change – you will want that to reflect a date of 08/31/2010 for any that were disposed prior to 06/30/2010. Does that sound correct to you?

From: Shelton, Jeremy [mailto:JShelton@CA.CJIS20.ORG]

Sent: Monday, August 30, 2010 9:58 AM

To: Jim McCabe

Cc: Embury, Jon

Subject: RE: FERCRS Foreclosure Cases Disposed

Jim,

The spreadsheet looks great; everything is just how we wanted it. When can you rerun it to show all of the August disposals (the current version shows disposals up to 8/16)?

Thank you,

J Jeremy J. Shelton

Civil Case Manager

20th Judicial Circuit, Charlotte County

Administrative Office of the Courts

350 East Marion Avenue

Punta Gorda, Florida 33983

Email: jshelton@ca.cjis20.org

Phone: 941.637.2100

20TH CIR 05940

From: Jim McCabe [mailto:Jim.McCabe@co.charlotte.fl.us]
Sent: Monday, August 30, 2010 9:33 AM
To: Embury, Jon
Cc: Shelton, Jaremy
Subject: FERCRTS Foreclosure Cases Disposed

Hi Jon,

I was just wondering if you and Jaremy had a chance to look over the format of the new spreadsheet I sent. Let me know how it looks, we should be done with this month's run if it looks OK. Then we would just need to rerun it every month to reflect the newly disposed cases – thanks.

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To: [Golden, Diana](#)

[Dick Hogan](#)

[Jeff Tumbarello](#)

[Jerry Bechard](#)

[Jim Johnston](#)

jkrejci@leegov.com

[Katie Lagrone](#)

[Kelly Monahan](#)

[Laura Layden](#)

[Marc Joseph](#)

[Mary Zettel](#)

[Mathew Visaggio](#)

[Paige Rausch](#)

[Pat Gillespie](#)

[Callanan, Richard](#)

CC:

Date: 8/30/2010 7:30:34 AM

Subject: Lee County Foreclosures - Week of August 23rd

Attached are the foreclosure numbers for the week of August 23rd.

Have a great day.

Laura Bennett

(239)533-2522

lbennett@leeclerk.org

Florida has a very broad Public Records Law. Most written communications to or from State and Local Officials regarding State or Local business are public records available to the public and media upon request. Your email communications may therefore be subject to public disclosure.

WEEKLY MORTGAGE FORECLOSURE FILINGS REPORT
(CIRCUIT)

FILED BETWEEN 08/23/10 AND 08/27/10

BREAKDOWN:

DAILY

08/23/10	Monday	32
08/24/10	Tuesday	37
08/25/10	Wednesday	38
08/26/10	Thursday	37
08/27/10	Friday	34
Weekly Total		178

FORECLOSURE TYPE

Commercial	5
Homestead	106
Non-Homestead	67
Weekly Total	178

From: Aloia, Nancy K </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=NKW2884>

To: Cary, G. Keith
Carlin, John S.
McHugh, Michael
Callanan, Richard
Starnes, Hugh E
Thompson, James
Diamond, Stella
Kiesel, Lisa

CC:

Date: 8/5/2010 5:41:28 PM

Subject: ?FW: Clearance report

Good news on Lee's foreclosure reduction plan! We met the 100% clearance rate for July and exceeded our monthly backlog reduction target!

Foreclosure clearance rate for July is at 280% (Filed: 778/disposed: 2,180).

Pending caseload: As of 5/10 was at 21,229 cases and is now at 18,680 cases.

From: Sandi Sauls [mailto:ssauls@leeclerk.org]
Sent: Wednesday, August 04, 2010 8:59 AM
To: Carlin, John S.; McHugh, Michael; Aloia, Nancy K
Cc: Didonato, Lisa; Green, Charlie
Subject: Clearance report

Good month! Should help make the 62% very doable.

Florida has a very broad Public Records Law. Most written communications to or from State and Local Officials regarding State or Local business are public records available to the public and media upon request. Your email communications may therefore be subject to public disclosure.

CA MORTGAGE FORECLOSURE STATISTICS

Case File Date Between 01/01/08, 07/31/10

Case Last Disposition Date Between 01/01/08, 07/31/10

CASE BACKLOG

of Cases
18,680

MONTHLY FILINGS & DISPOSITIONS

Year	#	Month	# Filed	# Disposed	Difference	Clearance
2008	1	January	2,293	611	-1,682	26.65%
2008	2	February	2,460	567	-1,893	23.05%
2008	3	March	2,346	691	-1,655	29.45%
2008	4	April	2,463	1,012	-1,451	41.09%
2008	5	May	2,352	879	-1,473	37.37%
2008	6	June	2,519	1,775	-744	70.46%
2008	7	July	2,300	982	-1,318	42.70%
2008	8	August	2,154	1,118	-1,036	51.90%
2008	9	September	2,447	1,303	-1,144	53.25%
2008	10	October	2,602	1,337	-1,265	51.38%
2008	11	November	1,647	1,179	-468	71.58%
2008	12	December	2,202	3,213	+1,011	145.91%
2009	1	January	2,076	2,287	+211	110.16%
2009	2	February	1,960	1,786	-174	91.12%
2009	3	March	2,199	2,054	-145	93.41%
2009	4	April	1,902	1,641	-261	86.28%
2009	5	May	1,801	1,992	+191	110.61%
2009	6	June	1,653	1,518	-135	91.83%
2009	7	July	1,903	2,051	+148	107.78%
2009	8	August	1,626	1,857	+231	114.21%
2009	9	September	1,583	1,757	+174	110.99%
2009	10	October	1,554	1,677	+123	107.92%
2009	11	November	1,405	2,091	+686	148.83%
2009	12	December	1,614	1,300	-314	80.55%
2010	1	January	1,318	1,953	+635	148.18%
2010	2	February	1,394	1,393	-1	99.93%
2010	3	March	1,138	2,072	+934	182.07%
2010	4	April	988	1,812	+824	183.40%
2010	5	May	830	1,662	+832	200.24%
2010	6	June	929	1,594	+665	171.58%
2010	7	July	778	2,180	+1,402	280.21%

From: Callanan, Richard </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=RCALLANAN>

To: Middlebrook, Mark

CC:

Date: 8/5/2010 3:37:48 PM

Subject: ?Re: Foreclosure and Economic Recovery Initiative initial Case Data List

Not true, but unbelievably complicated. Eric will call to clarify. Many cases are reopened for postponement of sale etc, which is not in the count

Richard Callanan
Circuit Court Administrator
20th Judicial Circuit
Fort Myers, FL 33901

On Aug 5, 2010, at 3:14 PM, "Middlebrook, Mark" wrote:

Good Afternoon Sir

Can you please read the below text and advise. This makes no sense to both Debbie and I.

Thanks

From: Mravic, Deborah
Sent: Thursday, July 29, 2010 2:25 PM
To: Middlebrook, Mark
Cc: Pivacek, Cynthia
Subject: FW: Foreclosure and Economic Recovery Initiative initial Case Data List

Do you know if this is true?? That re-closed cases will count in the reduction?? It doesn't make sense..if it is true...wouldn't it easy for us to start working on to close the reclosed cases??

From: Jill M. Lennon [mailto:Jill.Lennon@collierclerk.com]
Sent: Thursday, July 29, 2010 11:17 AM
To: Pivacek, Cynthia
Cc: Mravic, Deborah
Subject: RE: Foreclosure and Economic Recovery Initiative initial Case Data List

They will be closed and count in the reduction. That is my understanding.

20TH CIR 05947

From: Pivacek, Cynthia [mailto:CPivacek@CA.CJIS20.ORG]
Sent: Thursday, July 29, 2010 11:16 AM
To: Jill M. Lennon
Cc: Mravic, Deborah
Subject: RE: Foreclosure and Economic Recovery Initiative initial Case Data List

do they then get reclosed and counted as dispositions? will they be counted in our reduction in backlog?

Sorry for my lack of understanding..just want to have a clearly identified target.

From: Jill M. Lennon [mailto:Jill.Lennon@collierclerk.com]
Sent: Thursday, July 29, 2010 11:09 AM
To: Pivacek, Cynthia
Cc: Mravic, Deborah
Subject: RE: Foreclosure and Economic Recovery Initiative initial Case Data List

They required us to report the number of reopens. I will check with Darlene to see the main reasons for reopens.

Thank you,

Jill

From: Pivacek, Cynthia [mailto:CPivacek@CA.CJIS20.ORG]
Sent: Thursday, July 29, 2010 9:42 AM
To: Jill M. Lennon
Cc: Mravic, Deborah
Subject: RE: Foreclosure and Economic Recovery Initiative initial Case Data List

Good..I will keep working with you and get back with you on the other matters...Mark is back so I have filled him in on the topics we talked about

Also, if you come across any cases that need judicial follow up like we talked about...i.e. filed in 2011, you pull the

Also,,are we going to be counted on reopens? If so, what is a reopen in a foreclosure...perhaps a motion for a writ , deficiency judgment or to re foreclosure?

From: Jill M. Lennon [mailto:Jill.Lennon@collierclerk.com]
Sent: Wednesday, July 28, 2010 2:36 PM
To: Pivacek, Cynthia
Subject: RE: Foreclosure and Economic Recovery Initiative initial Case Data List

It looks like 8869 pending foreclosures and 731 reopens.

From: Pivacek, Cynthia [mailto:CPivacek@CA.CJIS20.ORG]
Sent: Wednesday, July 28, 2010 2:03 PM
To: Jill M. Lennon
Subject: RE: Foreclosure and Economic Recovery Initiative initial Case Data List

Thanks...is there a Number of outstanding cases as of July 1 that we can quantify?

From: Jill M. Lennon [mailto:Jill.Lennon@collierclerk.com]
Sent: Tuesday, July 27, 2010 5:10 PM
To: Pivacek, Cynthia; Middlebrook, Mark
Subject: FW: Foreclosure and Economic Recovery Initiative initial Case Data List

Here is the report that we sent to OSCA. Darlene will continue to work on the reopen cases that really should be closed. That should help. I will forward you all reports that we send.

Jill

From: Darlene M. Muszynski
Sent: Tuesday, July 13, 2010 2:02 PM
To: 'stockdap@flcourts.org'
Cc: Dwight E. Brock; Jill M. Lennon; Jennifer L. Lofendo; Marc D. Tougas
Subject: Foreclosure and Economic Recovery Initiative initial Case Data List

P.J.

20TH CIR 05949

Please find Collier County's Foreclosure Initial Case Data List.

Darlene Muszynski

Assistant Director Civil

(239) 252-2706

darlene.muszynski@collierclerk.com

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www.symantec.com

From: Middlebrook, Mark </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=MARKM>

To: Callanan, Richard

CC:

Date: 8/5/2010 2:14:10 PM

Subject: ?FW: Foreclosure and Economic Recovery Initiative initial Case Data List

Good Afternoon Sir

Can you please read the below text and advise. This makes no sense to both Debbie and I.

Thanks

From: Mravic, Deborah

Sent: Thursday, July 29, 2010 2:25 PM

To: Middlebrook, Mark

Cc: Pivacek, Cynthia

Subject: FW: Foreclosure and Economic Recovery Initiative initial Case Data List

Do you know if this is true?? That re-closed cases will count in the reduction?? It doesn't make sense..if it is true...wouldn't it easy for us to start working on to close the reclosed cases??

From: Jill M. Lennon [mailto:Jill.Lennon@collierclerk.com]

Sent: Thursday, July 29, 2010 11:17 AM

To: Pivacek, Cynthia

Cc: Mravic, Deborah

Subject: RE: Foreclosure and Economic Recovery Initiative initial Case Data List

They will be closed and count in the reduction. That is my understanding.

From: Pivacek, Cynthia [mailto:CPivacek@CA.CJIS20.ORG]

Sent: Thursday, July 29, 2010 11:16 AM

To: Jill M. Lennon

Cc: Mravic, Deborah

Subject: RE: Foreclosure and Economic Recovery Initiative initial Case Data List

do they then get reclosed and counted as dispositions? will they be counted in our reduction in backlog?

20TH CIR 05952

11_29_2010

Sorry for my lack of understanding..just want to have a clearly identified target.

From: Jill M. Lennon [mailto:Jill.Lennon@collierclerk.com]
Sent: Thursday, July 29, 2010 11:09 AM
To: Pivacek, Cynthia
Cc: Mravic, Deborah
Subject: RE: Foreclosure and Economic Recovery Initiative initial Case Data List

They required us to report the number of reopens. I will check with Darlene to see the main reasons for reopens.

Thank you,

Jill

From: Pivacek, Cynthia [mailto:CPivacek@CA.CJIS20.ORG]
Sent: Thursday, July 29, 2010 9:42 AM
To: Jill M. Lennon
Cc: Mravic, Deborah
Subject: RE: Foreclosure and Economic Recovery Initiative initial Case Data List

Good..I will keep working with you and get back with you on the other matters...Mark is back so I have filled him in on the topics we talked about

Also, if you come across any cases that need judicial follow up like we talked about...i.e. final judgments, if you pull the file and send them to Debbie Mravic she will have the follow up done...so that should help move cases too!!

Also,,,are we going to be counted on reopens? If so, what is a reopen in a foreclosure...perhaps a motion for a writ , deficiency judgment or to re foreclosure?

From: Jill M. Lennon [mailto:Jill.Lennon@collierclerk.com]
Sent: Wednesday, July 28, 2010 2:36 PM
To: Pivacek, Cynthia

20TH CIR 05953

Subject: RE: Foreclosure and Economic Recovery Initiative initial Case Data List

It looks like 8869 pending foreclosures and 731 reopens.

From: Pivacek, Cynthia [mailto:CPivacek@CA.CJIS20.ORG]
Sent: Wednesday, July 28, 2010 2:03 PM
To: Jill M. Lennon
Subject: RE: Foreclosure and Economic Recovery Initiative initial Case Data List

Thanks...is there a Number of outstanding cases as of July 1 that we can quantify?

From: Jill M. Lennon [mailto:Jill.Lennon@collierclerk.com]
Sent: Tuesday, July 27, 2010 5:10 PM
To: Pivacek, Cynthia; Middlebrook, Mark
Subject: FW: Foreclosure and Economic Recovery Initiative initial Case Data List

Here is the report that we sent to OSCA. Darlene will continue to work on the reopen cases that really should be closed. That should help. I will forward you all reports that we send.

Jill

From: Darlene M. Muszynski
Sent: Tuesday, July 13, 2010 2:02 PM
To: 'stockdap@flcourts.org'
Cc: Dwight E. Brock; Jill M. Lennon; Jennifer L. Lofendo; Marc D. Tougas
Subject: Foreclosure and Economic Recovery Initiative initial Case Data List

P.J.

Please find collier County's Foreclosure Initial Case Data List.

Darlene Muszynski

Assistant Director Civil

(239) 252-2706

darlene.muszynski@collierclerk.com

<

20TH CIR 05954

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From: Rose, Penelope </O=SAO20/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=PROSE>

To: Callanan, Richard

Carlin, John S.

Cary, G. Keith

Embury, Jon

Kellum, Ken

Kiesel, Lisa

Kyle, Keith

Middlebrook, Mark

Pivacek, Cynthia

CC:

Date: 8/5/2010 12:57:40 PM

Subject: July 2010 SJ Foreclosure Report

From: Callanan, Richard </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=RCALLANAN>

To: Aloia, Nancy K
Middlebrook, Mark
Embury, Jon
Mann, Sheila

CC: Cary, G. Keith
Fishbeck, Eric

Date: 8/6/2010 2:25:08 PM

Subject: ?FW: Foreclosure and Economic Recovery Initiative

Dear All

See attached the overall foreclosure backlog target reductions from OSCA. Eric Fishbeck will be working with you to track these 62% backlog reduction targets and assist you in the pending case status reports.

Preliminary reports are that we are doing great so far, but I do not have Foreclosure case data for July from all counties yet. It is important that you obtain data from the clerk on a monthly basis to keep track of progress: Foreclosure cases added/cases disposed/clearance rate /total cases pending/progress in meeting backlog goal. Please let me know when you have this data for the month of July for your county.

Thanks

From: Kristine Slayden [mailto:slaydenk@flcourts.org]

Sent: Friday, August 06, 2010 2:53 PM

To: Trial Court Chief Judges; Trial Court Administrators

Cc: Lisa Goodner; Judge John Laurent; Steinbeck, Margaret; P.J. Stockdale; Arlene Johnson; Charlotte Jerrett

Subject: Foreclosure and Economic Recovery Initiative

Chief Judges and Trial Court Administrators – As mentioned at the JAC meeting in Marco Island, the OSCA plans to provide you with monthly feedback on your progress in achieving the 62% backlog reduction goal. As a reminder, I have attached the target backlog reduction statistics for the foreclosure and economic recovery initiative. We have received a number of inquiries from judges requesting these statistics. You may want to forward the attachment to those judges who are directly working on the initiative.

We plan to send you the following two reports monthly so that you can monitor the statistics that we get in Tallahassee:

20TH CIR 05958

11_29_2010

- 1) As data comes in from the clerks of court on their SRS reports of filings and dispositions, we will provide you with your circuit's progress in reducing the backlog by 62%. We will send the first report out to you on August 30th and then monthly from then on.
- 2) As data comes in from court administration on the status of the cases from the tracking system, we will provide you with analysis of the status and age of cases currently being handled as part of the initiative. We will send the first report out to you on September 30th, and then monthly from then on.

These monthly statistics will be provided to you only for internal use and will not be released externally without prior approval. Please let me know if you have any questions. Thanks. Kris

Kris Slayden

Research and Data

Office of the State Courts Administrator

Florida Supreme Court

500 S. Duval Street

Tallahassee, Florida 32399

850-922-5106 (wk)

850-556-2335 (cell)

850-414-1342 (fax)

Target Backlog Reduction
Foreclosure and Economic Recovery Funding
Backlog Cases
FY 2006/07 through Estimated FY 2010/11

Circuit	Estimated Real Property/ Mortgage Foreclosure Backlog Cases	62% of Estimated Real Property/ Mortgage Foreclosure Backlog Cases
1	12,960	8,035
2	4,385	2,719
3	1,325	822
4	21,523	13,344
5	19,931	12,357
6	39,394	24,424
7	21,585	13,383
8	2,575	1,597
9	50,600	31,372
10	12,979	8,047
11	87,955	54,532
12	25,557	15,845
13	38,180	23,672
14	4,634	2,873
15	63,402	39,309
16	2,671	1,656
17	57,514	35,659
18	31,052	19,252
19	20,717	12,844
20	41,005	25,423
Total	559,945	347,165

From: Cambareri, Kimberly </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=KCAMBARERI>

To: Carlin, John S.

Aloia, Nancy K

CC:

Date: 8/9/2010 8:13:06 AM

Subject: Foreclosure Stats

Good morning

Here are the six week foreclosure stats from 08/09/2010 to 09/24/2010. Also included are the detailed stats for Judge Schreiber. Please contact me if you have any questions.

Kimberly Cambareri
Computer Programmer/Analyst
20th Judicial Circuit Courts
(239) 533-9103 work
(239) 357-4506 mobile
<mailto:kcambareri@ca.cjis20.org>

Foreclosure docket from 8/9/2010 to 9/24/2010

JUDGE GERALD

Hearing Date 08/09/2010 2

JUDGE MC HUGH

Hearing Date 08/09/2010 1

SENIOR JUDGE STARNES

Hearing Date 08/09/2010 5

SENIOR JUDGE STARNES

Hearing Date 08/10/2010 1

SENIOR JUDGE CIVIL DEP

Hearing Date 08/11/2010 8

SENIOR JUDGE MCIVER

Hearing Date 08/11/2010 96

SENIOR JUDGE MCIVER

Hearing Date 08/12/2010 18

SENIOR JUDGE STARNES

Hearing Date 08/13/2010 8

SENIOR JUDGE THOMPSON

Hearing Date 08/13/2010 357

JUDGE GERALD

Hearing Date 08/16/2010 2

SENIOR JUDGE CIVIL DEP

Hearing Date 08/16/2010 9

SENIOR JUDGE CIVIL DEP

Hearing Date 08/17/2010 8

SENIOR JUDGE CIVIL DEP

Hearing Date 08/18/2010 67

SENIOR JUDGE CIVIL DEP

Hearing Date 08/19/2010 7

SENIOR JUDGE STARNES

Hearing Date 08/20/2010 285

JUDGE GERALD

Hearing Date 08/23/2010 1

SENIOR JUDGE CIVIL DEP

Hearing Date 08/23/2010 20

JUDGE J ROSMAN

Hearing Date 08/24/2010 10

SENIOR JUDGE THOMPSON

Hearing Date 08/27/2010 387

Foreclosure docket from 8/9/2010 to 9/24/2010

SENIOR JUDGE CIVIL DEP

Hearing Date 08/30/2010 4

SENIOR JUDGE CIVIL DEP

Hearing Date 08/31/2010 15

SENIOR JUDGE STARNES

Hearing Date 09/01/2010 19

SENIOR JUDGE STARNES

Hearing Date 09/02/2010 7

SENIOR JUDGE STARNES

Hearing Date 09/03/2010 153

SENIOR JUDGE THOMPSON

Hearing Date 09/10/2010 193

JUDGE GERALD

Hearing Date 09/13/2010 1

SENIOR JUDGE STARNES

Hearing Date 09/13/2010 1

SENIOR JUDGE STARNES

Hearing Date 09/17/2010 82

SENIOR JUDGE STARNES

Hearing Date 09/20/2010 15

SENIOR JUDGE THOMPSON

Hearing Date 09/21/2010 15

SENIOR JUDGE MCIVER

Hearing Date 09/24/2010 17

SENIOR JUDGE STARNES

Hearing Date 09/24/2010 345

Total cases From 8/9/2010 to 9/24/2010 2,159

**Six week listing of to include hearings with a motion = foreclosure ONLY*

Judge Schreibers Docket from 8/9/2010 to 9/24/2010 - All hearings

On Hearing Date **08/16/2010**

Starting At **0900**

CHANGE OF VENUE		1
Motion: DISBURSE FUNDS		1
Motion: ENFORCE		1
Motion: SHOW CAUSE		1
Motion: WITHDRAW		2

Total For time: **0900** **6**

Starting At **1000**

Appeal May 25, June 14 Rulings, Sanctions, Compel, Opposition		1
Strike Pleadings and impose Sanctions		1
to Reopen		1

Total For time: **1000** **3**

Starting At **1100**

Plaintiff Motion for Partial Summary Judgement		1
--	--	---

Total For time: **1100** **1**

Starting At **1145**

All Pending Motions		1
---------------------	--	---

Total For time: **1145** **1**

Starting At **1215**

Motion: CASE MANAGEMENT		1
-------------------------	--	---

Total For time: **1215** **1**

Starting At **1330**

ALL PENDING MOTIONS		1
---------------------	--	---

Total For time: **1330** **1**

Starting At **1400**

Motion: CASE MANAGEMENT CONFERENCE		1
------------------------------------	--	---

Total For time: **1400** **1**

Starting At **1430**

Partial Summary Judgement		1
---------------------------	--	---

Total For time: **1430** **1**

Total For Hearing Date **08/16/2010** **15**

On Hearing Date **08/17/2010**

Starting At **0900**

Motion: COMPEL		1
Motion: ENFORCE		1

Total For time: **0900** **2**

Starting At **1000**

Motion: CASE MANAGEMENT CONFERENCE		1
------------------------------------	--	---

Total For time: **1000** **1**

Starting At **1100**

Judge Schreibers Docket from 8/9/2010 to 9/24/2010 - All
hearings

Motion: CASE MANAGEMENT CONFERENCE 1
Total For time: 1100 1

Starting At 1330

Motion: CONTINUE 1
Total For time: 1330 1

Starting At 1430

Motion: CASE MANAGEMENT CONFERENCE 2
 Motion: SUMMARY JUDGEMENT 2
Total For time: 1430 4

Starting At 1530

Motion: CASE MANAGEMENT CONFERENCE 1
 Motion: COMPEL 1
 Motion: SUMMARY JUDGEMENT 1
Total For time: 1530 3

Total For Hearing Date 08/17/2010 12

On Hearing Date 08/18/2010

Starting At 0900

Motion: CASE MANAGEMENT CONFERENCE 1
 Motion: PRETRIAL CONFERENCE 1
Total For time: 0900 2

Starting At 1000

Motion: CASE MANAGEMENT CONFERENCE 2
Total For time: 1000 2

Starting At 1330

Motion: PRETRIAL CONFERENCE 1
Total For time: 1330 1

Starting At 1430

Motion: PRETRIAL CONFERENCE 1
Total For time: 1430 1

Total For Hearing Date 08/18/2010 6

On Hearing Date 08/19/2010

Starting At 1000

Motion: REHEARING 1
 Motion: SANCTIONS 1
Total For time: 1000 2

Starting At 1430

Court to approve settlement 1
 Motion: SUMMARY JUDGEMENT 1
Total For time: 1430 2

Total For Hearing Date 08/19/2010 4

Judge Schreibers Docket from 8/9/2010 to 9/24/2010 - All
hearings

On Hearing Date	08/23/2010	
<hr/>		
Starting At	0900	
Motion: CASE MANAGEMENT CONFERENCE		6
Total For time:	0900	6
<hr/>		
Starting At	1000	
Motion: CASE MANAGEMENT CONFERENCE		1
Total For time:	1000	1
<hr/>		
Starting At	1015	
Motion: CASE MANAGEMENT CONFERENCE		1
Total For time:	1015	1
<hr/>		
Total For Hearing Date	08/23/2010	8

On Hearing Date	08/30/2010	
<hr/>		
Starting At	0900	
Motion: PRETRIAL CONFERENCE		2
Total For time:	0900	2
<hr/>		
Starting At	1000	
Motion: PRETRIAL CONFERENCE		2
Total For time:	1000	2
<hr/>		
Starting At	1100	
Motion: CASE MANAGEMENT CONFERENCE		1
Motion: PRETRIAL CONFERENCE		1
Total For time:	1100	2
<hr/>		
Starting At	1330	
Motion: CASE MANAGEMENT CONFERENCE		6
Total For time:	1330	6
<hr/>		
Starting At	1430	
In camera to Compel		1
Motion: CASE MANAGEMENT CONFERENCE		1
Total For time:	1430	2
<hr/>		
Total For Hearing Date	08/30/2010	14

On Hearing Date	08/31/2010	
<hr/>		
Starting At	0900	
Motion: CASE MANAGEMENT CONFERENCE		5
Total For time:	0900	5
<hr/>		
Starting At	1000	
Motion: CASE MANAGEMENT CONFERENCE		5
Total For time:	1000	5
<hr/>		
Starting At	1100	
Motion: CASE MANAGEMENT CONFERENCE		1
Total For time:	1100	1

Judge Schreibers Docket from 8/9/2010 to 9/24/2010 - All hearings

Total For Hearing Date **08/31/2010** **11**

On Hearing Date **09/01/2010**

Starting At **0900**

Motion: CASE MANAGEMENT CONFERENCE **6**

Total For time: **0900** **6**

Starting At **1000**

Motion: CASE MANAGEMENT CONFERENCE **6**

Total For time: **1000** **6**

Starting At **1330**

Objections to Magistrate Report **1**

Total For time: **1330** **1**

Total For Hearing Date **09/01/2010** **13**

On Hearing Date **09/02/2010**

Starting At **0900**

Motion: CASE MANAGEMENT CONFERENCE **6**

Total For time: **0900** **6**

Starting At **1000**

Motion: CASE MANAGEMENT CONFERENCE **6**

Total For time: **1000** **6**

Starting At **1100**

M/Dismiss and intervention **1**

Motion: CASE MANAGEMENT CONFERENCE **2**

Total For time: **1100** **3**

Starting At **1330**

Motion: SUMMARY JUDGEMENT **1**

Total For time: **1330** **1**

Starting At **1430**

Charging Liens **1**

Total For time: **1430** **1**

Total For Hearing Date **09/02/2010** **17**

On Hearing Date **09/20/2010**

Starting At **0900**

Motion: COMPEL **1**

Motion: SUMMARY JUDGEMENT **1**

Total For time: **0900** **2**

Starting At **1000**

Motion: COMPEL **1**

Total For time: **1000** **1**

Starting At **1100**

Add Punitive Damages **1**

20TH CIR 05967

Judge Schreibers Docket from 8/9/2010 to 9/24/2010 - All hearings

Motion: PRETRIAL CONFERENCE 1

Total For time: 1100 2

Starting At 1330

Bifurcate, Partial SJ,M/Determine Damages,M/Summary Judg. 1

Total For time: 1330 1

Starting At 1430

Motion: COMPEL 1

Motion: SANCTIONS 1

Total For time: 1430 2

Starting At 1500

Motion: DOCKET SOUNDING 8

Total For time: 1500 8

Total For Hearing Date 09/20/2010 16

On Hearing Date 09/21/2010

Starting At 0900

Award of Damages 1

CMC and All Pending Motions 1

Total For time: 0900 2

Starting At 1000

Motion: CASE MANAGEMENT CONFERENCE 1

Motion: PRETRIAL CONFERENCE 2

Motion: SUMMARY JUDGEMENT 1

Total For time: 1000 4

Starting At 1100

Motion: PRETRIAL CONFERENCE 2

Total For time: 1100 2

Starting At 1330

Motion: PRETRIAL CONFERENCE 2

Total For time: 1330 2

Starting At 1430

Fees and Costs 1

Motion: LIMINE 1

Motion: PRETRIAL CONFERENCE 1

Total For time: 1430 3

Total For Hearing Date 09/21/2010 13

On Hearing Date 09/24/2010

Starting At 1000

Motion: CASE MANAGEMENT CONFERENCE 1

Total For time: 1000 1

Starting At 1300

Motion: CASE MANAGEMENT CONFERENCE 1

20TH CIR 05968

Judge Schreibers Docket from 8/9/2010 to 9/24/2010 - All
hearings

Total For time: 1300 1

Total For Hearing Date 09/24/2010 2

Total cases From 8/9/2010 to 9/24/2010 131

Six week listing of all Judge Schreibers hearings sorted by motion

From: Callanan, Richard </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=RCALLANAN>

To: Pivacek, Cynthia

CC: Middlebrook, Mark

Hayes, Hugh

Mravic, Deborah

Fishbeck, Eric

Date: 9/1/2010 7:07:06 PM

Subject: ?Re: Foreclosure backlog

Hi Judge

The sale cancellations won't affect the backlog reduction numbers. Cases that are disposed by the court, e.g summary judgment, are counted as disposed for purposes of backlog reduction. Sale cancellations by clerk will not affect the numbers. The clerk may note the cases as reopened on his system pending new sale date, but those reopened cases should not be in our pending case count. They are disposed as far as the court is concerned.

We are seeing cases noticed in lee for trial/docket sounding that are postponing before Hearing for suggestion of bankruptcy. Those Cases are checked on PACER and if any bankruptcy petition is Filed, the case is noted on pending case list as delayed- bankruptcy. OSCA will not count those cases in the active backlog if so noted.

OSCA will be sending out a pending case report that they compile from clerks systems on 9/10 and we are required to work with clerks to validate the lists and keep the pending case lists and bankruptcy-delay reasons as accurate as possible. It will be very tough list to keep up to date, and clerks will need to work with us on it. Eric Fishbeck has been working with OSCA and will work with Deb and clerks on this report.

I will set up a time to come down with Eric and go over these issues.

PS. We are also working on the clerk-chief judge letter you mentioned this am. Should have to you shortly

Best,

Rick

20th Judicial Circuit > Integrity, Fairness, Service

On Sep 1, 2010, at 4:28 PM, "Pivacek, Cynthia" wrote:

Rick

This is a problem that is going to interfere with our ability to reduce our backlog. It is not a new issue.

20TH CIR 05970

I do have any real options or suggestions. The majority are cancelled because the bank says they are working with the homeowner. So if we take a hard and fast position on cancellations, then we will be accused of discouraging workouts. We have no control if they are canceled due to bankruptcy.

For statistical purposes, I understand that our numbers are counted when the final judgment is signed. There was some question about reopens.

It may just be an issue that it is cumbersome to the clerk and time consuming.

Maybe we should work with the clerk to trigger a computer record of the reasons for the cancellations.

CAP

From: Dwight E. Brock [mailto:Dwight.Brock@collierclerk.com]
Sent: Wednesday, September 01, 2010 3:39 PM
To: Pivacek, Cynthia; Hayes, Hugh; Cary, G. Keith
Subject: FYI

Of our 588 foreclosure cases set for sale by order, 261 or 44.4% of the sales were canceled (see attached report). I thought that you might want to be aware of the numbers.

Dwight

Please visit us on the web at www.collierclerk.com

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