

deployed circuit-wide. Court leadership would like to be able to share this information with the clerks so they can plan accordingly, since they were appropriated \$3.6 million to support our initiative. Please provide:

-The amount of **magistrate/senior judge FTE's** that will be assigned in **each county** based on the expected workload from the backlogged cases. *Note: Single county circuits can ignore this question.*

-If you have multiple **magistrate/senior judge FTE's** in the proposal, what is the maximum number of courtrooms that will be scheduled at any one time in **each county**?

As usual we are under a tight timeframe. Please respond by **Wednesday, May 12th C.O.B.**

Please let me know if you have any questions or concerns.

Thanks,
Heather

Heather Thuotte-Pierson
Office of the State Courts Administrator
Court Statistics Consultant
(850) 410-3376
piersonh@flcourts.org

Julian Letton

From: Steve Shaw
Sent: Friday, August 20, 2010 9:33 AM
To: Francine Beckstead
Subject: FW: Foreclosure and Economic Recovery Project
Attachments: 19_43Martin_FERCTS.xls

Hi Francine,

I would like to request that you provide me with an updated report that captures the data as requested by Tom in an e-mail this past week to Mrs. Ewing. I have attached a spreadsheet that can be used as an example for all data elements requested. Tom Genung would like for us to receive the report from Martin County on or before the 1st of the month, each month for approximately the next year. I understand that the Clerk's Office will be submitting a similar report to the State of Florida each month. Since you have already submitted case information to the state for all cases prior to July 1, 2010, I only need information on case activity from that date forward.

Please let me know if this is possible and when you believe we will be able to receive this month's report.

Thank you for your assistance with this data.

Steve

Stephen L. Shaw, Court Technology Officer
State of Florida Court System
Nineteenth Judicial Circuit Court
Court Administration - Suite 217
250 NW Country Club Dr.
Port Saint Lucie, FL 34986

772-807-4395 Office
772-528-2158 Cell
772-807-4377 Fax
shaws@circuit19.org

From: Thomas Genung
Sent: Monday, August 16, 2010 5:10 PM
To: Joseph Smith; Marsha Ewing; Barton, Jeffrey (jeffreykbarton@yahoo.com); Sharon Robertson
Cc: Carin Smith; Jeff Smith; Steve Levin; Steve Shaw
Subject: Foreclosure and Economic Recovery Project

As I'm sure you are all aware, this project is under way, and picking up as time goes on. We are required by the Legislature to report dispositions to prove that the backlog of cases associated with this circuit has actually been addressed by these efforts, similar to the requirements you have, but reporting slightly different information. To that end, are you able to share with us disposition information on

16TH CIR 00702

2/3/2011

residential mortgage foreclosure cases disposed since 7/1 in an electronic format that can be loaded into the excel spreadsheet that we have to report on? If it is okay with you, I will ask Steve Shaw to be in communication with your technology staff to discuss options. Our first reporting is due on September 10th. If we are unable to develop an electronic sharing process, I will need docket notes with dispositional information sooner than later so we can input the information manually.

Thank you for your consideration.

Thomas A. Genung, Esq.
Trial Court Administrator
19th Judicial Circuit
250 Country Club Dr., Ste. 217
Port St. Lucie, FL 34986
Phone: 772-807-4370
Fax: 772-807-4377
Email: genungt@circuit19.org

Julian Letton

From: Steve Shaw
Sent: Friday, August 20, 2010 9:26 AM
To: Tummond, Gary
Subject: FW: Foreclosure and Economic Recovery Project
Attachments: 19_31IndianRiver_FERCTS.xls

Hi Gary,

I would like to request that you provide me with an updated report that captures the data as requested by Tom in an e-mail this past week to Mr. Barton. I have attached a spreadsheet that can be used as an example for all data elements requested. Tom Genung would like for us to receive the report from Indian River County on or before the 1st of the month, each month for approximately the next year. I understand that the Clerk's Office will be submitting a similar report to the State of Florida each month. Since you have already submitted case information to the state for all cases prior to July 1, 2010, I only need information on case activity from that date forward.

Please let me know if this is possible and when you believe we will be able to receive this month's report.

Thank you for your assistance with this data.

Steve

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From: Thomas Genung
Sent: Monday, August 16, 2010 5:10 PM
To: Joseph Smith; Marsha Ewing; Barton, Jeffrey (jeffreykbarton@yahoo.com); Sharon Robertson
Cc: Carin Smith; Jeff Smith; Steve Levin; Steve Shaw
Subject: Foreclosure and Economic Recovery Project

As I'm sure you are all aware, this project is under way, and picking up as time goes on. We are required by the Legislature to report dispositions to prove that the backlog of cases associated with this circuit has actually been addressed by these efforts, similar to the requirements you have, but reporting slightly different

16TH CIR 00704

2/3/2011

information. To that end, are you able to share with us disposition information on residential mortgage foreclosure cases disposed since 7/1 in an electronic format that can be loaded into the excel spreadsheet that we have to report on? If it is okay with you, I will ask Steve Shaw to be in communication with your technology staff to discuss options. Our first reporting is due on September 10th. If we are unable to develop an electronic sharing process, I will need docket notes with dispositional information sooner than later so we can input the information manually.

Thank you for your consideration.

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Email: genungt@circuit19.org

Julian Letton

From: Thomas Genung
Sent: Thursday, August 19, 2010 12:22 PM
To: Steve Shaw
Subject: FW: Foreclosure and Economic Recovery Project

From: Cindy Carlsward [mailto:CCarlsward@clerk.indian-river.org]
Sent: Thursday, August 19, 2010 9:23 AM
To: Thomas Genung
Cc: Jeff Smith
Subject: RE: Foreclosure and Economic Recovery Project

We are working on and meeting about this today. I will get back with you.
Cindy

From: Jeffrey Barton [mailto:jeffreykbaron@yahoo.com]
Sent: Tuesday, August 17, 2010 11:26 AM
To: Cindy Carlsward
Subject: Fw: Foreclosure and Economic Recovery Project

----- Forwarded Message -----

From: Carin Smith <ccs@Stlucieclerk.com>
To: Thomas Genung <GenungT@circuit19.org>; Joseph Smith <Joe@Stlucieclerk.com>; Marsha Ewing <mewing@martin.fl.us>; "Barton, Jeffrey (jeffreykbaron@yahoo.com)" <jeffreykbaron@yahoo.com>; Sharon Robertson <srobertson@clerk.co.okeechobee.fl.us>
Cc: Jeff Smith <JSmith@clerk.indian-river.org>; Steve Levin <LevinS@circuit19.org>; Steve Shaw <shaws@circuit19.org>; Tanya Green <GreenT@Stlucieclerk.com>
Sent: Tue, August 17, 2010 10:36:51 AM
Subject: RE: Foreclosure and Economic Recovery Project

I have cc-ed Tanya on this email so that she is aware.
Thanks,
CCS

Carin Smith, Chief of Staff
Administration
Joseph E. Smith, Clerk of The Circuit Court
St. Lucie County, Florida
Phone: 772-462-2345
Fax: 772-462-6915
www.stlucieclerk.com

From: Thomas Genung [mailto:GenungT@circuit19.org]
Sent: Monday, August 16, 2010 5:10 PM
To: Joseph Smith; Marsha Ewing; Barton, Jeffrey (jeffreykbaron@yahoo.com); Sharon Robertson
Cc: Carin Smith; Jeff Smith; Steve Levin; Steve Shaw
Subject: Foreclosure and Economic Recovery Project

As I'm sure you are all aware, this project is under way, and picking up as

time goes on. We are required by the Legislature to report dispositions to prove that the backlog of cases associated with this circuit has actually been addressed by these efforts, similar to the requirements you have, but reporting slightly different information. To that end, are you able to share with us disposition information on residential mortgage foreclosure cases disposed since 7/1 in an electronic format that can be loaded into the excel spreadsheet that we have to report on? If it is okay with you, I will ask Steve Shaw to be in communication with your technology staff to discuss options. Our first reporting is due on September 10th. If we are unable to develop an electronic sharing process, I will need docket notes with dispositional information sooner than later so we can input the information manually.

Thank you for your consideration.

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Under Florida law, e-mail addresses are public records. If you do not want your e-mail address released in response to a public-records request, do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

Julian Letton

From: Steve Shaw
Sent: Friday, August 20, 2010 9:35 AM
To: Allen Queen
Subject: FW: Foreclosure and Economic Recovery Project
Attachments: 19_47Okeechobee_FERCTS.xls

Hi Allen,

I would like to request that you provide me with an updated report that captures the data as requested by Tom in an e-mail this past week to Ms. Robertson. I have attached a spreadsheet that can be used as an example for all data elements requested. Tom Genung would like for us to receive the report from Okeechobee County on or before the 1st of the month, each month for approximately the next year. I understand that the Clerk's Office will be submitting a similar report to the State of Florida each month. Since you have already submitted case information to the state for all cases prior to July 1, 2010, I only need information on case activity from that date forward.

Please let me know if this is possible and when you believe we will be able to receive this month's report.

Thank you for your assistance with this data.

Steve

Stephen L. Shaw, Court Technology Officer
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Court Administration - Suite 217
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Port Saint Lucie, FL 34986

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772-528-2158 Cell
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shaws@circuit19.org

From: Thomas Genung
Sent: Monday, August 16, 2010 5:10 PM
To: Joseph Smith; Marsha Ewing; Barton, Jeffrey (jeffreykbaron@yahoo.com); Sharon Robertson
Cc: Carin Smith; Jeff Smith; Steve Levin; Steve Shaw
Subject: Foreclosure and Economic Recovery Project

As I'm sure you are all aware, this project is under way, and picking up as time goes on. We are required by the Legislature to report dispositions to prove that the backlog of cases associated with this circuit has actually been addressed by these efforts, similar to the requirements you have, but reporting slightly different information. To that end, are you able to share with us disposition information on

16TH CIR 00708

2/3/2011

residential mortgage foreclosure cases disposed since 7/1 in an electronic format that can be loaded into the excel spreadsheet that we have to report on? If it is okay with you, I will ask Steve Shaw to be in communication with your technology staff to discuss options. Our first reporting is due on September 10th. If we are unable to develop an electronic sharing process, I will need docket notes with dispositional information sooner than later so we can input the information manually.

Thank you for your consideration.

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Email: genungt@circuit19.org

Julian Letton

From: Francine Beckstead [fbeckste@martin.fl.us]
Sent: Wednesday, August 18, 2010 2:16 PM
To: Steve Shaw
Subject: FW: Foreclosure and Economic Recovery Project

Hi Steve,
 Once you let me know what you want, I can start looking for it.
 Francine

From: Kathi Cashwell [mailto:kcashwel@martin.fl.us]
Sent: Wednesday, August 18, 2010 1:17 PM
To: 'Francine Beckstead'
Subject: RE: Foreclosure and Economic Recovery Project

Hi Francine,
 Case number 08-2275-CA was closed in July. I am not sure if they are wanting just the Final Judgments of Foreclosure entered or all dispositions types? Once I get that information, I will be able to tell you what to "triggers" look for.

Kathi

From: Francine Beckstead [mailto:fbeckste@martin.fl.us]
Sent: Tuesday, August 17, 2010 2:28 PM
To: Kathi Cashwell
Cc: 'Jo Hempel'; 'Marsha Ewing'; 'Helen Staggs'
Subject: RE: Foreclosure and Economic Recovery Project

Kathi,
 If you give me an example of a case that would be included, and the 'trigger' we would use to identify it, I'm sure we can do this quickly.

From: Marsha Ewing [mailto:mewing@martin.fl.us]
Sent: Tuesday, August 17, 2010 9:22 AM
To: 'Helen Staggs'; 'Francine Beckstead'; 'Kathi Cashwell'
Cc: 'Jo Hempel'
Subject: FW: Foreclosure and Economic Recovery Project

Can we do this? Who should Steve contact?

From: Thomas Genung [mailto:GenungT@circuit19.org]
Sent: Monday, August 16, 2010 5:10 PM
To: Joseph Smith; Marsha Ewing; Barton, Jeffrey (jeffreykbarton@yahoo.com); Sharon Robertson
Cc: Carin Smith; Jeff Smith; Steve Levin; Steve Shaw
Subject: Foreclosure and Economic Recovery Project

As I'm sure you are all aware, this project is under way, and picking up as time goes on. We are required by the Legislature to report dispositions to prove that the backlog of cases associated with this circuit has actually been addressed by these efforts, similar to the requirements you have, but reporting slightly different

information. To that end, are you able to share with us disposition information on residential mortgage foreclosure cases disposed since 7/1 in an electronic format that can be loaded into the excel spreadsheet that we have to report on? If it is okay with you, I will ask Steve Shaw to be in communication with your technology staff to discuss options. Our first reporting is due on September 10th. If we are unable to develop an electronic sharing process, I will need docket notes with dispositional information sooner than later so we can input the information manually.

Thank you for your consideration.

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Fax: 772-807-4377
Email: genungt@circuit19.org

Julian Letton

From: Thomas Genung
Sent: Wednesday, August 18, 2010 8:25 AM
To: Steve Shaw
Subject: FW: Foreclosure and Economic Recovery Project

From: Marsha Ewing [mailto:mewing@martin.fl.us]
Sent: Tuesday, August 17, 2010 5:40 PM
To: Thomas Genung
Subject: RE: Foreclosure and Economic Recovery Project

Have Steve contact Francine.

Thanks,
Marsha

From: Thomas Genung [mailto:GenungT@circuit19.org]
Sent: Tuesday, August 17, 2010 3:43 PM
To: Marsha Ewing
Cc: 'Helen Staggs'; 'Francine Beckstead'; 'Kathi Cashwell'; Steve Shaw
Subject: RE: Foreclosure and Economic Recovery Project

Great, thank you.

From: Marsha Ewing [mailto:mewing@martin.fl.us]
Sent: Tuesday, August 17, 2010 3:36 PM
To: Thomas Genung
Cc: 'Helen Staggs'; 'Francine Beckstead'; 'Kathi Cashwell'
Subject: RE: Foreclosure and Economic Recovery Project

Tom,

We'll be able to do this. Francine, Helen & Kathi are working on it. I'll find out which one of them Steve should contact to follow up.

Marsha

From: Thomas Genung [mailto:GenungT@circuit19.org]
Sent: Monday, August 16, 2010 5:10 PM
To: Joseph Smith; Marsha Ewing; Barton, Jeffrey (jeffreykbarton@yahoo.com); Sharon Robertson
Cc: Carin Smith; Jeff Smith; Steve Levin; Steve Shaw
Subject: Foreclosure and Economic Recovery Project

As I'm sure you are all aware, this project is under way, and picking up as time goes on. We are required by the Legislature to report dispositions to prove that the backlog of cases associated with this circuit has actually been addressed by these efforts, similar to the requirements you have, but reporting slightly different information. To that end, are you able to share with us disposition information on residential mortgage foreclosure cases disposed since 7/1 in an electronic format that can be loaded into the excel spreadsheet that we have to report on? If it is

16TH CIR 00712

2/3/2011

okay with you, I will ask Steve Shaw to be in communication with your technology staff to discuss options. Our first reporting is due on September 10th. If we are unable to develop an electronic sharing process, I will need docket notes with dispositional information sooner than later so we can input the information manually.

Thank you for your consideration.

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Email: genungt@circuit19.org

Julian Letton

From: Steve Shaw
Sent: Wednesday, August 18, 2010 8:39 AM
To: Thomas Genung
Subject: FW: Foreclosure and Economic Recovery Project

Any thoughts on this? On what date or dates each month would you like to receive a report from the Clerk's? I know it would be good to get something a week or more before the reporting deadline of the 10th.

From: Steve Shaw
Sent: Tuesday, August 17, 2010 3:48 PM
To: Thomas Genung
Subject: RE: Foreclosure and Economic Recovery Project

Tom,

Is the report you get from each Clerk's Office a once a month thing? If so, is there a target date like the 1st of each month for all counties? Or do anticipate receiving something more frequently?

Steve

From: Thomas Genung
Sent: Tuesday, August 17, 2010 3:43 PM
To: Marsha Ewing
Cc: 'Helen Staggs'; 'Francine Beckstead'; 'Kathi Cashwell'; Steve Shaw
Subject: RE: Foreclosure and Economic Recovery Project

Great, thank you.

From: Marsha Ewing [mailto:mewing@martin.fl.us]
Sent: Tuesday, August 17, 2010 3:36 PM
To: Thomas Genung
Cc: 'Helen Staggs'; 'Francine Beckstead'; 'Kathi Cashwell'
Subject: RE: Foreclosure and Economic Recovery Project

Tom,
We'll be able to do this. Francine, Helen & Kathi are working on it. I'll find out which one of them Steve should contact to follow up.
Marsha

From: Thomas Genung [mailto:GenungT@circuit19.org]
Sent: Monday, August 16, 2010 5:10 PM
To: Joseph Smith; Marsha Ewing; Barton, Jeffrey (jeffreykbaron@yahoo.com); Sharon Robertson
Cc: Carin Smith; Jeff Smith; Steve Levin; Steve Shaw
Subject: Foreclosure and Economic Recovery Project

As I'm sure you are all aware, this project is under way, and picking up as time

goes on. We are required by the Legislature to report dispositions to prove that the backlog of cases associated with this circuit has actually been addressed by these efforts, similar to the requirements you have, but reporting slightly different information. To that end, are you able to share with us disposition information on residential mortgage foreclosure cases disposed since 7/1 in an electronic format that can be loaded into the excel spreadsheet that we have to report on? If it is okay with you, I will ask Steve Shaw to be in communication with your technology staff to discuss options. Our first reporting is due on September 10th. If we are unable to develop an electronic sharing process, I will need docket notes with dispositional information sooner than later so we can input the information manually.

Thank you for your consideration.

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Email: genungt@circuit19.org

Julian Letton

From: Steve Shaw
Sent: Friday, August 20, 2010 9:36 AM
To: Tanya Green
Subject: FW: Foreclosure and Economic Recovery Project
Attachments: 19_56StLucie_FERCTS.xls

Hi Tanya,

I would like to request that you provide me with an updated report that captures the data as requested by Tom in an e-mail this past week to Mr. Smith. I have attached a spreadsheet that can be used as an example for all data elements requested. Tom Genung would like for us to receive the report from Saint Lucie County on or before the 1st of the month, each month for approximately the next year. I understand that the Clerk's Office will be submitting a similar report to the State of Florida each month. Since you have already submitted case information to the state for all cases prior to July 1, 2010, I only need information on case activity from that date forward.

Please let me know if this is possible and when you believe we will be able to receive this month's report.

Thank you for your assistance with this data.

Steve

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From: Thomas Genung
Sent: Monday, August 16, 2010 5:10 PM
To: Joseph Smith; Marsha Ewing; Barton, Jeffrey (jeffreykbarton@yahoo.com); Sharon Robertson
Cc: Carin Smith; Jeff Smith; Steve Levin; Steve Shaw
Subject: Foreclosure and Economic Recovery Project

As I'm sure you are all aware, this project is under way, and picking up as time goes on. We are required by the Legislature to report dispositions to prove that the backlog of cases associated with this circuit has actually been addressed by these efforts, similar to the requirements you have, but reporting slightly different information. To that end, are you able to share with us disposition information on

16TH CIR 00716

2/3/2011

residential mortgage foreclosure cases disposed since 7/1 in an electronic format that can be loaded into the excel spreadsheet that we have to report on? If it is okay with you, I will ask Steve Shaw to be in communication with your technology staff to discuss options. Our first reporting is due on September 10th. If we are unable to develop an electronic sharing process, I will need docket notes with dispositional information sooner than later so we can input the information manually.

Thank you for your consideration.

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Fax: 772-807-4377
Email: genungt@circuit19.org

Julian Letton

From: Thomas Genung
Sent: Monday, May 17, 2010 3:43 PM
To: Marc Traum
Subject: FW: Foreclosure Economic Recovery

From: Georgianna Shepke
Sent: Monday, May 17, 2010 3:42 PM
To: Thomas Genung
Subject: RE: Foreclosure Economic Recovery

Monday, because I'm scheduled out through September w/foreclosure hearings

Georgianna Shepke
Judicial Assistant to
Circuit Judge Paul B. Kanarek
2000 16th Avenue, Suite 375
Vero Beach, FL 32960
772-770-5052
ShepkeG@circuit19.org

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From: Thomas Genung
Sent: Monday, May 17, 2010 3:41 PM
To: Georgianna Shepke
Cc: Steve Levin; Burton Conner; Paul Kanarek; Elizabeth Metzger; Larry Schack; Marc Traum
Subject: Foreclosure Economic Recovery

Georgianna,

Beginning July 1, we will be receiving funding for additional SR judge time to cover foreclosure cases throughout the coastal counties. Can you tell me what day of the week would be best to schedule a courtroom or hearing room for the next year? I would prefer to go with one day per week, a Monday or Tuesday, or a Thursday or Friday.

Thanks.

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Email: genungt@circuit19.org

Julian Letton

From: Lynn Atkinson
Sent: Monday, June 14, 2010 10:48 AM
To: Burton Conner
Subject: FW: Foreclosure Cases

WHAT? A true emergency? Does this mean we are doing emergencies other than to stay sales and evictions. I don't want the attorneys filing other emergencies and contacting our office. I even asked Judge Levin if Judge Midelis is going to do hearings in SLC several times per week then can he handled the emergency motions you have been scheduling? Seems like they could be set at a specific time, perhaps 1st thing in the a.m. Anyway, if not and you are going to continue to do these specific emergencies I think the message needs to be very clear as to what emergencies you will hear.

From: Larry Schack
Sent: Friday, June 11, 2010 4:25 PM
To: Burton Conner
Cc: Adriana James; Georgianna Shepke; Janet Cason; Maggie Molina; Lynn Atkinson; Kay Desoiza; Thomas Genung; Steve Levin; Paul Kanarek; Elizabeth Metzger; William Roby
Subject: RE: Foreclosure Cases

I will incorporate that. Before I post it, will this work for you?

Important information:

Effective July 1, 2010, due to funding made available to the 19th Circuit, residential foreclosures in St. Lucie County will be handled by senior judges. The Chief Judge, Administrative Judge of the Civil Division, and Court Administrator are working out the details of how the new resources are going to be applied to the foreclosure dockets. As soon as those plans are finalized, additional information will be posted on the circuit's web page. Please check this circuit's web page for further information. If you have a TRUE EMERGENCY in a St. Lucie County residential foreclosure after July 1st, you may call Judge Conner's judicial assistant. Please do not call my office regarding the scheduling of foreclosure hearings for July 1st and thereafter. (I will continue to handle the foreclosures in Okeechobee County.)

From: Burton Conner
Sent: Friday, June 11, 2010 2:44 PM
To: Larry Schack; Thomas Genung; Steve Levin; Paul Kanarek; Elizabeth Metzger; William Roby
Cc: Adriana James; Georgianna Shepke; Janet Cason; Maggie Molina; Lynn Atkinson; Kay Desoiza
Subject: RE: Foreclosure Cases

It occurs to me that the JA's should point out one more thing: we are in the process of developing the plan and it is not on the website now, but if the lawyers monitor the website, it should be there within the next week or two.

Burton

From: Larry Schack
Sent: Friday, June 11, 2010 2:06 PM
To: Burton Conner; Thomas Genung; Steve Levin; Paul Kanarek; Elizabeth Metzger; William Roby
Cc: Adriana James

Subject: RE: Foreclosure Cases

Perfect. Will do. Thank you. Have a good weekend!

From: Burton Conner

Sent: Friday, June 11, 2010 12:05 PM

To: Larry Schack; Thomas Genung; Steve Levin; Paul Kanarek; Elizabeth Metzger; William Roby

Cc: Adriana James

Subject: RE: Foreclosure Cases

Larry,

As Administrative Judge, my suggestion is this: your JA should tell the lawyer that except for legitimate emergencies (which I am handling in SLC), they need to monitor our circuit website for information as to how to schedule a hearing after July 1 when the Foreclosure and Economic Recovery Funding Program will be implement in our circuit.

Have a Great Week!

Burton

From: Larry Schack

Sent: Friday, June 11, 2010 11:53 AM

To: Thomas Genung; Steve Levin; Burton Conner; Paul Kanarek; Elizabeth Metzger; William Roby

Cc: Adriana James

Subject: RE: Foreclosure Cases

That is understandable. I do need a suggestion as to what attorneys and litigants should be told for SLC and how the information should be conveyed. The other counties still have a number and a person to call for information, and a judge working on the cases as I am doing in Okeechobee. That is not the case for SLC. They need to be told something. A few weeks ago I suggested that some data be posted on our circuit web page so we can at least direct them to there for some sort of information and time frame, even if it is only to tell them we are working on it.

I don't have another suggestion. My only other alternative is to simply tell them I am not hearing the cases after July 1st and to have a good day. We have hearings already set in July that need to be dealt with if possible. They were undoubtedly costly for the firms to set.

Suggestions would be welcome.

From: Thomas Genung

Sent: Friday, June 11, 2010 10:34 AM

To: Steve Levin; Burton Conner; Paul Kanarek; Elizabeth Metzger; Larry Schack; William Roby

Cc: Kay Desoiza; Lynn Atkinson; Georgianna Shepke; Janet Cason; Adriana James; Maggie Molina; Marc Traum; Corrie Johnson; Michelle Spector; Maritza DeLaTejera

Subject: Foreclosure Cases

Importance: High

Judges,

I understand that attorneys are calling to set hearings, and some have been referred to Court Administration to set hearings after July 1. Please do not refer anybody to Court

16TH CIR 00721

2/3/2011

Administration to set any hearings. At the telephone meeting on Tuesday procedures and protocols need to be discussed, and decisions need to be made and direction given to me and Marc on how we are going to manage the Foreclosure and Economic Recovery project. To refer attorneys to my office at this time is creating work for my staff for which we are not equipped at this time, and frustration for all involved. Once our decision is made and direction given, we will post on the website the procedure for having hearings set.

Your understanding is greatly appreciated.

Thank you for your consideration.

Thomas A. Genung, Esq.
Trial Court Administrator
19th Judicial Circuit
250 Country Club Dr., Ste. 217
Port St. Lucie, FL 34986
Phone: 772-807-4370
Fax: 772-807-4377
Email: genungt@circuit19.org

Julian Letton

From: Steve Levin
Sent: Thursday, October 28, 2010 1:26 PM
To: Burton Conner; Larry Schack; Elizabeth Metzger; Paul Kanarek
Cc: Thomas Genung; Lynn Atkinson; Adriana James; Janet Cason; Georgianna Shepke; Kay Desoiza
Subject: FW: Foreclosure Initiative
Attachments: 10.27.10.laurent.memo.docx

Please review the memorandum I received about the use of Senior Judges for foreclosure hearings.
Thank you.

Steven J. Levin, Chief Judge
19th Judicial Circuit
Martin, St. Lucie, Okeechobee and
Indian River Counties
(772)223-4827
(772)288-5578 fax
levins@circuit19.org

From: Sue Bruce [mailto:bruces@flicourts.org]
Sent: Thursday, October 28, 2010 11:51 AM
To: Trial Court Chief Judges
Cc: Trial Court Budget Commission
Subject: Foreclosure Initiative

Please see the attached memorandum from Judge John Laurent. Thanks!

Sue Bruce

Personal Secretary II
Office of the State Courts Administrator
500 S. Duval Street
Tallahassee, FL 32399
Phone: 850/922-5081
Fax: 850/488-0156

Julian Letton

From: Burton Conner
Sent: Wednesday, July 14, 2010 11:03 AM
To: Lynn Atkinson
Subject: FW: Foreclosure Procedures

You and I need to talk about this.

From: Carin Smith [mailto:ccs@Stlucieclerk.com]
Sent: Wednesday, July 14, 2010 10:37 AM
To: Burton Conner; Thomas Genung
Cc: Steve Levin; Robin Burk; Joseph Smith; Kara Hilson; Debbie Devling; Michelle Spector; Corrie Johnson; Tanya Green; Steve Shaw
Subject: RE: Foreclosure Procedures

Judge Conner,

Thank you so much for your ideas – we certainly appreciate your input. I forwarded your suggestions to our IT Division to see how that sort of plan might affect our reporting to the state. Unfortunately, for reporting reasons (e.g. CCIS and Pending case load), we need to be able to specifically identify which judge heard each case. In fact, part of the CCIS report requires the judge name that heard each individual court hearing and/or event for each case. If we leave “placeholder” data in Banner (or Benchmark down the road) we will lose the ability to produce these reports as intended.

The good news is that we believe we’ve solved the problem. We have created a “senior judge” code to enter into our system, which should take care of our reporting needs and provide sufficient info to customers who call. We are making that effective immediately and going into the system retroactively to July 1st to replace any cases that had Judge Schack’s name entered in error.

As far as advising customers on which judge is currently assigned to a given Civil case, we would welcome a list for our employees to keep on hand if Court Administration would be so kind to provide one. This would also allow us to update the affected cases with the particular judge and have it readily available on our own website and reports.

Additionally, as you may know, we are in the process of converting to a new case maintenance system which will allow us much more flexibility in instances such as this. We will be hosting a demonstration for the judges soon so that you can see the new system for yourself – I hope to see you there!

If there is anything else I can do to assist or if you have any further questions or concerns, please feel free to contact me.

Take care,
CCS

CARIN SMITH, CHIEF OF STAFF
ADMINISTRATION
JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT
ST. LUCIE COUNTY, FLORIDA
PHONE: 772-462-2345
FAX: 772-462-6915
WWW.STLUCIECLERK.COM

16TH CIR 00724

2/3/2011

From: Burton Conner [mailto:ConnerB@circuit19.org]
Sent: Monday, July 12, 2010 4:59 PM
To: Thomas Genung; Carin Smith
Cc: Steve Levin; Robin Burk; Joseph Smith; Kara Hilson; Debbie Devling; Michelle Spector; Corrie Johnson
Subject: RE: Foreclosure Procedures

Hello, Everyone,

There seems to be an ongoing problem with confusion over which judge a case file is assigned to, and the fact that judges rotate into assignments makes the problem chronic.

I would like to throw out a suggestion: since the civil assignment is now carved into three sections, the clerks should no longer input a judge's name to a case in the Banner system. Instead, when the case comes in, the clerks should input one of three things in place of the judge's name: "Jury," "Nonjury," and "Residential Foreclosure," based on what the civil cover sheet says as to the type case it is.

Then when attorneys or the public calls up to ask who the case is assigned to, they can simply advise the caller to go to the circuit website to find out which judge is assigned to handle that type case in SLC. (However, if the Clerk wants to assist the public with who the judge is, a sheet can be posted above the telephone with which judge handles which type of case). I think there is less chance of error if the Clerk inputs the type case into Banner, rather than the judge's name.

There is one caveat to my proposal: there will be cases in which the plaintiff files suit where the claims are only entitled to a nonjury trial (and the civil cover sheet so states), but when the defendant files an answer, the defendant may demand a jury trial or file a counterclaim which entitles a jury trial. But that situation is a reality that occurs even in the cases where the judge's name is initially placed on Banner (and has to be corrected later).

Is there any reason my proposal does not seem to be a practical solution to an ongoing problem?

I also want to make this point: there potentially will be three different senior judges handling the Foreclosure and Economic Recovery Project. I see no reason for the Clerk to be giving out any information as to who the judge will be for any day for residential foreclosures. The blanket statement should be "a senior judge will conducting court that day." It is inappropriate for lawyers to be able to judge shop which senior judge they want to schedule a hearing in front of.

Thanks,
Burton

From: Thomas Genung
Sent: Monday, July 12, 2010 3:01 PM

To: Carin Smith
Cc: Steve Levin; Robin Burk; Joseph Smith; Kara Hilson; Debbie Devling; Michelle Spector; Corrie Johnson; Burton Conner
Subject: RE: Foreclosure Procedures

Carin,

I appreciate that your staff may be feeling as though they are not in the loop about the foreclosure project. As with any new endeavor, things may be fluid for a while until such time that we have carved the most efficient track. As such, I appreciate everybody's cooperation and patience. The foreclosure cases will be heard by Senior Judge Shahood, Senior Judge Midelis and Senior Judge Fennelly. The judges will be rotating coverage. As soon as we have a schedule indicating which judge will be covering during any particular week, we will provide that subject to changes on the fly. Judge Fennelly is covering cases 7/12 – 7/14, and Judge Shahood is covering cases 7/19 – 7/21. Judge Midelis is covering 8/2 – 8/4 and Judge Fennelly is covering 8/9 – 8/11 and 8/16 – 8/18. A person was hired for the secretarial work, but that person did not work out. Michelle Spector will be checking the phones and scheduling hearings according to the attached rules, which are on our website. Telephone calls should not be directed to Adriana anymore, but instead, to this number: **772-871-7206**, which is the telephone at which calls will be received by the Senior Judges' Secretary for the foreclosure project.

Another person is scheduled to start in the secretarial position on July 26th. I do not anticipate the need to have a thumb drive for the SJ hearings, as our case managers will be checking files and documents on EDMS, and informing the judges of any issues. The in-court clerk may need to access imaged documents during hearings to provide verification one way or another on issues before the court.

As I indicated in a recent email, hearings are scheduled for July 12 – 14, and July 19 – 21, which are mostly resets of Judge Schack's dockets, and motions that were outstanding. Beginning August 2nd, we will be scheduling according to the attached.

While I do not anticipate any additional changes, accept for perhaps scheduling UMC hearings and emergencies; as with all good plans, I appreciate that things do not always go the way we planned.

Thank you again for your cooperation and patience.

From: Carin Smith [mailto:ccs@Stlucieclerk.com]
Sent: Monday, July 12, 2010 1:50 PM
To: Thomas Genung
Cc: Steve Levin; Robin Burk; Joseph Smith; Kara Hilson; Debbie Devling
Subject: Foreclosure Procedures

16TH CIR 00726

2/3/2011

Tom,

I talked with Robin in Circuit Civil and it appears that we have been experiencing some difficulty with the new foreclosure proceedings. The biggest issues at hand are having a contact person (JA), knowing which judge will be presiding each day and knowing what other changes might be implemented so that we can be prepared. Robin's email below goes into further detail about all three of those issues.

Thank you in advance for your help with this. I look forward to speaking with you.

Take care,

CCS

CARIN SMITH, CHIEF OF STAFF
ADMINISTRATION
JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT
ST. LUCIE COUNTY, FLORIDA
PHONE: 772-462-2345
FAX: 772-462-6915
WWW.STLUCIECLERK.COM

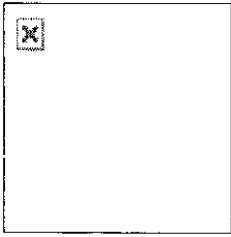
From: Robin Burk
Sent: Monday, July 12, 2010 12:26 PM
To: Carin Smith
Subject: Foreclosure Procedures

I received a memo from Joe, which originally came from Thomas Gerung regarding Foreclosure procedures for this week and next, but nothing from July 21st until August 2nd. The initial instructions were for us to tell parties to call Adriana, Judge Schack's assistant to set hearings. There was to be a new JA starting today. I understand that the "JA in training" is no longer with us.

There are some technical issues that need to be worked out We need to know the name of the "permanent" senior judge starting August 2nd. Reason being: the Banner system requires us to associate a judge with the case. Currently, in order to get cases open, we are still using Judge Schack, but these will all have to be edited at a later date. Also, our labeling systems applies a judge's name as well. These will also have to be edited.

We receive numerous phone calls during the day about hearings, etc., and I would like my staff to be able to be informed and answer questions about the changes. It would also be helpful to know what else might be changing so that we can be prepared.

Thanks from your concerns and your help,
Robin



ROBIN BURK, CIVIL MANAGER
CIRCUIT CIVIL
JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT
ST. LUCIE COUNTY, FLORIDA
PHONE: 772-462-2339
FAX: 772-462-1998
WWW.STLUCIECLERK.COM

Please Note: Florida has very broad public records laws. Most written communications to or from County officials regarding County business are public records available to the public and media upon request. It is the policy of St. Lucie County that all County records shall be open for personal inspection, examination and / or copying. Your e-mail communications will be subject to public disclosure unless an exemption applies to the communication. If you received this email in error, please notify the sender by reply e-mail and delete all materials from all computers.

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Julian Letton

From: Thomas Genung
Sent: Tuesday, June 01, 2010 9:40 AM
To: Steve Levin
Cc: Kay Desoiza
Subject: FW: Foreclosures (ACTION/RESPONSE NEEDED)
Importance: High
Attachments: LtrToChiefCircuitJudge12019.pdf

Judge Levin,

Given the short timeframe to respond to this, and me being in Tampa on Friday at the TCBC meeting, may I suggest that we get the three coastal county clerks together sometime tomorrow, or Thursday. I have a 2:00 pm meeting with all of the Baker/Marchman Act participants in St. Lucie County regarding the new facility at St. Lucie Med. Ctr. Otherwise I'm good. We can see if we can meet at Joe Smith's conference room in Ft. Pierce....

Thank you for your consideration.

From: John Dew [mailto:JohnDew@flccoc.org]
Sent: Friday, May 28, 2010 5:27 PM
To: Steve Levin; Kay Desoiza; Thomas Genung
Cc: Kristine Slayden
Subject: Foreclosures

Good Afternoon Judge Levin.

Please find attached a request from Clerk Howard Forman, Chair of the Clerk of Court Operations Corporation, for your assistance. The Corporation is responsible for determining the amount of resources to provide to Clerks for the purpose of helping move backlogged foreclosure cases. Please call me at (850) 386-2223 if you have any questions.

Thank you in advance.

John Dew
CCOC Executive Director

Julian Letton

From: Steve Levin
Sent: Friday, May 28, 2010 5:39 PM
To: Thomas Genung
Cc: Kay Desoiza
Subject: FW: Foreclosures
Attachments: LtrToChiefCircuitJudge12019.pdf

Please handle this and let me know if I need to do anything further. Thank you. I appreciate it. Have a good weekend.

Steven J. Levin, Chief Judge
19th Judicial Circuit
Martin, St. Lucie, Okeechobee and
Indian River Counties
(772)223-4827
(772)288-5578 fax
levins@circuit19.org

From: John Dew [mailto:JohnDew@ficcoc.org]
Sent: Friday, May 28, 2010 5:27 PM
To: Steve Levin; Kay Desoiza; Thomas Genung
Cc: Kristine Slayden
Subject: Foreclosures

Good Afternoon Judge Levin.

Please find attached a request from Clerk Howard Forman, Chair of the Clerk of Court Operations Corporation, for your assistance. The Corporation is responsible for determining the amount of resources to provide to Clerks for the purpose of helping move backlogged foreclosure cases. Please call me at (850) 386-2223 if you have any questions.

Thank you in advance.

John Dew
CCOC Executive Director

Julian Letton

From: Thomas Genung
Sent: Friday, March 26, 2010 11:21 AM
To: Raymond Dix; Mark Flood; Lillian Ewen
Subject: FW: Magistrates
Attachments: Napoli - referral to magistrate.wpd; Bathurst - lack of objection.wpd; Cox - referral to magistrate.wpd

Hey All,

Would one of you take a look at the attached documents that Judge Schack provided and do some research. The issue is whether we can refer civil cases to a magistrate without the consent of the parties, assuming there is no objection to the referral. I need a read on this asap.

Thanks.

From: Larry Schack
Sent: Wednesday, March 24, 2010 4:31 PM
To: Thomas Genung; Burton Conner; Steve Levin; Paul Kanarek; Elizabeth Metzger; Sherwood Bauer
Subject: Magistrates

I did see that and thus my specific reference to the rule. I attach some quick research on the point. This is not exhaustive.

From: Thomas Genung
Sent: Wednesday, March 24, 2010 4:24 PM
To: Larry Schack; Burton Conner; Steve Levin; Paul Kanarek; Elizabeth Metzger; Sherwood Bauer
Subject: RE: Economic Default Recovery Effort Revisited

My reference below in blue.

From: Larry Schack
Sent: Wednesday, March 24, 2010 1:31 PM
To: Thomas Genung; Burton Conner; Steve Levin; Paul Kanarek; Elizabeth Metzger; Sherwood Bauer
Subject: RE: Economic Default Recovery Effort Revisited

Some food for thought: What is the possible implication of Rule 1.490(c) that requires consent for referral to the magistrate? In most of the cases there is no response from the primary defendant, and in many cases there are multiple defendants.

From: Thomas Genung
Sent: Wednesday, March 24, 2010 12:33 PM
To: Burton Conner; Steve Levin; Paul Kanarek; Elizabeth Metzger; Sherwood Bauer; Larry Schack

16TH CIR 00731

2/3/2011

Cc: Kay Desoiza; Marc Traum; Corrie Johnson; Erick Mershon; Steve Shaw

Subject: Economic Default Recovery Effort Revisited

Importance: High

Dear Judges,

Back in January, the OSCA asked each circuit to indicate how we would use funds to address backlogs in cases involving mortgage foreclosures, real property, contracts and indebtedness, and county civil valued from \$5,001 to \$15,000. We indicated that we would use that money as follows:

1 GM and 190 days for SR Judge (If you approve the option below, this would change to 0 GM and 400 days of SR Judge)

2.5 CMs

3 Admin support, 2 for GM (SR Judge), 1 for Mediation

Expense for GM and SR Judge (If you approve the option below, the amount of expense would increase from 19k to 25k)

We have the opportunity to amend our submission by Friday. Some circuits have raised the issue that both sides have to consent to the magistrate, and that may be a problem... In our circuit, having enough SR judge resources available if we did not use a magistrate may be a problem, however, using only SR judges as adjudicators would simplify matters for us if those resources were available on that level. In essence, our SR judge days to address these backlogged cases would increase from 190 days to 400 days, and increase our expense from about \$19,000 to \$25,000. (Please see the attached spreadsheet.)

In addition I indicated to the OSCA that we would use our resources as follows as a result of a recent request from the OSCA:

We have requested contractual funding equivalent to one magistrate, and funding for 190 SR judge days (approximately 4 days a week for 47.5 weeks equivalent to .73 FTE). Due to the backlog of cases as distributed throughout the circuit the needs are as follows:

St. Lucie County: Magistrate 3 days a week (0.6 FTE), SR judge 3 days a week (0.55 FTE based upon 0.73 FTE total)

Martin County: Magistrate 1 day a week (0.2 FTE), SR judge 1 day every other week (0.09FTE based upon 0.73 FTE total)

Indian River County: Magistrate 1 day a week (0.2 FTE), SR judge 1 day every other week (0.09 FTE based upon 0.73 FTE total)

Okeechobee: Magistrate 0 days a week (0.0 FTE), SR judge 0 days a week

Judge Conner indicates that the magistrate would be used in SLC exclusively, and the SR judge would be used in SLC, IRC and MC as indicated. If we only use SR Judge Days

without a magistrate, the above would look something like this:

400 SR Judge days which would be the equivalent of 1.68 FTE based upon 238 work days per FTE (47.6 weeks).

We would utilize those resources something like this:

St. Lucie County: SR Judge 1.2 FTE/week = 6 days of SR judge resources per week for 47.6 weeks, amounting to a maximum of 2 courtrooms for 3 days a week.

Martin County: SR Judge .2 FTE/week = 1 day of SR judge resources per week for 47.6 weeks, amounting to a maximum of 1 courtroom 1 day a week.

Indian River County: SR Judge .2 FTE/week = 1 day of SR judge resources per week for 47.6 weeks, amounting to a maximum of 1 courtroom 1 day a week.

Okeechobee: 0 FTE/week, 0 courtrooms 0 days a week.

Please let me know if you have any questions, and what if any changes you would like me to make to our request by COB Thursday, March, 25, 2010.

Thank you for your consideration.

Thomas A. Genung, Esq.
Trial Court Administrator
19th Judicial Circuit
250 Country Club Dr., Ste. 217
Port St. Lucie, FL 34986
Phone: 772-807-4370
Fax: 772-807-4377
Email: genungt@circuit19.org

Julian Letton

From: Paul Kanarek
Sent: Tuesday, June 22, 2010 1:55 PM
To: Georgianna Shepke
Subject: FW: Proposal for Foreclosure and Economic Recovery Program
Importance: High
Attachments: Proposed Web Info re Mtg Econ Recovery.docx

Paul B. Kanarek
Circuit Judge
2000 16th Avenue, Suite 375
Vero Beach, FL 32960
772-770-5052 Office
772-770-5133 Fax
kanarekp@circuit19.org

 Please consider the environment before printing this email.

From: Thomas Genung
Sent: Monday, June 21, 2010 4:00 PM
To: Paul Kanarek; Elizabeth Metzger
Cc: Steve Levin; Burton Conner
Subject: Proposal for Foreclosure and Economic Recovery Program
Importance: High

Please see the attached for your review and comment. Judge Conner has reviewed this version. Kindly respond with comments at your earliest convenience.

Thank you for your consideration.

Thomas A. Genung, Esq.
Trial Court Administrator
19th Judicial Circuit
250 Country Club Dr., Ste. 217
Port St. Lucie, FL 34986
Phone: 772-807-4370
Fax: 772-807-4377
Email: genungt@circuit19.org

Julian Letton

From: Thomas Genung
Sent: Wednesday, June 09, 2010 5:20 PM
To: Corrie Johnson
Subject: FW: OPS Positions for Foreclosure Backlog/Economic Recovery
Importance: High
Attachments: Econ.foreclosure.positions.xls

Can we get this out in the morning?

Thanks.

From: Gary Phillips [mailto:phillipsg@flcourts.org]
Sent: Monday, June 07, 2010 11:06 AM
To: Personnel Reps
Cc: Trial Court Administrators; Terri Williams; David Pepper
Subject: OPS Positions for Foreclosure Backlog/Economic Recovery
Importance: High

Good morning all,

As you know, each circuit submitted a plan for how you will use temporary funding to tackle the backlog of foreclosure of real property cases. You might be using Senior Judges, contracting, using OPS magistrates, case managers and secretaries; or some combination of resources for this purpose.

This message pertains to OPS resources only (magistrates, case managers and secretaries). Attached is a spreadsheet that I need for you to fill out and return to my office as soon as possible by listing the OPS resources you intend to use for this project. This information is necessary so we can assign position numbers to OPS resources that you intend to use, and so we can get the resources set up in People First. The sooner you supply our office with this information, the sooner we can provide position numbers for your upcoming OPS hires.

If you have any questions, feel free to give me a call or e-mail.

Thanks,
Gary

Gary R. Phillips, SPHR
Chief of Personnel Services
Office of the State Courts Administrator
500 S. Duval Street
Tallahassee, Florida 32399-1900
phone: 850-617-4028
fax: 850-488-3744
email: phillipsg@flcourts.org

Julian Letton

From: Erik Pentz
Sent: Monday, August 23, 2010 1:02 PM
To: Steve Shaw
Subject: FW: Request for Conference Bridge

Here you go...

From: Charles Hash [mailto:hashc@flcourts.org]
Sent: Monday, August 23, 2010 1:00 PM
To: Erik Pentz
Subject: RE: Request for Conference Bridge

Sure. 850-487-8439 ext 850150#

Thank you,

Charles

From: Erik Pentz [mailto:PentzE@circuit19.org]
Sent: Monday, August 23, 2010 12:55 PM
To: Charles Hash
Subject: Request for Conference Bridge

Charles,

Please let me know if it would be possible to reserve a number on OSCA's bridge for an audio-only conference for up to 8 participants from the 19th Circuit?

Thank you.

Erik Pentz

Senior Network Support Analyst
19th Judicial Circuit - State of Florida Courts
St. Lucie County Annex
250 NW Country Club Dr Suite 217
Port Saint Lucie, FL 34986
772-807-4394 (Office)
772-807-4377 (Fax)
pentze@circuit19.org



Please consider the environment before printing this email or its attachments.

From: Steve Shaw
Sent: Monday, August 23, 2010 12:50 PM
To: Thomas Genung; Joseph Smith; Marsha Ewing; Barton, Jeffrey (jeffreymbarton@yahoo.com); Sharon Robertson
Cc: Jeff Smith; Steve Levin; Kara Hilson (HilsonK@Stlucieclerk.com); Rose Blaha

2/3/2011

16TH CIR 00736

(blahar@stlucieclerk.com); Allen Queen; Tanya Green; Francine Beckstead; Tummond, Gary; Erik Pentz; Wanda Shaffer; Staggs, Helen; Steve Levin

Subject: RE: Foreclosure and Economic Recovery Project

Good afternoon Clerks, IT Directors, and Program Staff,

There has been a great deal of discussion relating to Tom Genung's e-mail below and information requested by Court Administration for monthly reports that will be distributed to the Office of Court Administration in Tallahassee. Tom has requested that I schedule a dial-in conference call this afternoon with you and your staff to briefly discuss his request.

I apologize for the short notice, but in an effort to meet critical time requirements associated with these reports, I would like to schedule this meeting for 4:00 PM this afternoon. I will send the conference call phone number to you later this afternoon.

Thank you for your cooperation.

Steve

Stephen L. Shaw, Court Technology Officer
State of Florida Court System
Nineteenth Judicial Circuit Court
Court Administration - Suite 217
250 NW Country Club Dr.
Port Saint Lucie, FL 34986

772-807-4395 Office
772-528-2158 Cell
772-807-4377 Fax
shaws@circuit19.org

From: Thomas Genung
Sent: Monday, August 16, 2010 5:10 PM
To: Joseph Smith; Marsha Ewing; Barton, Jeffrey (jeffreymbarton@yahoo.com); Sharon Robertson
Cc: Carin Smith; Jeff Smith; Steve Levin; Steve Shaw
Subject: Foreclosure and Economic Recovery Project

As I'm sure you are all aware, this project is under way, and picking up as time goes on. We are required by the Legislature to report dispositions to prove that the backlog of cases associated with this circuit has actually been addressed by these efforts, similar to the requirements you have, but reporting slightly different information. To that end, are you able to share with us disposition information on residential mortgage foreclosure cases disposed since 7/1 in an electronic format that can be loaded into the excel spreadsheet that we have to report on? If it is okay with you, I will ask Steve Shaw to be in communication with your technology staff to discuss options. Our first reporting is due on September 10th. If we are unable to develop an electronic sharing process, I will

16TH CIR 00737

2/3/2011

need docket notes with dispositional information sooner than later so we can input the information manually.

Thank you for your consideration.

Thomas A. Genung, Esq.
Trial Court Administrator
19th Judicial Circuit
250 Country Club Dr., Ste. 217
Port St. Lucie, FL 34986
Phone: 772-807-4370
Fax: 772-807-4377
Email: genungt@circuit19.org

Julian Letton

From: Thomas Genung
Sent: Tuesday, August 03, 2010 2:28 PM
To: Corrie Johnson; Erick Mershon; Tami Dye; Michelle Spector
Subject: FW: Sr. Judge Web-based System for FY 2010/11 Economic Recovery Funding
Importance: High
Attachments: sr. judge foreclosure administration.pdf; 2010 Supplemental Payroll Schedule.pdf; INSTRUCTIONS FOR ENTERING SENIOR JUDGE DAYS OUT OF FORECLOSURE ALLOCATION.PDF

From: Charlotte Jerrett [mailto:jerrettc@flcourts.org]
Sent: Tuesday, August 03, 2010 1:37 PM
To: Trial Court Administrators
Cc: Lisa Goodner; Blan Teagle; Gary Phillips; Dorothy Wilson; Delcynth Schloss; Michelle Ogletree; Denise Overstreet; Don Lubbers; Mandy Couch; Steven Hall; Kristine Slayden; Heather Thuotte-Pierson; Jackie Knight
Subject: Sr. Judge Web-based System for FY 2010/11 Economic Recovery Funding
Importance: High

Hi All –

Attached is the information I promised to send from yesterday's call. The system is up and running and all circuit allocations have been input. See attached files:

1. General Policy Memorandum
2. Supplemental Payroll Schedule
3. Instructions to Input Requests for Payment

Thanks again for your patience and please feel free to call if you have any questions.
C.

Charlotte Jerrett
Administrative Services Division
Office of the State Courts Administrator
(850) 488-9922
(850) 488-3744 fax

Julian Letton

From: Paul Kanarek
Sent: Tuesday, June 29, 2010 11:59 AM
To: Georgianna Shepke
Subject: FW: Revised RMFM Program Liaison Meeting Notice

Please let me know how you want to handle this

Paul B. Kanarek
 Circuit Judge
 2000 16th Avenue, Suite 375
 Vero Beach, FL 32960
 772-770-5052 Office
 772-770-5133 Fax
kanarekp@circuit19.org

 Please consider the environment before printing this email.

From: Thomas Genung
Sent: Tuesday, June 29, 2010 11:10 AM
To: Burton Conner; Paul Kanarek; Elizabeth Metzger
Cc: Steve Levin; Corrie Johnson
Subject: RE: Revised RMFM Program Liaison Meeting Notice

I would like to get the info up on our website by COB tomorrow (that which you have previously approved). I just received Judge Shahood's schedule for the remainder of the calendar year, and Judge Midelis said "put me to work". We may have to include Judge Fennelly in the mix every now and then...

Judge Midelis thinks his trial may finish this week. He is intending on going to the Circuit Judge's Conference, so we may be able to begin the first week of August with him covering all hearings that week, Thursday and Friday for the next two weeks with Fennelly covering Monday through Wednesday... So, I think we can start filling up time beginning August 2.

As for advising CourtCall of the dates in each county, would you like us to do so for all three counties, or Judge Kanarek for Indian River and Judge Metzger for Martin? (Thursdays in Martin and Fridays in Indian River beginning the week of August 2)

Are you good with this plan?

From: Burton Conner
Sent: Tuesday, June 29, 2010 10:52 AM
To: Thomas Genung

Subject: RE: Revised RMFM Program Liaison Meeting Notice

I intend to discuss the FER project at the liaison meeting on July 30. I do not intend to schedule anything earlier than that, and intend to rely on the circuit website to get out the info about the FER project.

Burton

From: Thomas Genung

Sent: Monday, June 28, 2010 6:09 PM

To: Burton Conner

Subject: RE: Revised RMFM Program Liaison Meeting Notice

Are we meeting with the plaintiff firms to advise them about the Foreclosure and Economic Recovery project?

From: Burton Conner

Sent: Tuesday, June 22, 2010 3:49 PM

To: Paul Kanarek; Elizabeth Metzger; Larry Schack; Steve Levin; Thomas Genung

Cc: Steve Shaw; Rick Collins; Marilyn Garcia

Subject: Revised RMFM Program Liaison Meeting Notice

Tom pointed out to me the prior draft did not include the time of the meeting. It also occurred to me that it might be useful to request a letter advising if anyone attending has a particular issue he or she would like to address. I am attaching a revised notice.

Julian Letton

From: Thomas Genung
Sent: Friday, May 14, 2010 2:52 PM
To: piersonh@flcourts.org
Cc: Steve Levin; Burton Conner; Paul Kanarek; Elizabeth Metzger; Larry Schack; Marc Traum; Erick Mershon; Steve Shaw; Corrie Johnson
Subject: Fwd: Foreclosure and Economic Recovery Program Allocations
Attachments: ForeclosureandEconomicRecovery_Distribution 19th Cir.xls; ATT00001..htm
Heather, please see our amendment to the utilization of SR judge days below

Sent from my iPhone

Begin forwarded message:

From: Thomas Genung <GenungT@circuit19.org>
Date: May 12, 2010 5:08:59 PM EDT
To: Heather Thuotte-Pierson <piersonh@flcourts.org>
Cc: Steve Levin <LevinS@circuit19.org>, Burton Conner <ConnerB@circuit19.org>, Marc Traum <TraumM@circuit19.org>, Steve Shaw <shaws@circuit19.org>, Erick Mershon <MershonE@circuit19.org>, Corrie Johnson <JohnsonC@circuit19.org>
Subject: **RE: Foreclosure and Economic Recovery Program Allocations**

Heather,

Please see the attached proposal for the Foreclosure and Economic Recovery Program for the 19th Judicial Circuit. This proposal requests that the \$212,729 allocation for this Circuit be distributed as follows:

240 SR Judge Days at \$350/day (\$84,000) and \$12,000 in expense

2 OPS Case Managers including the 7.65% FICA (\$84,238) and \$4,405 in expense

1 OPS SR Judge Amin Support including the 7.65% FICA (\$28,086)

Total: \$212,729

The 240 SR Judge Days is equivalent to .97 FTE assuming 260 work days minus 12 holidays = 248 days. SR Judges will be used 5 days per week for 48 weeks as follows:

St. Lucie County: 3 days per week = .582 FTE, one courtroom at the St. Lucie West Courthouse Annex will be used.

Indian River County: 1 day every week = .194 FTE, one courtroom at the Indian River County Courthouse will be used.

Martin County: 1 day every week = .194 FTE, one courtroom at the Martin County Courthouse will be used.

Okeechobee County: 0 days per week = 0.0 FTE.

Kindly contact me with any questions or concerns that you may have.

Thank you for your consideration.

Thomas A. Genung, Esq.

Trial Court Administrator

19th Judicial Circuit

250 Country Club Dr., Ste. 217

Port St. Lucie, FL 34986

Phone: 772-807-4370

Fax: 772-807-4377

Email: genungt@circuit19.org

From: Heather Thuotte-Pierson [mailto:piersonh@flcourts.org]
Sent: Friday, May 07, 2010 11:27 AM
To: Trial Court Chief Judges; Trial Court Administrators
Cc: Lisa Goodner; Kristine Slayden; Sharon Buckingham; Charlotte Jerrett; Dorothy Wilson; Arlene Johnson; Patty Harris; Theresa Westerfield; Elizabeth Garber; Greg Youchock; Gary Phillips
Subject: Foreclosure and Economic Recovery Program Allocations

Good morning,

The Legislature appropriated funding for the Foreclosure and Economic Recovery Program in the amount of \$5,955,606 for FY 2010/11 to the trial courts. These non-recurring funds will be used to provide temporary resources in the trial courts to eliminate backlog in the civil areas. We will be sending information on target backlog reduction goals as well as parameters for implementation and clerk involvement in this program after the May 20, 2010 Trial Court Budget Commission meeting.

The amount of funding authority appropriated for this program is less than the amount originally requested, thus the estimated allotment for each circuit also has been adjusted. You will find the estimated allocation by circuit along with estimated backlog cases in the attached PDF file – Foreclosure and Economic Recovery Program. **Considering your adjusted allocation, please indicate, using the attached ForeclosureandEconomicRecovery _ Distribution spreadsheet, how you would like the**

16TH CIR 00744

funds for your circuit distributed – by category and element. For every element (General Magistrates and/or Senior Judges, Case Managers, General Magistrate/Senior Judge Admin Support and Mediation Admin Support) specify the dollar amount and category in which the funds should be allocated - OPS, contracted services and/or expenses dollars. To allow for maximum flexibility, funds may be expended in one or all of the elements.

As a reminder, the funding methodology developed for this proposal is based on the number of backlogged cases (in the civil areas) in each circuit. A ratio of one General Magistrate, one Case Manager and two Administrative Support positions for every 15,000 backlogged cases was applied to estimate need. One Administrative Support position is dedicated to mediation for the coordination of civil cases covered under this program with the exclusion of residential homestead mortgage foreclosure cases handled through the managed mediation program. The annual salaries used to calculate the allocation amounts were approximately: \$79,688 for General Magistrates, \$39,126 for Case Managers, and \$26,090 for Admin Support.

Additional information is also needed again from the circuits as to how economic recovery resources will be deployed circuit-wide. Court leadership would like to be able to share this information with the clerks so they can plan accordingly, since they were appropriated \$3.6 million to support our initiative. Please provide:

-The amount of **magistrate/senior judge FTE's** that will be assigned in **each county** based on the expected workload from the backlogged cases. *Note: Single county circuits can ignore this question.*

-If you have multiple **magistrate/senior judge FTE's** in the proposal, what is the maximum number of courtrooms that will be scheduled at any one time in **each county**?

As usual we are under a tight timeframe. Please respond by **Wednesday, May 12th C.O.B.**

Please let me know if you have any questions or concerns.

Thanks,

Heather

Heather Thuotte-Pierson

Office of the State Courts Administrator

Court Statistics Consultant

(850) 410-3376

piersonh@flcourts.org

Julian Letton

From: Thomas Genung
Sent: Wednesday, July 28, 2010 8:48 AM
To: Mark Weinberg (7th)
Subject: Fwd: Foreclosure Bench Book
Attachments: Foreclosure Bench Book.doc; ATT00001..htm

Sent from my iPhone

Begin forwarded message:

From: "Burton Conner" <ConnerB@circuit19.org>
To: "Thomas Genung" <GenungT@circuit19.org>
Cc: "Corrie Johnson" <JohnsonC@circuit19.org>, "Lynn Atkinson" <AtkinsonL@circuit19.org>
Subject: Foreclosure Bench Book

Tom,
Attached is the Foreclosure Bench Book. Are you intending to put together a training notebook for the case managers, or do you want me to do that?

Corrie,
I am putting together a notebook for the training on the MAO. I will include the benchbook materials. I will have Lynn let you know when she puts it in the interoffice mail.

Thanks,
Burton

Julian Letton

From: Thomas Genung
Sent: Friday, May 14, 2010 3:03 PM
To: Paul Kanarek
Subject: Fwd: Economic Default Recovery Funds

Sent from my iPhone

Begin forwarded message:

From: Burton Conner <ConnerB@circuit19.org>
Date: January 14, 2010 12:15:44 PM EST
To: Thomas Genung <GenungT@circuit19.org>
Subject: RE: Economic Default Recovery Funds

Tom,

In the email chain below, you wrote:

If appropriated, these resources would have to be used to address the targeted backlogged cases.

I think it is safe to say that all of the resource allocations you are proposing, including the use of senior judge time, will be used to handle "backlog" cases. I am ok with your re-arranged proposal, except I think you do need to make some adjustment for expenses (photocopy and postage in particular). I have no idea what number to suggest, but you may want to confer with Christie, Judge McManus' JA, or Victoria, Judge Schack's JA to get a sense of the volume of paperwork they handle.

Do you need any other input from me?

Burton

From: Thomas Genung
Sent: Thursday, January 14, 2010 11:46 AM
To: Burton Conner
Subject: RE: Economic Default Recovery Funds

There was no such definition indicated. However, if the case has been pending longer than the rules allow for disposition, then I think we can reasonably say it is backlogged. From an accountability standpoint, if we got the funding, we would need to be able to show how we are addressing the older cases as well. The backlog numbers were a gross determination subtracting the number of cases disposed during a particular year from the number of cases filed during that same time period. These numbers were generated from filings and dispositions going back for 3 or 4 years.

From: Burton Conner
Sent: Thursday, January 14, 2010 8:23 AM
To: Thomas Genung
Subject: RE: Economic Default Recovery Funds

I should have made my part of my question clearer: when is a case considered to be "backlogged?" My understanding is the funding is supposed to be used to handle "backlog" cases.

Burton

From: Thomas Genung
Sent: Thursday, January 14, 2010 7:07 AM
To: Burton Conner
Subject: Re: Economic Default Recovery Funds

The case types are: contract and indebtedness, foreclosure and real property, and county civil cases.

Yes we can identify expense dollars as well. Perhaps 2.5 case managers and 19.5k in expense?

Sent from my iPhone

On Jan 13, 2010, at 8:54 PM, "Burton Conner" <ConnerB@circuit19.org> wrote:

Tom,

Refresh my memory...what qualifies a case to be considered one of the "backlogged" cases?

Also, if we use a magistrate and case managers to handle the backlog of residential foreclosure cases, there will be a very significant photocopy and postage expense to handling those case. Can the money be used for that?

Burton

From: Thomas Genung
Sent: Wednesday, January 13, 2010 6:16 PM
To: Burton Conner
Cc: Paul Kanarek; Elizabeth Metzger; William Roby; Larry Schack; Steve Levin
Subject: RE: Economic Default Recovery Funds
Importance: High

Based upon your comments below, I have rearranged the proposal:

| | | |
|-------------------------|-----------|---------------------------------------------------------------------------|
| Total proposed funding: | \$341,988 | |
| 1 GM | - 79,688 | To be used however we would like to address the targeted backlogged cases |
| 3 CM | - 117,378 | We can use them in |

whatever proportion we need to address the targeted backlogged cases

3 Admin Support - 78,270 One Admin Support position would be dedicated to assisting with coordination of mediation on the backlogged cases except res mtg foreclosure cases.

SR Judge Days @ \$350/day - 66,500 This will provide **190 SR Judge Days** including jury trials of 2 weeks or more of the targeted backlogged cases

Remainder for expense: - 152

Balance: 0

If appropriated, these resources would have to be used to address the targeted backlogged cases.

Please let me know if this breakdown meets your needs.

From: Burton Conner
Sent: Wednesday, January 13, 2010 4:50 PM
To: Thomas Genung
Cc: Paul Kanarek; Elizabeth Metzger; William Roby; Larry Schack; Steve Levin
Subject: Economic Default Recovery Funds

Tom,

After conferring with my fellow civil judges, the consensus through emails is that we should ask for 1 magistrate and use the money for a second magistrate on purchasing senior judge time.

Paul and I were able to talk. I did not get a chance to speak to Elizabeth, Bill or Larry. Paul and I discussed that the senior judge should be used in all four counties to handle jury trials which take

more than 2 weeks. The magistrate should be used in SLC to handle the residential foreclosure docket. We also discussed that 1.5 case manager should be assigned to assist the general magistrate, and the .5 case manager position should be assigned to the senior judge. If we get the funds and we discover after 3-4 months that we are not going to be able to use up all the senior judge time, can that money be used to hire another case manager to help Indian River, Martin and Okeechobee residential foreclosure dockets.

Julian Letton

From: Sharon Buckingham [buckings@flcourts.org]
Sent: Tuesday, March 09, 2010 4:41 PM
To: Trial Court Administrators
Cc: Kristine Slayden; Charlotte Jerrett; Theresa Westerfield; Heather Thuotte-Pierson; Patty Harris
Subject: Immediate Attention Required - Request for Information
Importance: High
Attachments: EconomicRecoveryProposal_ExecCommitteeRec.pdf; Economic Recovery_FTE Chart.pdf

Good Afternoon,

Due to discussions this week between court leadership and the clerks regarding the Economic Recovery Funding Proposal, OSCA staff have been asked to quickly gather some additional information from the circuits as to how our economic recovery resources will be deployed circuit-wide. Court leadership would like to be able to share this information with the clerks so they can plan accordingly.

We have attached the approved LBR request for each circuit (by element and category) and also a table representing the estimated FTE equivalent of the funding request per circuit. **We apologize for the short turnaround, but we will need each circuit's response by close of business this Friday, March 12th.**

-Using the information contained in the FTE equivalent table, provide the amount of **magistrate/senior judge FTE's** that will be assigned **in each county** based on the expected workload from the backlogged cases. *Note: Single county circuits can ignore this question.*

-If you have multiple **magistrate/senior judge FTE's** in the proposal, what is the maximum number of courtrooms that will be scheduled at any one time **in each county**?

Thank you.

*Sharon Buckingham
Senior Court Operations Consultant
Office of the State Courts Administrator
500 South Duval Street
Tallahassee, Florida 32399-1900
(850) 410-1893
(850) 414-1342 (fax)*

Julian Letton

From: Thomas Genung
Sent: Wednesday, June 30, 2010 1:34 PM
To: Corrie Johnson; Tami Dye; Erick Mershon
Subject: Fwd: Sr. Judge Web-Based System

Sent from my iPhone

Begin forwarded message:

From: Charlotte Jerrett <jerrettc@flcourts.org>
Date: June 30, 2010 1:28:09 PM EDT
To: Trial Court Administrators <TrialCourtAdministrators@flcourts.org>
Cc: Gary Phillips <phillipsg@flcourts.org>, Mandy Couch <CouchM@flcourts.org>, Don Lubbers <lubbersd@flcourts.org>, Denise Overstreet <OverstreetD@flcourts.org>, 'Michelle Oh' <Michelle.Oh@myfloridacfo.com>, Delcynth Schloss <schlossd@flcourts.org>
Subject: Sr. Judge Web-Based System

Hi All,

In follow-up to our discussion during Monday's conference call, the regular sr. judge circuit allotments will be posted and available for payment requests tomorrow morning, July 1, 2010.

The economic recovery sr. judge circuit allotments will be available sometime on or after July 15, 2010. The system is still in testing and we hope to have it finished for your use around that time. As such, I am asking that you not submit payment requests for sr. judges performing work on foreclosure cases until you hear back from me that the system is ready for use.

Please keep in mind that it is critical that these resources be accounted for separately. If you have any questions please give me a call.

Thanks for your help and have a safe and restful holiday weekend.

C.

Charlotte Jerrett

Administrative Services Division

Office of the State Courts Administrator

(850) 488-9922

(850) 488-3744 fax

Julian Letton

From: Delcynth Schloss [schlossd@flcourts.org]
Sent: Thursday, July 01, 2010 3:41 PM
To: Personnel Reps
Cc: DCA Marshals; Trial Court Administrators; Charlotte Jerrett; Gary Phillips; Dorothy Wilson; Theresa Westerfield; Payroll Staff
Subject: Instructions for Completing the OPS Authorization and Renewal Form
Attachments: OPS Employment Authorization & Renewal Form.pdf

Dear Personnel Representatives;

As a follow up to the email sent yesterday, I am attaching a blank OPS Employment Authorization and Renewal Form with numbered items. Please see the instructions/explanations below for completing these items.

1. Hire Date – The date the employee is scheduled to start working.
2. Renewal Date – Must be completed for current OPS employees and submitted as follows:
 - i. absolutely at the end of every fiscal year (June 30)
 - ii. at the end of each six months. For example, if an OPS employee is hired on 08/01/2010, the end date would be 01/31/2010. A new form must be completed and submitted with a renewal date of 02/01/2011. However, the end date can be no further than 06/30/2011 as another renewal must be completed prior to the beginning of the new fiscal year.
3. OPS Projected End Date – Must be no more than 6 months from the date of hire.
 Note: If the hire date is in March, the end date must be June 30 as a renewal is always due prior to the beginning of the new fiscal year.
4. OPS Class Title – Please use current SCS classification titles available from the salary schedule.
5. Estimated Cost Per Period – The period is the time from date of hire to the projected end date. The estimated cost is the cost for this entire period plus 7.65% for Social Security and Medicare taxes. For example: An employee is projected to work 580 hours for the period and the hourly rate is \$15; the total estimated cost will be \$9,365.55 (580 X 15 = \$8,700; \$8,700 X 7.65% = \$665.55; \$665.55 + \$8,700 = \$9,365.55). **You must insure that there is sufficient available balance for the estimated amount.**
6. Court – Name of DCA or Circuit
7. Section – Name of unit, preferably as it relates to the org code listing, e.g. Court Administration.
8. Hourly Rate of Pay – Should be at least the minimum for the class.
9. Approved Hours per Week – The number of hours the employee is projected to work weekly.
10. Funding Source/RCC – The 11-digit org code is all Budget requires in this field. For example, the org code associated with the 1st Circuit's foreclosure and economic recovery project would be 2220-01-00-375. The 2nd Circuit's would be 2220-02-00-375 and so on.

11. Authorization – Must be the name and signature of the Marshal or Trial Court Administrator or an authorized designee of either of these.

The Budget Office approves all OPS Employment Authorization and Renewal forms received by Personnel prior to their being processed. As a result, they require that all fields are properly and accurately completed and that sufficient budget is available before they will sign off on the forms. Forms that are not properly completed will be returned to the originating court and will delay processing.

If you have questions regarding your budget allotments, available balances or other budget-related matters, please address them directly with the Budget Office. You may contact Dorothy Wilson in that office at (850) 488-3735 or by email at wilsond@ficourts.org.

Questions regarding the attached form, OPS timesheets, payroll schedules etc., should be addressed to your assigned personnel services specialist (Georgia, Debbie or Michelle).

Thanks very much for your attention to these matters. Please let me know if you have any follow up questions.

Have a great day!

Delcynth Schloss
OSCA – Office of Personnel Services
Supreme Court Building
Telephone: (850) 488-3696

Julian Letton

From: Roderick Petrey [rpetrey@collinscenter.org]
Sent: Thursday, April 01, 2010 2:45 PM
To: Alcock, Frank; R. Alexander Acosta; Alberto Ibarguen; Amelia Rea Maguire; Alan Bookman; Adele Stone ; April Charney; Arthur England; Albert J. Hadeed; Ana.Cruz-Taura@atl.frb.org; Bailey, Jennifer; Bruce Smathers; Burton Conner; Babs Evans; Bill VanNortwick ; Reid, Benjamin; Mark Buchbinder; Brown, Joel; Barry Goldmeier; Hilarie Bass; Christopher Dudley; Connie Doumenis, CCIM; Cynthia Barnett; chadb9@aol.com; chris_marlin@sitrick.com; Carolina Lombardi; Colburn,David R; dpark@performancemediation.com; Donald Hoffman; DrDetz@aol.com; Sandy D'Alemberte; diane.mcfarlin@heraldtribune.com; Dominic Calabro; Dave Lawrence; donny.mackenzie@hkllaw.com; espeyer@bellsouth.net; Eric Newton; Elizabeth Kress; Emmanuel France; Paula L. Ellis; FDRobleto@bacflorida.com; Farina, Joseph; Fernando Tamayo; FirestoneG@aol.com; fedmediate@aol.com; Thomas Genung; George F. Knox; GeorgeVolsky@aol.com; hughmacmillan@earthlink.net; JCurran@flabarfdn.org; Juan Martinez; jay.foster@canopysoftware.com; jay.goley@yahoo.com; joanne@fromthesource.info; Molkentin, J (Branch 658); Jett Davison; john@copelandcos.com; john kuder; jharkness@flabar.org; jordansykes@bellsouth.net; Judge Terrell; Jon Mills; Judge Lee E. Haworth; JGross@bacflorida.com; John Patterson; judyrosenblith@earthlink.net; janetferris@att.net; judge.skievaski@FLcourts1.gov; Jody Gleason; Jacqueline; john kuder; Kearson, Linda; Betsi Kassebaum; KendrickMeekFL@aol.com; lesterabberger@nettally.com; Linda Mills; Lee Pliscou; Lawrence Terry; Leo Govoni; mcanton@usa.net; maria.henderson@akerman.com; mdneedle@yahoo.com; mel rubin; mike Robbins; Mark Pritchett; Maher, Stephen T.; Thomas Meyer; Mike Pate; murrayn@fiu.edu; mfaehner@fishersauls.com; Marcia K. Cypen; Mark Fontaine; Nick Chason; Nancy Kinnally; O. B. Stander; Paul Kanarek; Paul Doyle; Randall Berg; RDiaz@bacflorida.com; Cantero, Raoul; Robert Bertisch; Stanley M. Rosenblatt; Sue Shafer; Sandy Rosenblith; Skaggs, Rick; Shields McManus; Thomas M. David; Tom Bateman; Timothy W. Davis; Teri Hansen; willard.shepard@nbcuni.com; William Roby; Yvonne Hude
Subject: Judicial/Nonjudicial Foreclosure
Attachments: Collins - Balancing Economic Interests and Fairness in Florida's Residential Mortgage Foreclosure System.pdf

Colleagues: Please look at the attached paper that the Collins Center has prepared about current proposals in the Florida Legislature to replace our judicial foreclosure system with a non-judicial system. We'd like your reactions. Thanks. Rod

Rod Petrey, President t
The Collins Center
Thinking. Doing. For Florida.

.....
305-377-4484 x 12 Cell: 305-479-9525

rpetrey@collinscenter.org

<http://www.collinscenter.org/>

OUR MISSION : The CollinsCenter finds smart solutions to important issues facing the people of Florida and the nation. We are independent, nonpartisan, nonprofit and passionately committed to lasting results.

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16TH CIR 00758

2/3/2011

Julian Letton

From: Thomas Genung
Sent: Friday, October 08, 2010 11:09 AM
To: Steve Levin
Cc: Kay Desoiza
Subject: Letter to CJ Canady
Attachments: CJ Canady letter 10-8-10.docx

Judge Levin,

Please see the attached letter to CJ Canady seeking approval for SR Judges Shahood and Midelis exceeding 60 days of service in a year. Please let me know if you have any questions or concerns.

Thanks.

Julian Letton

From: Burton Conner
Sent: Monday, September 20, 2010 12:16 PM
To: Larry Schack; Paul Kanarek; Thomas Genung; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)
Attachments: SJ Packet List 7-30-10.docx

To refresh everyone's memory, attached is the SJ Packet List we developed.
Burton

From: Larry Schack
Sent: Monday, September 20, 2010 12:10 PM
To: Paul Kanarek; Burton Conner; Thomas Genung; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

I don't recall the contents of that. Does it include all the data that the checklist has?

From: Paul Kanarek
Sent: Monday, September 20, 2010 12:09 PM
To: Burton Conner; Thomas Genung; Larry Schack; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

I agree.

Paul

From: Burton Conner
Sent: Monday, September 20, 2010 12:00 PM
To: Thomas Genung; Larry Schack; Paul Kanarek; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

We did develop a SJ Packet List for posting on the website, and I agree with Tom that we don't need to post the CM checklist. What do the rest of you feel?
Burton

From: Thomas Genung
Sent: Monday, September 20, 2010 11:46 AM
To: Burton Conner; Larry Schack; Paul Kanarek; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

We already tell the firms what they must include in the packets. I do not want to put our case management checklist out there in addition.

From: Burton Conner
Sent: Monday, September 20, 2010 11:45 AM
To: Larry Schack; Thomas Genung; Paul Kanarek; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

I agree for the most part with Larry's suggestion (a quick link on the left that says "Foreclosures," and all the info on that link that Larry lists. However, on the circuit home page, under "Notices" I would suggest that we have a blurb about the mediation program, the economic recovery project, and perhaps new forms for foreclosure cases.

I would also suggest that each judge handling foreclosures instruct Court Support as to what you want on your individual page about foreclosures.

Have a Great Week!
Burton

From: Larry Schack
Sent: Monday, September 20, 2010 11:00 AM
To: Thomas Genung; Paul Kanarek; Burton Conner; Elizabeth Metzger; William Roby; Steve Levin
Subject:

Good Morning.

May I suggest a single link on the left that opens to a page that contains all of our materials in one place on the subject of foreclosures?

Many attorneys and support staff appreciate the convenience of having an "everything you need to know" list available. May I suggest the following:

1. Change the quick link on the left side to read "Foreclosures". (NOT Residential Foreclosure since the new final judgment is for all foreclosures.)
Include on that page:
2. The data and links for the mediation program.
3. The previous administrative orders for mediation and the dates they applied.
4. The data concerning the SLC foreclosure system.
5. Each of the 3 checklists that are being given the case managers and senior judges in pdf format for the firms to download. (This will give each of the firms and attorneys the same check lists the managers and senior judges will be working off of and hopefully enhance the chance for compliance. You can modify the content to remove any notes to judges and such internal material.)
6. AO 2010-8.
7. The FJ in a format that allows the attorneys to download it as a useable form into their word processing programs.
8. The AO for online sales.

Thank you.

From: Thomas Genung
Sent: Monday, September 20, 2010 10:37 AM
To: Paul Kanarek; Burton Conner; Elizabeth Metzger; Larry Schack; William Roby; Steve Levin
Subject: RE:

Please see our website. The new AO and FJ are on the home page and on the RMFM page. Please let me know if you would like any changes.

From: Paul Kanarek
Sent: Sunday, September 19, 2010 11:50 AM
To: Thomas Genung
Subject:

Dear Tom,

Can we please get the new Admin Order with a copy of the New Final Judgment posted immediately on our web site. Also can we make this posting somehow stand out so that people going to our site will see it.

Paul B. Kanarek
Circuit Judge
2000 16th Avenue, Suite 375
Vero Beach, FL 32960
772-770-5052 Office
772-770-5133 Fax
kanarekp@circuit19.org



Please consider the environment before printing this email.

Julian Letton

From: Larry Schack
Sent: Monday, September 20, 2010 12:01 PM
To: Thomas Genung; Burton Conner; Paul Kanarek; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

Tom, what is the downside that I am missing on that? If we delete the notes to judges I'm not seeing a downside. The firms can download and use them. It should increase compliance and make less work for the managers.

From: Thomas Genung
Sent: Monday, September 20, 2010 11:46 AM
To: Burton Conner; Larry Schack; Paul Kanarek; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

We already tell the firms what they must include in the packets. I do not want to put our case management checklist out there in addition.

From: Burton Conner
Sent: Monday, September 20, 2010 11:45 AM
To: Larry Schack; Thomas Genung; Paul Kanarek; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

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I would also suggest that each judge handling foreclosures instruct Court Support as to what you want on your individual page about foreclosures.

Have a Great Week!
Burton

From: Larry Schack
Sent: Monday, September 20, 2010 11:00 AM
To: Thomas Genung; Paul Kanarek; Burton Conner; Elizabeth Metzger; William Roby; Steve Levin
Subject:

Good Morning.

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Many attorneys and support staff appreciate the convenience of having an "everything you need to know" list available. May I suggest the following:

1. Change the quick link on the left side to read "Foreclosures". (NOT Residential

16TH CIR 00763

Foreclosure since the new final judgment is for all foreclosures.)

Include on that page:

2. The data and links for the mediation program.
3. The previous administrative orders for mediation and the dates they applied.
4. The data concerning the SLC foreclosure system.
5. Each of the 3 checklists that are being given the case managers and senior judges in pdf format for the firms to download. (This will give each of the firms and attorneys the same check lists the managers and senior judges will be working off of and hopefully enhance the chance for compliance. You can modify the content to remove any notes to judges and such internal material.)
6. AO 2010-8.
7. The FJ in a format that allows the attorneys to download it as a useable form into their word processing programs.
8. The AO for online sales.

Thank you.

From: Thomas Genung

Sent: Monday, September 20, 2010 10:37 AM

To: Paul Kanarek; Burton Conner; Elizabeth Metzger; Larry Schack; William Roby; Steve Levin

Subject: RE:

Please see our website. The new AO and FJ are on the home page and on the RMFM page. Please let me know if you would like any changes.

From: Paul Kanarek

Sent: Sunday, September 19, 2010 11:50 AM

To: Thomas Genung

Subject:

Dear Tom,

Can we please get the new Admin Order with a copy of the New Final Judgment posted immediately on our web site. Also can we make this posting somehow stand out so that people going to our site will see it.

Paul B. Kanarek
Circuit Judge
2000 16th Avenue, Suite 375
Vero Beach, FL 32960
772-770-5052 Office
772-770-5133 Fax
kanarekp@circuit19.org



Please consider the environment before printing this email.

Julian Letton

From: Larry Schack
Sent: Monday, September 20, 2010 12:00 PM
To: Burton Conner; Thomas Genung; Paul Kanarek; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

Burton, I agree with you that would be helpful also.

From: Burton Conner
Sent: Monday, September 20, 2010 11:45 AM
To: Larry Schack; Thomas Genung; Paul Kanarek; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

I agree for the most part with Larry's suggestion (a quick link on the left that says "Foreclosures," and all the info on that link that Larry lists. However, on the circuit home page, under "Notices" I would suggest that we have a blurb about the mediation program, the economic recovery project, and perhaps new forms for foreclosure cases.

I would also suggest that each judge handling foreclosures instruct Court Support as to what you want on your individual page about foreclosures.

Have a Great Week!
 Burton

From: Larry Schack
Sent: Monday, September 20, 2010 11:00 AM
To: Thomas Genung; Paul Kanarek; Burton Conner; Elizabeth Metzger; William Roby; Steve Levin
Subject:

Good Morning.

May I suggest a single link on the left that opens to a page that contains all of our materials in one place on the subject of foreclosures?
 Many attorneys and support staff appreciate the convenience of having an "everything you need to know" list available. May I suggest the following:

1. Change the quick link on the left side to read "Foreclosures". (NOT Residential Foreclosure since the new final judgment is for all foreclosures.)
 Include on that page:
2. The data and links for the mediation program.
3. The previous administrative orders for mediation and the dates they applied.
4. The data concerning the SLC foreclosure system.
5. Each of the 3 checklists that are being given the case managers and senior judges in pdf format for the firms to download. (This will give each of the firms and attorneys the same check lists the managers and senior judges will be working off of and hopefully enhance the chance for compliance. You can modify the content to remove any notes to judges and such internal material.)

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7. The FJ in a format that allows the attorneys to download it as a useable form into their word processing programs.
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Thank you.

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Sent: Monday, September 20, 2010 10:37 AM
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Paul B. Kanarek
Circuit Judge
2000 16th Avenue, Suite 375
Vero Beach, FL 32960
772-770-5052 Office
772-770-5133 Fax
kanarekp@circuit19.org

 Please consider the environment before printing this email.

Julian Letton

From: Larry Schack
Sent: Monday, September 20, 2010 12:16 PM
To: Burton Conner; Paul Kanarek; Thomas Genung; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

Thank you.

From: Burton Conner
Sent: Monday, September 20, 2010 12:16 PM
To: Larry Schack; Paul Kanarek; Thomas Genung; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

To refresh everyone's memory, attached is the SJ Packet List we developed.
Burton

From: Larry Schack
Sent: Monday, September 20, 2010 12:10 PM
To: Paul Kanarek; Burton Conner; Thomas Genung; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

I don't recall the contents of that. Does it include all the data that the checklist has?

From: Paul Kanarek
Sent: Monday, September 20, 2010 12:09 PM
To: Burton Conner; Thomas Genung; Larry Schack; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

I agree.

Paul

From: Burton Conner
Sent: Monday, September 20, 2010 12:00 PM
To: Thomas Genung; Larry Schack; Paul Kanarek; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

We did develop a SJ Packet List for posting on the website, and I agree with Tom that we don't need to post the CM checklist. What do the rest of you feel?
Burton

From: Thomas Genung
Sent: Monday, September 20, 2010 11:46 AM
To: Burton Conner; Larry Schack; Paul Kanarek; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

We already tell the firms what they must include in the packets. I do not want to put our case management checklist out there in addition.

From: Burton Conner
Sent: Monday, September 20, 2010 11:45 AM
To: Larry Schack; Thomas Genung; Paul Kanarek; Elizabeth Metzger; William Roby; Steve Levin
Subject: RE: 19th Cir. Website (Foreclosures)

I agree for the most part with Larry's suggestion (a quick link on the left that says "Foreclosures," and all the info on that link that Larry lists. However, on the circuit home page, under "Notices" I would suggest that we have a blurb about the mediation program, the economic recovery project, and perhaps new forms for foreclosure cases.

I would also suggest that each judge handling foreclosures instruct Court Support as to what you want on your individual page about foreclosures.

Have a Great Week!
Burton

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Subject:

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5. Each of the 3 checklists that are being given the case managers and senior judges in pdf format for the firms to download. (This will give each of the firms and attorneys the same check lists the managers and senior judges will be working off of and hopefully enhance the chance for compliance. You can modify the content to remove any notes to judges and such internal material.)
6. AO 2010-8.
7. The FJ in a format that allows the attorneys to download it as a useable form into their word processing programs.
8. The AO for online sales.

Thank you.

From: Thomas Genung
Sent: Monday, September 20, 2010 10:37 AM
To: Paul Kanarek; Burton Conner; Elizabeth Metzger; Larry Schack; William Roby; Steve Levin

16TH CIR 00768

2/3/2011

Subject: RE:

Please see our website. The new AO and FJ are on the home page and on the RMFM page. Please let me know if you would like any changes.

From: Paul Kanarek
Sent: Sunday, September 19, 2010 11:50 AM
To: Thomas Genung
Subject:

Dear Tom,

Can we please get the new Admin Order with a copy of the New Final Judgment posted immediately on our web site. Also can we make this posting somehow stand out so that people going to our site will see it.

Paul B. Kanarek
Circuit Judge
2000 16th Avenue, Suite 375
Vero Beach, FL 32960
772-770-5052 Office
772-770-5133 Fax
kanarekp@circuit19.org

 Please consider the environment before printing this email.

Julian Letton

From: Thomas Genung
Sent: Monday, August 16, 2010 1:13 PM
To: Elizabeth Metzger
Subject: RE: Case Management of Residential Foreclosures

You're welcome.

From: Elizabeth Metzger
Sent: Monday, August 16, 2010 1:13 PM
To: Thomas Genung
Subject: RE: Case Management of Residential Foreclosures

Thank you.

Elizabeth A. Metzger, Circuit Judge
100 East Ocean Blvd.
Suite A353
Stuart, FL 34994

772-463-3281 (office)
772-463-3283 (fax)
metzgere@circuit19.org

From: Thomas Genung
Sent: Monday, August 16, 2010 1:12 PM
To: Elizabeth Metzger
Subject: RE: Case Management of Residential Foreclosures

I'd be happy to.

From: Elizabeth Metzger
Sent: Monday, August 16, 2010 1:12 PM
To: Thomas Genung
Subject: RE: Case Management of Residential Foreclosures

Tom,
Are you going to speak with Luke about this project or should I?

EAM

Elizabeth A. Metzger, Circuit Judge
100 East Ocean Blvd.
Suite A353
Stuart, FL 34994

772-463-3281 (office)
772-463-3283 (fax)
metzgere@circuit19.org

16TH CIR 00770

2/3/2011

From: Thomas Genung
Sent: Monday, August 16, 2010 8:50 AM
To: Elizabeth Metzger; Burton Conner
Cc: Paul Kanarek; Larry Schack; Steve Levin
Subject: RE: Case Management of Residential Foreclosures

We have been directed to utilize our resources to accomplish our goal with the Mortgage Foreclosure and Economic Recovery project. To that end, it would be an appropriate use of Luke's time to assist with the LOP/LOS process.

From: Elizabeth Metzger
Sent: Sunday, August 15, 2010 3:26 PM
To: Burton Conner
Cc: Paul Kanarek; Larry Schack; Thomas Genung; Steve Levin
Subject: Re: Case Management of Residential Foreclosures

I am sure there are many cases that are ripe for dismissal due to lop/timely service. I have been thinking about trying to tackle such cases, however, it seems I have been in the courtroom so much, it is a challenge just to keep above water. I am wondering if we could use case managers and/or Luke to take a look at the pending cases in Martin and inform me off cases with lop/service issues. I know at some point Luke advised me he would, if time permitted, take a look at Martin cases just for this purpose.

Maybe now is good time to start the project. I don't see that I will have much free time to try address these cases in the foreseeable future; I am back in jury trial next week; have to write at least 10 major orders and make sure I don't neglect my duties as a mom of 3 boys!!

E

Sent from my iPhone

On Aug 15, 2010, at 2:13 PM, "Burton Conner" <ConnerB@circuit19.org> wrote:

Paul,

Thanks for your comments and insights, and I agree we need to address other ways to get rid of the backlog beside just making more time available for SJ hearings.

I know we are gearing up to address lack of prosecution cases in SLC, and after that, we will tackle the lack of service cases.

I am not aware that we have a situation in any of the counties in which cases have been noticed for trial but not set. Is that an issue in IRC? I will check and see if that is an issue in SLC.

Elizabeth, can I have your thoughts on lack of prosecution, lack of service and need to contested trial time in MC?

16TH CIR 00771

2/3/2011

Thanks,
Burton

From: Paul Kanarek

Sent: Sunday, August 15, 2010 1:16 PM

To: Burton Conner; Elizabeth Metzger; Larry Schack; Thomas Genung; Steve Levin

Subject: Case Management of Residential Foreclosures

I know there is some concern that we will not meet the legislative requirements for the # of foreclosures disposed of during this fiscal year. Our initial response to this problem was to make more hearing times available, thinking that this was the major problem. This might be the major problem and it might just take awhile to start seeing use of our senior judges. The one thing that I don't ever think I thought about was the possibility that the plaintiff's could not prepare enough cases to clear up the backlog.

I would like to suggest a parallel track to what we are doing. I think that we need to work the cases where there has been no service of process in 120 days and those cases where there has been no record activity in 10 months. I know that for Indian River County I just completed this because it hadn't been done in over 3 years. I probably have 300 to 400 hearings set in the coming months on those issues. One additional thing that we need to think about is setting cases for trial. The homeowners associations are starting to notice cases for trial where there has been service on everyone but nothing has happened. I think we might want to first see how many cases we can close on the no service and the no record activity first. If by January things haven't picked up hearing wise (not a lot of summary judgment hearings) then we should just go ahead and set trials on those cases where there has been service on everyone but nothing is happening.

This would be a lot of work but I think that it would stir the pot and get things moving.

Paul B. Kanarek

kanarekp@circuit19.org

Julian Letton

From: Larry Schack
Sent: Wednesday, August 18, 2010 11:24 AM
To: Thomas Genung
Subject: RE:
Sure.

From: Thomas Genung
Sent: Wednesday, August 18, 2010 11:18 AM
To: Larry Schack
Subject: RE:

We can talk at the Summit.

From: Larry Schack
Sent: Wednesday, August 18, 2010 11:07 AM
To: Thomas Genung
Subject:

I am on vacation but may come in this Friday and work all day (too much to do). I will be in Monday, and then leave Tuesday for the Summit, then I am back in on next Friday.

From: Thomas Genung
Sent: Wednesday, August 18, 2010 11:05 AM
To: Larry Schack
Subject: RE:

We will be discussing our Residential Mortgage Foreclosure and Economic Recovery Project, and any questions that the SR Judges and case managers have so we can get clear direction. I will send the call-in number out later today, and any list of questions by noon tomorrow if you would like to participate.

On another note, I need to come out and meet with you about the dependency project, and another issue. When would you be available for ½ hour to an hour?

Thanks.

From: Larry Schack
Sent: Wednesday, August 18, 2010 11:01 AM
To: Burton Conner; Paul Kanarek; Thomas Genung; Elizabeth Metzger
Subject: RE:

I'm not sure what the meeting is about. Will it impact Okeechobee? I am on vacation but in the office ½ day today to sign paperwork.

From: Burton Conner
Sent: Wednesday, August 18, 2010 9:48 AM
To: Paul Kanarek; Thomas Genung; Elizabeth Metzger; Larry Schack
Subject: RE:

Tom,

I am not as techy-savvy as I should be, and sometimes when I try to copy language from a PDF document, it doesn't work well in Word, so can I ask you to see if you can get Word versions of the attachments Paul gave. I will try to re-vamp what I previously submitted as a draft of an AO vacating our prior AO on foreclosure judgments, and incorporate what looks good from the Dade and Palm Beach orders.

Thanks,
Burton

From: Paul Kanarek
Sent: Wednesday, August 18, 2010 9:40 AM
To: Thomas Genung; Burton Conner; Elizabeth Metzger
Subject:

I'm not sure what our meeting is about this Friday but after having spoken with our Clerk and finding that they are going to electronic sales effective October 12th, I thought I would see what Dade and Palm Beach County have done as they are already doing electronic sales.

Attached please find the Administrative Orders for Palm Beach and Dade Counties. I don't believe that it is necessary to re-invent the wheel so I think that their procedures can be of some help to us.

Paul B. Kanarek
Circuit Judge
2000 16th Avenue, Suite 375
Vero Beach, FL 32960
772-770-5052 Office
772-770-5133 Fax
kanarekp@circuit19.org

 Please consider the environment before printing this email.

Julian Letton

From: Larry Schack
Sent: Wednesday, August 18, 2010 11:05 AM
To: Thomas Genung; Elizabeth Metzger; Burton Conner; Paul Kanarek; Steve Levin
Subject: RE: Case Management of Residential Foreclosures

I just did orders on a couple hundred cases for failure to serve and LOP in Okeechobee. I paid one of my children to do the typing since my JA doesn't have the time to do these. Many of the cases were mortgage foreclosures. (I made my way up to early 2008, but won't be able to do any more in the future.)

LS

From: Thomas Genung
Sent: Monday, August 16, 2010 8:50 AM
To: Elizabeth Metzger; Burton Conner
Cc: Paul Kanarek; Larry Schack; Steve Levin
Subject: RE: Case Management of Residential Foreclosures

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To: Burton Conner
Cc: Paul Kanarek; Larry Schack; Thomas Genung; Steve Levin
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E

Sent from my iPhone

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Paul B. Kanarek

kanarekp@circuit19.org

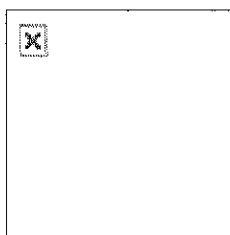
Julian Letton

From: Tanya Green [GreenT@Stlucieclerk.com]
Sent: Wednesday, July 28, 2010 3:24 PM
To: Steve Shaw
Subject: RE: Cir19: Foreclosure and Economic Recovery Case Tracking System

Steve,

I will get back to you on this by Tuesday afternoon. We have a meeting scheduled for Tuesday morning concerning this.

Tanya



TANYA GREEN, DIRECTOR OF INFORMATION TECHNOLOGY
INFORMATION TECHNOLOGY
JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT
ST. LUCIE COUNTY, FLORIDA
PHONE: 772-462-6901
FAX: 772-462-6887
WWW.STLUCIECLERK.COM

From: Steve Shaw [mailto:shaws@circuit19.org]
Sent: Wednesday, July 28, 2010 12:15 PM
To: Tanya Green
Subject: FW: Cir19: Foreclosure and Economic Recovery Case Tracking System

Hi Tanya,

The attachments are what I was speaking with you about yesterday. The User Guide will explain how the application populates the spreadsheet, but if it is possible, I would like to see if I can get periodic updates from your database that we can insert into the spreadsheet instead of having to manually enter new cases or updates. The spreadsheet attached gives a good example of the data structure. Also, I understand from the User Guide, the current spreadsheet information includes all non-disposed, re-opened, and pending cases as of close of business June 30, 2010. How can we get more recent updates?

Thank you for letting me know what is possible.

Steve

From: Thomas Genung
Sent: Tuesday, July 20, 2010 10:55 AM

16TH CIR 00777

2/3/2011

To: Steve Shaw
Subject: FW: Cir19: Foreclosure and Economic Recovery Case Tracking System

From: P.J. Stockdale [mailto:stockdap@flcourts.org]
Sent: Tuesday, July 20, 2010 10:43 AM
To: Thomas Genung
Subject: Cir19: Foreclosure and Economic Recovery Case Tracking System

Tom,

Please find attached the Foreclosure and Economic Recovery Case Tracking System (FERCTS) workbook for each county in your circuit. These workbooks have been pre-loaded with all non-disposed, reopened and pending cases as of June 30, 2010 as provided by the Clerks of Court for that county. We apologize for the delay in completing these workbooks for you. Since the Foreclosure Initiative began July 1, 2010, please update these workbooks to include all initiative activity beginning on July 1, 2010. Please email a copy of these workbooks to the OSCA on the 10th of each month. **Since we are late getting this to you and there is probably a lot of work being done initially, we are going to skip the first reporting cycle and ask that you provide your first submission on September 10, 2010.** Please see the attached FERCTS Users Guide for more information.

Since this tracking application is based upon VBA macros, there are a few steps that need to be taken to get it installed and running. I've attached a set of installations instructions to this email. However, each circuit has established different security procedures that could affect installation. You may want to have one of your IT people set the application up to ensure it works properly. Please have your IT folks give me a call, if needed, and I'll go through it with them. **Please note that if you only see a spreadsheet and not a data entry screen, the application may not have installed properly.**

Please do not hesitate to contact Court Services, Kris Slayden (slaydenk@flcourts.org), or PJ Stockdale (stockdap@flcourts.org) if you have any questions or if we can be of any assistance.

Thanks
PJ

PJ Stockdale
Senior Court Statistics Consultant
OSCA - Court Services
Supreme Court Building Annex
500 S Duval St
Tallahassee FL 32301-1900
(ph) 850.410.1523
(fax) 850.414.1342

Please Note: Florida has very broad public records laws. Most written communications to or from County officials regarding County business are public records available to the public and media upon request. It is the policy of St. Lucie County that all County records shall be open for personal inspection, examination and / or copying. Your e-mail communications will be subject to public disclosure unless an exemption applies to the communication. If you received this email in error, please notify the sender by reply e-mail and delete all materials from all computers.

Julian Letton

From: Delcynth Schloss [schlossd@flcourts.org]
Sent: Wednesday, June 30, 2010 5:10 PM
To: Shelia Sims
Cc: Personnel Reps; Payroll Staff
Subject: RE: Change in Processing OPS Payroll

Shelia, thanks for your question. Jennifer Grandal should get copies only of the Drug Court OPS paperwork. The originals should still come to our personnel office (Georgia, Debbie or Michelle).
 Thank you!
 Del

From: Shelia Sims [mailto:Shelia.Sims@FLCOURTS1.GOV]
Sent: Wednesday, June 30, 2010 4:57 PM
To: Delcynth Schloss
Subject: RE: Change in Processing OPS Payroll

Del,

Our current Drug Court OPS goes to Jennifer Grandel – will she continue to get only it, or will it ALSO revert to Michelle?

Thank you

shelia

From: Delcynth Schloss [mailto:schlossd@flcourts.org]
Sent: Wednesday, June 30, 2010 3:50 PM
To: Personnel Reps
Cc: Gary Phillips; Charlotte Jerrett; David Pepper; Georgia Franklin; Debbie Nable; Michelle Ogletree
Subject: Change in Processing OPS Payroll

Dear Personnel Representatives;

As you probably know, our office has begun to receive OPS payroll packets related to the recently approved foreclosure and economic recovery project which becomes effective July 1, 2010. Since Georgia is currently responsible for processing all OPS payrolls for the SCS – in addition to her regular duties and responsibilities – and there are over 100 positions associated with this new project, you can quickly see the workload could become quite overwhelming for one person. As a result, I've decided to split the OPS payroll between Georgia, Debbie and Michelle in our office until such time when we can hire additional help – hopefully soon.

Beginning immediately, please send all your OPS new hire authorization forms and timesheets (regular OPS as well as OPS for the foreclosure and economic recovery project) for processing to the personnel services specialist (Georgia, Debbie or Michelle) who now handles your monthly payroll.

Thanks very much for your attention to this matter. As always, if you have any questions, please do not hesitate to contact me.
 Thank you!

Delcynth Schloss
OSCA – Office of Personnel Services
Supreme Court Building
Telephone: (850) 488-3696

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This e-mail has been scanned by Verizon Business Managed Email Content Service, using Skeptic(tm) technology powered by MessageLabs.

Julian Letton

From: Thomas Genung
Sent: Friday, October 08, 2010 6:29 PM
To: Corrie Johnson
Subject: Re: Clarification of Foreclosure Reporting Requirements
Sure, I think I can fit that into my schedule.

Sent from my iPhone

On Oct 8, 2010, at 5:44 PM, "Corrie Johnson" <JohnsonC@circuit19.org> wrote:

If you have time next week, can we discuss this?

From: Thomas Genung
Sent: Friday, October 08, 2010 5:43 PM
To: Steve Shaw; Marc Traum; Corrie Johnson
Subject: Fwd: Clarification of Foreclosure Reporting Requirements

Sent from my iPhone

Begin forwarded message:

From: "P.J. Stockdale" <stockdap@flcourts.org>
Date: October 8, 2010 3:22:11 PM EDT
To: Trial Court Administrators
<TrialCourtAdministrators@flcourts.org>
Cc: Kristine Slayden <slaydenk@flcourts.org>, Arlene Johnson
<johnsona@flcourts.org>
Subject: Clarification of Foreclosure Reporting Requirements

Trial Court Administrators,

Thank you for your participation in yesterdays phone call. We appreciate your patience and insight into these projects.

I would like to summarize the issues discussed yesterday concerning the

reporting requirements for the Foreclosure and Economic Recovery Case Tracking System (FERCTS) workbooks.

In the interest of keeping the project manageable while still satisfying the essential reporting requirements:

+ The importance of the 62% target numbers have been clarified to better reflect the goals of the initiative and the mission of the courts. The target numbers provide a goal to shoot for but should not be emphasized to the detriment of a fair and meaningful adjudicatory process.

+ In order to reduce the workload impact of the reporting component, circuits do not need to report the dates of reopen or reopened closed events. If a case that was disposed prior to July 1, 2010 that does not already appear in your application workbook is reopened, this case does not need to be added to the workbook.

+ It is still important that we track the number of cases achieving final disposition. Therefore, new cases that are opened after July 1, 2010 will need to be added to the application as appropriate.

Existing cases achieving final disposition should also be updated and reported.

+ As discussed, several mortgage companies within the state are enacting a voluntary moratorium on their foreclosure proceedings while they review their internal procedures. In many parts of the state, this will affect a significant number of cases currently being processed by initiative staff. While some concrete statistics on the number of cases affected would be useful, the additional workload required to report this circumstance does not justify the result. Active cases affected for more than thirty days by these voluntary stoppages should be reported in the "Inactive – Other" status category in the FERCTS workbook. Initiative staff are encouraged to identify cases affected by a moratorium in the comments field but this is not required.

We are open to suggestions from the circuits as to how we might obtain some hard numbers to help us better understand the impact of these moratoria.

Many jurisdictions report that they have enough cases not affected by the moratoria to keep initiative staff busy.

Thanks again for your input. Please contact myself or Kris if you have any questions or comments.

PJ

PJ Stockdale

Senior Court Statistics Consultant

OSCA - Court Services

Supreme Court Building Annex

500 S Duval St

Tallahassee FL 32301-1900

(ph) 850.410.1523

(fax) 850.414.1342

Julian Letton

From: Larry Schack
Sent: Wednesday, March 24, 2010 4:19 PM
To: Thomas Genung
Subject: RE: Economic Default Recovery Effort Revisited
Understood.

From: Thomas Genung
Sent: Wednesday, March 24, 2010 4:18 PM
To: Larry Schack; Burton Conner; Steve Levin; Paul Kanarek; Elizabeth Metzger; Sherwood Bauer
Cc: Kay Desoiza; Marc Traum; Corrie Johnson; Erick Mershon; Steve Shaw
Subject: RE: Economic Default Recovery Effort Revisited

There may be. In any event if we get the money we will have to make it happen.

From: Larry Schack
Sent: Wednesday, March 24, 2010 1:05 PM
To: Thomas Genung; Burton Conner; Steve Levin; Paul Kanarek; Elizabeth Metzger; Sherwood Bauer
Cc: Kay Desoiza; Marc Traum; Corrie Johnson; Erick Mershon; Steve Shaw
Subject: RE: Economic Default Recovery Effort Revisited

Is there courtroom availability in SLC to use this setup?

From: Thomas Genung
Sent: Wednesday, March 24, 2010 12:33 PM
To: Burton Conner; Steve Levin; Paul Kanarek; Elizabeth Metzger; Sherwood Bauer; Larry Schack
Cc: Kay Desoiza; Marc Traum; Corrie Johnson; Erick Mershon; Steve Shaw
Subject: Economic Default Recovery Effort Revisited
Importance: High

Dear Judges,

Back in January, the OSCA asked each circuit to indicate how we would use funds to address backlogs in cases involving mortgage foreclosures, real property, contracts and indebtedness, and county civil valued from \$5,001 to \$15,000. We indicated that we would use that money as follows:

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Please let me know if you have any questions, and what if any changes you would like me to make to our request by COB Thursday, March, 25, 2010.

Thank you for your consideration.

Thomas A. Genung, Esq.
Trial Court Administrator
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250 Country Club Dr., Ste. 217
Port St. Lucie, FL 34986
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Fax: 772-807-4377
Email: genungt@circuit19.org

Julian Letton

From: Thomas Genung
Sent: Wednesday, March 24, 2010 4:24 PM
To: Larry Schack; Burton Conner; Steve Levin; Paul Kanarek; Elizabeth Metzger; Sherwood Bauer
Subject: RE: Economic Default Recovery Effort Revisited

My reference below in blue.

From: Larry Schack
Sent: Wednesday, March 24, 2010 1:31 PM
To: Thomas Genung; Burton Conner; Steve Levin; Paul Kanarek; Elizabeth Metzger; Sherwood Bauer
Subject: RE: Economic Default Recovery Effort Revisited

Some food for thought: What is the possible implication of Rule 1.490(c) that requires consent for referral to the magistrate? In most of the cases there is no response from the primary defendant, and in many cases there are multiple defendants.

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To: Burton Conner; Steve Levin; Paul Kanarek; Elizabeth Metzger; Sherwood Bauer; Larry Schack
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Julian Letton

From: Thomas Genung
Sent: Friday, March 26, 2010 3:37 PM
To: Elizabeth Metzger; Steve Levin; Paul Kanarek; Larry Schack; Burton Conner
Subject: RE: Economic Default Recovery Effort Revisited (NEED YOUR QUICK RESPONSE)

Thank you Judge Metzger. We will have 3 case managers and 2 admin support staff as part of this package, so I feel like we will be able to provide the necessary support.

From: Elizabeth Metzger
Sent: Friday, March 26, 2010 3:25 PM
To: Thomas Genung; Steve Levin; Paul Kanarek; Larry Schack; Burton Conner
Subject: RE: Economic Default Recovery Effort Revisited (NEED YOUR QUICK RESPONSE)

The only other issue I want to raise is the support staff needed to assist a Sr. Judge and /Mag. to handle the mounds of paperwork that comes along with foreclosure work. I am just concerned that if we indeed get help to dispose of foreclosure cases from a Sr. Judge/Mag. we will not have the necessary support staff to help them...I believe all the Judges handling a civil assignment understand that our JA's handle a great deal of paperwork and they will not be in a position to process additional paperwork that will result from the Sr. Judges'/Mag.'s efforts. Food for thought.

From: Thomas Genung
Sent: Friday, March 26, 2010 10:56 AM
To: Burton Conner; Steve Levin; Paul Kanarek; Elizabeth Metzger; Sherwood Bauer; Larry Schack
Cc: Kay Desoiza; Marc Traum; Corrie Johnson; Erick Mershon; Steve Shaw
Subject: RE: Economic Default Recovery Effort Revisited (NEED YOUR QUICK RESPONSE)
Importance: High

By the close of business today, I have to submit any changes we are going to make to how we will apportion the money if we get it, and how many courtrooms will be required each week in each county for this purpose. **I need your direction on any changes ASAP to be able to make this deadline.**

In the email below, an option of using SR judges only was presented, approximately 400 days. With utilization in each county as follows:

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The configurations above take into consideration the attached information addressing backlogged cases, courtroom space and minimizing any additional impact to you as a result of this effort.

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2.5 case managers (contract dollars which I suggest changing to 3 using OPS instead of contract)

2 admin. support for the adjudicators, 1 admin support to schedule mediations involving these cases other than RMFM cases (if you do not want to use any money for admin support to schedule mediation, then perhaps we can increase contract dollars for case managers) [I suggest changing this to just 2 admin support using OPS instead of contract]

Suggested new option for support for adjudicators:

3 case managers (OPS)

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Your direction on this is greatly appreciated.

From: Burton Conner

Sent: Wednesday, March 24, 2010 1:22 PM

To: Thomas Genung; Steve Levin; Paul Kanarek; Elizabeth Metzger; Sherwood Bauer; Larry Schack

Cc: Kay Desoiza; Marc Traum; Corrie Johnson; Erick Mershon; Steve Shaw

Subject: RE: Economic Default Recovery Effort Revisited

Here are my thoughts:

In terms of civil backlog across the circuit, we need a full time adjudicator (senior judge

16TH CIR 00791

2/3/2011

or magistrate) to handle foreclosures in SLC alone, and we need senior judge time to handle 10 day+ jury trials in the three coastal counties.

Regarding SLC foreclosures:

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I am asking the Civil Judges who have family experience chime in on whether you think it is likely magistrates will be objected to in foreclosure cases. When I was in juvi, no one ever objected to the magistrate, but I understand in family it happens with some regularity. So I think those judges who have sat in family have a better sense of the dynamics of objections to magistrates.

Tom, why are we dedicating admin support for Mediation? How is that going to help backlogs?

I am again asking my fellow civil judges to chime in on the issue of whether magistrates would be useful in Martin or Indian River Counties.

Thanks,
Burton

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To: Burton Conner; Steve Levin; Paul Kanarek; Elizabeth Metzger; Sherwood Bauer; Larry Schack
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Julian Letton

From: Larry Schack
Sent: Sunday, March 28, 2010 9:06 PM
To: Elizabeth Metzger; Thomas Genung; Steve Levin; Paul Kanarek; Burton Conner
Cc: Adriana James
Subject: RE: Economic Default Recovery Effort Revisited (NEED YOUR QUICK RESPONSE)

Sorry Tom that I couldn't reply on Friday. I was on my way to a meeting in Martin County.

I agree with Judge Metzger. I only handle foreclosures 4 days per month in St. Lucie and it takes the combined efforts of my JA and Jenn Dees to process the incoming paperwork. We don't have any ability at all to field the associated calls for St. Lucie.

The foreclosure load in Okeechobee is a fraction of the load in St. Lucie and we are swimming in that paperwork. Thus support staff on the St. Lucie cases will be imperative.

Thank you.

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Sent: Friday, March 26, 2010 3:24 PM
To: Thomas Genung; Steve Levin; Paul Kanarek; Larry Schack; Burton Conner
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Cc: Kay Desoiza; Marc Traum; Corrie Johnson; Erick Mershon; Steve Shaw
Subject: RE: Economic Default Recovery Effort Revisited

Judge Conner,

Here is the text of the original message sent from the OSCA. On this past Monday, the TCBC met in Tallahassee, and this issue was discussed from a number of perspectives, including the likelihood that we would be funded to address the backlog of civil cases indicated below, and how important it would be if we do get the money to make this a large success. This money, and any SR judge days we get associated with it would need to be used to directly address the backlog of the indicated case types. We would still have our SR Judge days that are allotted annually, and if we needed additional days to address lengthy trials, I can work on getting what we need either from other circuits, or the OSCA.

TCA's –

As discussed at the December meeting, the TCBC is requesting non-recurring funding authority from the Legislature for an Economic Default Recovery Effort, which will be filed as a supplemental FY 2010/11 LBR issue. These funds will be used to provide temporary resources in the trial courts to eliminate backlog in several civil areas, including cases involving mortgage foreclosures, real property, contracts and indebtedness, and county civil valued from \$5,001 to \$15,000.

The funding methodology developed for this Effort is based on the number of backlogged cases (in the aforementioned civil areas) in each circuit. A ratio of one General Magistrate, one Case Manager and two Administrative Support positions for every 15,000 backlogged cases was applied to estimate need. One Administrative Support position is dedicated to mediation for the coordination of civil cases covered under this Effort with the exclusion of residential homestead mortgage foreclosure cases. The annual salaries used to calculate the allocation amounts were approximately: \$79,688 for General Magistrates, \$39,126 for Case Managers, and \$26,090 for Admin Support.

You will find the estimated allocation amount for your circuit in the attached PDF file - Economic Default Recovery Effort. Please indicate, using the attached Economic Default Recovery Effort _ Distribution spreadsheet, how you would like the funds for your circuit distributed – by category and element. For every element (General Magistrates, Case Managers, General Magistrate Admin Support and Mediation Admin Support) specify the dollar amount and category in which the funds should be allocated - OPS, contracted services and/or expenses dollars. To allow for maximum flexibility, funds may be expended in one or all of the elements. Also, funds dedicated to the General Magistrate element can be allocated as Senior Judge Days if preferred.

As usual we are under a tight timeframe for this Effort. Please respond by Thursday, January 14, C.O.B.

Please let me know if you have any questions or concerns.