
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 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:

There is perhaps a significant risk that if the defendant has an attorney, the defendant may object to a magistrate in hopes of delaying the case further. However, most of the cases have pro se defendants, and I doubt pro se will be objecting to the magistrates. If Plaintiffs think they can get to the final judgment faster, they will not be objecting to magistrates, unless they perceive the magistrate as being defense oriented. The bulk of the work is handling motion hearings and summary judgment hearings. I question if we will find a senior judge who is willing to handle nothing but foreclosures. Nonetheless, a full time adjudicator handling nothing but foreclosures will make a tremendous dent on that case load. FYI: the Mortgage Foreclosure Task Force noted that Palm Beach County seems to have the best caseload management system in the state due to the fact that they have a full time judge doing nothing but foreclosures.

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

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 00801

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: Thomas Genung
Sent: Tuesday, May 18, 2010 11:08 AM
To: Doug Hardie
Subject: RE: Economic Recovery Funding

The funding becomes available July 1, but we will probably only cover the existing dockets through July, then begin gearing up to full utilization in August. It may take us until the end of August to get up to full speed.

From: Doug Hardie [mailto:HardieD@stluciesheriff.com]
Sent: Tuesday, May 18, 2010 11:04 AM
To: Thomas Genung
Subject: RE: Economic Recovery Funding

When will this start?

From: Thomas Genung [mailto:GenungT@circuit19.org]
Sent: Tuesday, May 18, 2010 10:33 AM
To: Doug Hardie
Subject: RE: Economic Recovery Funding

This is what the reduced funding will provide:

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.

From: Doug Hardie [mailto:HardieD@stluciesheriff.com]
Sent: Tuesday, May 18, 2010 10:10 AM
To: Thomas Genung
Subject: RE: Economic Recovery Funding

Tom,

Any new news on this matter?

From: Thomas Genung [mailto:GenungT@circuit19.org]
Sent: Friday, April 16, 2010 2:20 PM
To: Doug Hardie
Cc: Troy Church; Steve Levin
Subject: Economic Recovery Funding

Doug,

Here is the information regarding the economic recovery funding to address the backlog of foreclosure and other economic cases in both circuit civil and county civil. If the budget is approved, we are expected to be up and rolling on these cases effective July 1, 2010. Please let me know if you have any questions.

Please find attached the 19th Judicial Circuit's amended Foreclosure and Economic Recovery Funding Proposal. We are requesting 400 days of SR Judge time plus expense, 3 OPS Case Managers plus expense and 2 OPS Admin Sec.

The distribution of the SR Judge time of 400 days (approximately 1.6 FTE for 47.6 weeks) would be as follows:

St. Lucie County: SR Judge 1.2 FTE/week = 6 days of SR judge resources per week for 47.6 weeks, amounting to 1 courtroom for 4 days and 2 courtrooms for 1 day per 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 per week.

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

Julian Letton

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
Attachments: Backlog cases 06-11 (by county).xlsx; EconomicDefaultRecoveryEffort_Distribution 19th Circuit amended.xls; EconomicDefaultRecoveryEffort_Distribution 19th Circuit.xls; Circuit 19 Detail.pdf; EconomicDefaultRecoveryEffort_Distribution 19th Circuit AmendedOPS.xls

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 original submission indicated a full time magistrate, and 190 SR judge days (approximately 4 days a week for 47.5 weeks). If I understand correctly Judge Conner's direction, utilization may look something like this:

St. Lucie County: Magistrate 5 days a week (1.0 FTE), SR judge 2 days a week (0.365FTE based upon 0.73 FTE total) a maximum of 2 courtrooms for 2 days, and one courtroom for an additional 3 days a week

Martin County: Magistrate 0 days a week (0.0 FTE), SR judge 1 day per week (0.1825FTE based upon 0.73 FTE total) a maximum of 1 courtroom 1 day a week

Indian River County: Magistrate 0 days a week (0.0 FTE), SR judge 1 day per week (0.1825 FTE based upon 0.73 FTE total) a maximum of 1 courtroom 1 day a week

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

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.

Support for the adjudicators as we indicated in January was:

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)

2 admin support (OPS)

Your direction on this is greatly appreciated.

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16TH CIR 00807

2/3/2011

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Fax: 772-807-4377

Email: genungt@circuit19.org

Julian Letton

From: Doug Hardie [HardieD@stluciesheriff.com]
Sent: Friday, April 16, 2010 2:59 PM
To: Thomas Genung
Subject: RE: Economic Recovery Funding

Tom,

Is there a House or Senate bill number assigned to this?

From: Thomas Genung [mailto:GenungT@circuit19.org]
Sent: Friday, April 16, 2010 2:20 PM
To: Doug Hardie
Cc: Troy Church; Steve Levin
Subject: Economic Recovery Funding

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 Email: genungt@circuit19.org

Julian Letton

From: P.J. Stockdale [stockdap@flcourts.org]
Sent: Thursday, October 14, 2010 2:43 PM
To: Steve Shaw
Cc: Thomas Genung
Subject: RE: ECONRECOV: FERCTS workbook submisison for October 10, 2010 for the 19th Circuit
Excellent Steve, Thanks

PJ

From: Steve Shaw [mailto:shaws@circuit19.org]
Sent: Thursday, October 14, 2010 1:49 PM
To: P.J. Stockdale
Cc: Thomas Genung
Subject: RE: ECONRECOV: FERCTS workbook submisison for October 10, 2010 for the 19th Circuit

PJ,

I will have this to you by the end of the day. I now have the St. Lucie County data and will be merging it with the original spreadsheet after the data is adjusted to meet field requirements.

Thank you.

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: P.J. Stockdale [mailto:stockdap@flcourts.org]
Sent: Thursday, October 14, 2010 1:34 PM
To: Steve Shaw
Cc: Thomas Genung
Subject: RE: ECONRECOV: FERCTS workbook submisison for October 10, 2010 for the 19th Circuit

Steve,

Just wanted to follow up on the FERCTS workbooks for this month. Any more luck with St.

16TH CIR 00812

2/3/2011

Lucie. Since time is getting on, it might be worth it to send on the counties you do have that way, if we get into a crunch, I can at least load those.

Well, please keep me posted.

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

From: Thomas Genung [mailto:GenungT@circuit19.org]
Sent: Wednesday, October 13, 2010 10:25 AM
To: P.J. Stockdale
Subject: RE: ECONRECOV: FERCTS workbook submisison for October 10, 2010 for the 19th Circuit

PJ, we will get this information to you as soon as we receive the bulk from the clerks.

Thanks for the reminder.

From: P.J. Stockdale [stockdap@flcourts.org]
Sent: Wednesday, October 13, 2010 10:10 AM
To: Thomas Genung
Subject: ECONRECOV: FERCTS workbook submisison for October 10, 2010 for the 19th Circuit.

Tom,

This is a follow up on the October submission of the Foreclosure and Economic Recovery Case Tracking System workbooks for your circuit. As of today, we have not received these workbooks for October 2010.

Not to put too fine a point on it but, because of the widespread attention this project is getting in the press, we will need to release the info from these workbooks this month. I would like to encourage you to submit these workbooks as soon as possible. It takes several days to process the data for a circuit and we would like to have the opportunity to produce the status charts and send them back to you and your chief judge for review before we release them. However, if time runs out, I'm afraid that we will have to release the numbers regardless.

If there is anything Court Services can do to help, please give us a call.

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: Steve Shaw
Sent: Monday, September 13, 2010 4:11 PM
To: Thomas Genung
Subject: Re: ECONRECOV: Submission of FERCTS Workbooks for Sep 10, 2010

I was working on some of this yesterday, but not finished. I will finish tonight or tomorrow morning. I have the data with me.

Sent from my iPhone

On Sep 13, 2010, at 4:07 PM, "Thomas Genung" <GenungT@circuit19.org> wrote:

Have we submitted our data?

Sent from my iPhone

Begin forwarded message:

From: "P.J. Stockdale" <stockdap@flcourts.org>
Date: September 13, 2010 3:52:00 PM EDT
To: Sondra Lanier <lanier.sondra@jud3.flcourts.org>, "Joseph Stelma, Jr." <jstelma@coj.net>, Mark Weinberg <mweinberg@circuit7.org>, Matthew Benefiel <ctadmb1@ocnjcc.org>, Nick Sudzina <nsudzina@jud10.flcourts.org>, Carol Ortman <cortman@17th.flcourts.org>, Mark Van Bever <mark.vanbever@flcourts18.org>, Thomas Genung <GenungT@circuit19.org>
Cc: Kristine Slayden <slaydenk@flcourts.org>
Subject: **ECONRECOV: Submission of FERCTS Workbooks for Sep 10, 2010**

TCAs,

Please note that the first submission of the Foreclosure and Economic Recovery Initiative FERCTS data collection workbooks was due September 10th. Since the initiative began, the project has garnered a significant amount of attention. Multiple newspapers, the Florida Channel, and the Florida Bar are all requesting summary results of the progress made so far. The foreclosure initiative is also scheduled for discussion at the upcoming Chief Judges call next Monday.

In order to ensure that the data provided is accurate, we will need to have all of the workbooks no later than close of business tomorrow Sep 14, 2010. We regret the sharp cut off date, but once we begin analysis,

we cannot add additional data to the analysis for this month.

For those of you who have contacted Court Services to discuss delayed submission, we appreciate your situation and encourage you to provide us with the best data you can by COB tomorrow. If you cannot meet this deadline, we will include your circuit's results in next month's report.

Thank you for all your help with this project.

PJ

PJ Stockdale

Senior Court Statistics Consultant

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Supreme Court Building Annex

500 S Duval St

Tallahassee FL 32301-1900

(ph) 850.410.1523

(fax) 850.414.1342

Julian Letton

From: Greg Cowan [gcowan@fccoc.org]
Sent: Tuesday, May 04, 2010 3:28 PM
To: Jeff Smith; Thomas Genung
Cc: CCOCStaff
Subject: RE: Extra Foreclosure judge
Attachments: HB 5401 e1878633 042910.pdf

Hi Mr. Smith.

You are correct regarding the \$3.6 million nonrecurring appropriation for clerks in SFY 2010/11 to assist with additional costs associated with the increased workload for foreclosure and economic recovery. This issue is addressed in CS/HB 5401 starting on line 1316 of the attached version of the bill.

The CCOC will be developing the administrative mechanisms for the distribution of these nonrecurring dollars. The CCOC hope to work closely with OSCA staff on this effort. An initial email on this issue has already be sent from CCOC staff to OSCA staff. We will keep you posted as the issue develops.

Please let us know if you have any additional questions or concerns.

Thanks,
Greg C.

From: Jeff Smith [mailto:JSmith@clerk.indian-river.org]
Sent: Tuesday, May 04, 2010 3:02 PM
To: Thomas Genung
Cc: Greg Cowan
Subject: Extra Foreclosure judge

Tom:

I noticed that Judge Finley is scheduled to be here in late June to assist with Foreclosures. We do not have any extra staff to clerk for him. I know the State is supposed to be allocating additional funds for Clerk's to have an extra body for the additional judges assigned to assist with Foreclosures. How do we as Indian River County Clerk go about applying for some of those funds? I have also copied Greg Cowan from CCOC to see if he can assist us also. Thanks for any input you can forward to me!!!

Jeffrey R. Smith, CPA
Chief Deputy Clerk
Indian River County Clerk of the Circuit Court and Comptroller

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: judgeterrell@vzw.blackberry.net
Sent: Thursday, July 01, 2010 9:23 PM
To: Burton Conner
Subject: Re: For What It's Worth

Thank you, Burton

Sent from my Verizon Wireless BlackBerry

From: Burton Conner <ConnerB@circuit19.org>
Date: Thu, 1 Jul 2010 21:17:45 -0400
To: Bailey, Jennifer<JBailey@jud11.flcourts.org>; Judge Terrell<Judge.Terrell@FLCOURTS1.GOV>; Lee Haworth<LHaworth@jud12.flcourts.org>
Subject: For What It's Worth

Hi,
I think it was in the course of perusing some of the materials Jennifer has put together for teaching foreclosure law that I came across a checklist to be submitted by plaintiff's counsel when submitting a summary judgment packet. I have revamped the checklist for our case managers to use in prepping summary judgment packets for our senior judges as they roll into high gear with our Economic Recovery funds from the legislature. As you will see, I included provisions for monitoring compliance with our MAO. I am attaching what I have prepared in case you may find it useful for your circuit. If there are glitches... please let me know.

Burton

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

This email has been scanned by the MessageLabs Email Security System.
For more information please visit <http://www.messagelabs.com/email>

Julian Letton

From: John Dew [JohnDew@flccoc.org]
Sent: Tuesday, May 04, 2010 3:41 PM
To: Greg Cowan; Jeff Smith; Thomas Genung
Cc: CCOCStaff
Subject: RE: Extra Foreclosure judge

Hi Jeff,

The \$3.6 million dollars to be distributed will not even be available until after July 1st. The CCOC Finance and Budget Committee will be meeting in May to begin discussions for how the dollars will be distributed and make recommendations to the CCOC Executive Council probably at the June meeting.

Thanks,

John

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Subject: Extra Foreclosure judge

Tom:

I noticed that Judge Finley is scheduled to be here in late June to assist with Foreclosures. We do not have any extra staff to clerk for him. I know the State is supposed to be allocating additional funds for Clerk's to have an extra body for the additional judges assigned to assist with Foreclosures. How do we as Indian River County Clerk go about applying for some of those funds? I have also copied Greg Cowan

from CCOC to see if he can assist us also. Thanks for any input you can forward to me!!!

Jeffrey R. Smith, CPA
Chief Deputy Clerk
Indian River County Clerk of the Circuit Court and Comptroller

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: Bailey, Jennifer [JBailey@jud11.flcourts.org]
Sent: Friday, July 02, 2010 8:39 AM
To: Burton Conner
Subject: RE: For What It's Worth

Burton, I have a new even more comprehensive one. I will send it as soon as I can find it.

Jennifer D. Bailey

Administrative Judge, Civil Division
11th Judicial Circuit
Miami-Dade County Courthouse
73 W. Flagler St., Room 1307
Miami, FL 33130
(305) 349-7152

From: Burton Conner [mailto:ConnerB@circuit19.org]
Sent: Thursday, July 01, 2010 9:18 PM
To: Bailey, Jennifer; Judge Terrell; Lee Haworth
Subject: For What It's Worth

Hi,

I think it was in the course of perusing some of the materials Jennifer has put together for teaching foreclosure law that I came across a checklist to be submitted by plaintiff's counsel when submitting a summary judgment packet. I have revamped the checklist for our case managers to use in prepping summary judgment packets for our senior judges as they roll into high gear with our Economic Recovery funds from the legislature. As you will see, I included provisions for monitoring compliance with our MAO. I am attaching what I have prepared in case you may find it useful for your circuit. If there are glitches...

please let me know.

Burton

Julian Letton

From: Gary Hagan [HaganG@jud14.flcourts.org]
Sent: Monday, October 04, 2010 2:24 PM
To: TrialCourtTechnologyOfficers@flcourts.org
Subject: RE: Foreclosure and Economic Recovery Case Tracking System

The spreadsheets sent out by OSCA are not compatible with Excel 2010. We provided our foreclosure staff with notebooks loaded with Excel 2007 to accomplish the task. We spoke to PJ Stockdale about the issue and suggested a web based system be used in the future.

Thanks,
Gary

From: Sourbeer, Jeff [mailto:SOURBEER@coj.net]
Sent: Monday, October 04, 2010 10:49 AM
To: Wayne Fountain; Gary Hagan; TrialCourtTechnologyOfficers@flcourts.org
Subject: FW: Foreclosure and Economic Recovery Case Tracking System

How are each of your Circuits accomplishing the update of foreclosure information using OSCA's Excel Spreadsheets?

Jeff Sourbeer
Court Technology Officer
Fourth Judicial Circuit
Clay, Duval and Nassau Counties
Duval County Courthouse, Room 514
330 East Bay Street
Jacksonville, Florida 32202
Email sourbeer@coj.net
Phone (904)630-7333
Fax (904)630-8345

From: P.J. Stockdale
Sent: Tuesday, July 20, 2010 9:56 AM
To: Joseph Stelma, Jr.
Subject: Foreclosure and Economic Recovery Case Tracking System

Joseph,

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

Julian Letton

From: SNEMADE@17th.flcourts.org
Sent: Monday, October 04, 2010 1:51 PM
To: Sourbeer, Jeff; Wayne Fountain; Gary Hagan; TrialCourtTechnologyOfficers
Subject: Re: Foreclosure and Economic Recovery Case Tracking System

Hi Jeff, we are not using the Excel sheets instead we have created foreclosure case management system and create excel report for OSCA from system. The right way.

Thank you.
Sunny. Nemade. CIO

From: "Sourbeer, Jeff" [SOURBEER@coj.net]
Sent: 10/04/2010 11:49 AM AST
To: Wayne Fountain <Wayne.Fountain@flcourts18.org>; Gary Hagan <HaganG@jud14.flcourts.org>; <TrialCourtTechnologyOfficers@flcourts.org>
Subject: FW: Foreclosure and Economic Recovery Case Tracking System

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16TH CIR 00824

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Thanks
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Senior Court Statistics Consultant
OSCA - Court Services
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Tallahassee FL 32301-1900
(ph) 850.410.1523
(fax) 850.414.1342

Julian Letton

From: Noel Chessman [NChessma@pbcgov.org]
Sent: Tuesday, October 05, 2010 10:41 AM
To: Sourbeer, Jeff; Wayne Fountain; Gary Hagan; TrialCourtTechnologyOfficers@flcourts.org
Subject: RE: Foreclosure and Economic Recovery Case Tracking System

The 15th Circuit uses a case management system that lists all pending cases by division, links to document images and allows court staff to flag cases with custom flags.

We created "flags" to match the 3 consolidated SRS codes for this project. Case managers flag the cases appropriately. The pending case list is exported into Excel, where we merge it to the OSCA worksheet using Crystal.

This method allows us to also add new (July 1 and thereafter) pending cases to the spreadsheet automatically.

Additionally, we created a flag called "pending in error" to address the hundreds of cases that had been ordered closed, but through human error had not been closed. We exported these into one summary report with case number and case style, and the Clerk closed these much more quickly than the normal case as it was an administrative error .

From: Sourbeer, Jeff [mailto:SOURBEER@coj.net]
Sent: Monday, October 04, 2010 11:49 AM
To: Wayne Fountain; Gary Hagan; TrialCourtTechnologyOfficers@flcourts.org
Subject: FW: Foreclosure and Economic Recovery Case Tracking System

How are each of your Circuits accomplishing the update of foreclosure information using OSCA's Excel Spreadsheets?

Jeff Sourbeer
Court Technology Officer
Fourth Judicial Circuit
Clay, Duval and Nassau Counties
Duval County Courthouse, Room 514
330 East Bay Street
Jacksonville, Florida 32202
Email sourbeer@coj.net
Phone (904)630-7333
Fax (904)630-8345

From: P.J. Stockdale

16TH CIR 00826

2/3/2011

Sent: Tuesday, July 20, 2010 9:56 AM
To: Joseph Stelma, Jr.
Subject: Foreclosure and Economic Recovery Case Tracking System

Joseph,

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.

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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
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500 S Duval St
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(ph) 850.410.1523
(fax) 850.414.1342

Please be advised that Florida has a broad public records law, and all correspondence to me via email may be subject to disclosure. Under Florida records law (SB80 effective 7-01-06), email addresses are public records. If you do not want your email address released in response to a public records request, do not send public records request to this entity. Instead, contact this office by phone or in writing.

Julian Letton

From: Thomas Genung
Sent: Thursday, June 10, 2010 11:47 AM
To: Burton Conner
Subject: RE: Foreclosure and Economic Recovery Funding - Reporting Issues

Thanks. I will make that known to Judge Perry, Judge Hayworth and Lisa Goodner.

From: Burton Conner
Sent: Thursday, June 10, 2010 11:27 AM
To: Thomas Genung
Subject: RE: Foreclosure and Economic Recovery Funding - Reporting Issues

Tom,
 I mentioned this to you at the meeting I had with Judges Shahood and Midelis, and I again ask you as a member of the TCBC to express a concern that the ERFI legislative initiative that we are engaging in should not inadvertently encourage judges in the trenches to ignore sending cases to the RMFM Programs. The two programs are compatible and we need to work them together because both are effective case management tools.

Thanks,
 Burton

From: Thomas Genung
Sent: Thursday, June 10, 2010 11:13 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
Subject: FW: Foreclosure and Economic Recovery Funding - Reporting Issues

FYI

From: Kristine Slayden [mailto:slaydenk@flcourts.org]
Sent: Thursday, June 10, 2010 10:42 AM
To: Trial Court Administrators
Cc: Lisa Goodner; P.J. Stockdale; Arlene Johnson; Randy Long; 'John Dew'
Subject: Foreclosure and Economic Recovery Funding - Reporting Issues

Trial Court Administrators - On June 4, 2010, the Trial Court Budget Commission (TCBC) discussed the monitoring of the Foreclosure and Economic Recovery Funding Initiative. As reported in an earlier email from me, the TCBC voted at their May meeting that the focus for this project will be on Real Property/Mortgage Foreclosure cases and adopted as the primary goal of the Foreclosure and Economic Recovery Funding Initiative:

- ❖ 62% of all Real Property/Mortgage Foreclosure cases pending (non-disposed and reopened) will be disposed in FY2010-11

16TH CIR 00828

2/3/2011

In order to monitor the success of this initiative, the following statistics will be calculated:

- Clearance rates
- The number of cases disposed
- The percent of backlogged cases
- The average age of target cases

To calculate the above statistics, you will need to track the foreclosure cases throughout the year. As a starting point, you will need information on the cases pending in your circuit at the beginning of this initiative. The following information will need to be requested from the clerks of court:

1. Circuit,
2. County,
3. Uniform Case Number,
4. The date the case was initiated,
5. The applicable SRS case type of the case
6. The date the case was reopened, if applicable
7. The date the case was originally disposed (for reopened cases only)
8. The SRS disposition category (for reopened cases only)

We met with the FACC yesterday and are planning to send out a letter to all 67 clerks of court asking them to send this data to the OSCA. **Please allow us to contact the clerks for this data so that the request can be uniform across the state and the timeframe will be consistent.** Once we get the data from the clerks (we are hoping to get it by July 9, 2010), we will format it in a reporting worksheet and send it out to you to track the cases, along with detailed instructions.

One issue that came up during the meeting yesterday was the issue of reopened cases not being reported as closed due to the SRS reporting requirements. We believe that the list of open cases that the clerks will provide may include some cases that are actually closed. Our instructions will request that you review the list to identify those cases that need to be removed due to the fact that they are already closed. Information from the JIS should allow your case manager to determine the status of the cases. Please let us know if the staff person that will be tracking the cases doesn't have access to JIS and we will make sure they get it.

In addition, the OSCA will include in its audit schedule additional time to audit this data to ensure that the data reported is accurate. The Court Statistics and Workload Committee of the Trial Court Performance and Accountability Commission will oversee the data collection instruments and reporting elements.

Please contact me if you have any questions or concerns about this reporting. Thanks. Kris

Kris Slayden
Research and Data
Office of the State Courts Administrator
Florida Supreme Court
500 S. Duval Street
Tallahassee, Florida 32399
850-922-5106 (wk)

16TH CIR 00829

2/3/2011

850-556-2335 (cell)
850-414-1342 (fax)

Julian Letton

From: Steve Shaw
Sent: Friday, March 26, 2010 4:46 PM
To: Thomas Genung; Marc Traum; Erick Mershon; Corrie Johnson
Subject: RE: Foreclosure and Economic Recovery Funding Proposal

Tom,

From a technology perspective, this will not be a problem. Older computers that have been removed from service and are at end of life, could be put back into service for a short period of time. They work, but will not have ideal performance. We have adequate printers in stock for new staff. If we order new desktop computers, I will need approximately 6 weeks to order, receive, and setup these machines.

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
772-807-4377 Fax
shaws@circuit19.org

From: Thomas Genung
Sent: Friday, March 26, 2010 4:33 PM
To: Marc Traum; Steve Shaw; Erick Mershon; Corrie Johnson
Subject: FW: Foreclosure and Economic Recovery Funding Proposal
Importance: High

If we get this we will have a lot of work to do to get it going. We need to look at space and begin the process of thorough planning so we will be ready to go July 1.

Thanks.

From: Thomas Genung
Sent: Friday, March 26, 2010 4:32 PM
To: 'Dorothy Wilson'
Cc: Steve Levin; Burton Conner; Larry Schack; Elizabeth Metzger; Paul Kanarek; Sherwood Bauer; Lisa Goodner; Charlotte Jerrett; Kristine Slayden; Westerfield, Theresa; 'Heather Thuotte-Pierson'; 'Sharon Buckingham'
Subject: RE: Foreclosure and Economic Recovery Funding Proposal
Importance: High

Dorothy,

Please find attached the 19th Judicial Circuit's amended Foreclosure and Economic Recovery Funding Proposal. We are requesting 400 days of SR Judge time plus expense, 3 OPS Case Managers plus expense and 2 OPS Admin Sec.

The distribution of the SR Judge time of 400 days (approximately 1.6 FTE for 47.6 weeks) would be as follows:

St. Lucie County: SR Judge 1.2 FTE/week = 6 days of SR judge resources per week for 47.6 weeks, amounting to 1 courtroom for 4 days and 2 courtrooms for 1 day per 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 per 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 per week.

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

Thank you for your consideration.

Have a great weekend.

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: Dorothy Wilson [mailto:burked@flcourts.org]
Sent: Tuesday, March 23, 2010 5:12 PM
To: Trial Court Chief Judges; Trial Court Administrators
Cc: Lisa Goodner; Charlotte Jerrett; Kristine Slayden; Theresa Westerfield; Heather Thuotte-Pierson; Sharon Buckingham; Elizabeth Garber; Patty Harris
Subject: Foreclosure and Economic Recovery Funding Proposal
Importance: High

Good Afternoon,

At the meeting of the Florida Conference of Circuit Judges' Judicial Administration Committee today, it was decided to allow the circuits to amend their Foreclosure and Economic Recovery Funding Proposals by category within the same total allocation as approved by the Trial Court Budget Commission on February 2, 2010. The attached chart reflects the current amounts for each circuit by category. Please send your amended category amounts to me by COB, Friday, March 26, 2010.

16TH CIR 00832

Also, keep in mind when reviewing and amending your request for resources by category that there are a limited number of senior judges that are available in the state. We understand that some TCA's are planning to use senior judges from other circuits. This may limit the availability of the resource for other TCA's.

As part of the Recovery Proposal, we will be providing statistics to the legislature on progress of reducing the backlog of these cases. We need to make sure that our plan (resources) allows us to maximize the number of cases we clear.

Please feel free to contact me if you have any questions.

Thank you

*Dorothy P. Wilson
OSCA - Office of Budget Services
500 S. Duval Street
Tallahassee, Florida 32399-1900
(850) 488-3735 / (850) 487-0664 Fax*

*Dorothy P. Wilson
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Theresa D. Westerfield
Budget Administrator
Office of the State Courts Administrator
500 South Duval St.
Tallahassee, FL 32333
850-410-1894
Fax 850-487-0664

Julian Letton

From: Thomas Genung
Sent: Monday, March 29, 2010 8:57 AM
To: Larry Schack
Cc: Steve Levin; Burton Conner; Elizabeth Metzger; Paul Kanarek; Sherwood Bauer
Subject: RE: Foreclosure and Economic Recovery Funding Proposal

You're quite welcome, just part of what I do for you.

From: Larry Schack
Sent: Sunday, March 28, 2010 9:11 PM
To: Thomas Genung
Cc: Steve Levin; Burton Conner; Elizabeth Metzger; Paul Kanarek; Sherwood Bauer
Subject: RE: Foreclosure and Economic Recovery Funding Proposal

Thank you Tom for all your work on this.

From: Thomas Genung
Sent: Friday, March 26, 2010 4:31 PM
To: Dorothy Wilson
Cc: Steve Levin; Burton Conner; Larry Schack; Elizabeth Metzger; Paul Kanarek; Sherwood Bauer; Lisa Goodner; Charlotte Jerrett; Kristine Slayden; Westerfield, Theresa; Heather Thuotte-Pierson; Sharon Buckingham
Subject: RE: Foreclosure and Economic Recovery Funding Proposal

Dorothy,

Please find attached the 19th Judicial Circuit's amended Foreclosure and Economic Recovery Funding Proposal. We are requesting 400 days of SR Judge time plus expense, 3 OPS Case Managers plus expense and 2 OPS Admin Sec.

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

Thank you for your consideration.

Have a great weekend.

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: Dorothy Wilson [mailto:burked@flcourts.org]
Sent: Tuesday, March 23, 2010 5:12 PM
To: Trial Court Chief Judges; Trial Court Administrators
Cc: Lisa Goodner; Charlotte Jerrett; Kristine Slayden; Theresa Westerfield; Heather Thuotte-Pierson; Sharon Buckingham; Elizabeth Garber; Patty Harris
Subject: Foreclosure and Economic Recovery Funding Proposal
Importance: High

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As part of the Recovery Proposal, we will be providing statistics to the legislature on progress of reducing the backlog of these cases. We need to make sure that our plan (resources) allows us to maximize the number of cases we clear.

Please feel free to contact me if you have any questions.

Thank you

Dorothy P. Wilson
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(850) 488-3735 / (850) 487-0664 Fax

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Office of the State Courts Administrator
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Tallahassee, FL 32333
850-410-1894
Fax 850-487-0664

Julian Letton

From: Thomas Genung
Sent: Monday, March 29, 2010 10:29 AM
To: Marc Traum
Subject: RE: Foreclosure and Economic Recovery Funding Proposal

Thanks

From: Marc Traum
Sent: Monday, March 29, 2010 8:04 AM
To: Thomas Genung
Subject: RE: Foreclosure and Economic Recovery Funding Proposal

With ENE gone and the grant writing season ending, I have time to contribute in any way I can be helpful

From: Thomas Genung
Sent: Friday, March 26, 2010 4:33 PM
To: Marc Traum; Steve Shaw; Erick Mershon; Corrie Johnson
Subject: FW: Foreclosure and Economic Recovery Funding Proposal
Importance: High

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From: Thomas Genung
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To: 'Dorothy Wilson'
Cc: Steve Levin; Burton Conner; Larry Schack; Elizabeth Metzger; Paul Kanarek; Sherwood Bauer; Lisa Goodner; Charlotte Jerrett; Kristine Slayden; Westerfield, Theresa; 'Heather Thuotte-Pierson'; 'Sharon Buckingham'
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16TH CIR 00837

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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

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Sent: Tuesday, March 23, 2010 5:12 PM
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Cc: Lisa Goodner; Charlotte Jerrett; Kristine Slayden; Theresa Westerfield; Heather Thuotte-Pierson; Sharon Buckingham; Elizabeth Garber; Patty Harris
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Theresa D. Westerfield
Budget Administrator
Office of the State Courts Administrator
500 South Duval St.
Tallahassee, FL 32333
850-410-1894
Fax 850-487-0664

Julian Letton

From: P.J. Stockdale [stockdap@flcourts.org]
Sent: Tuesday, July 06, 2010 12:38 PM
To: Rose Blaha
Cc: Thomas Genung; Joseph E. Smith; Carin Smith; Robin Burk
Subject: RE: Foreclosure and Economic Recovery Initiative Initial Case Data List
Attachments: 56StLucie_OSCA Data Collection Foreclosure_final_II_20100702_1713.err;
Clerks_data_file_detailed_version.pdf

Rose,

Thank you for your submission to the Foreclosure and Economic Recovery Initiative. We have validated your submission with the following results

File name: 56StLucie_OSCA Data Collection Foreclosure_final_II_20100702_1713.txt
Number of records: 12622
Number of header lines: 0
Number of valid records: 0
Number invalid records: 12622

The records provided are not in the format described in the attached detail document. The number of data files that need to be processed for this initiative require a rather strict adherence to specifications. I've attached a list of the records that failed initial validation. A reason for fail is listed at the end of each line (data line::reason)

Please feel free to contact me if you have any questions.
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

From: Rose M Blaha [mailto:BlahaR@Stlucieclerk.com]
Sent: Friday, July 02, 2010 5:13 PM
To: P.J. Stockdale
Cc: Thomas Genung; Joseph E. Smith; Carin Smith; Robin Burk
Subject: Foreclosure and Economic Recovery Initiative Initial Case Data List

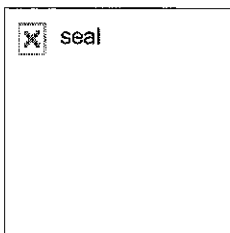
Good Afternoon Mr. Stockdale,
Attached is the initial case data list as requested for St. Lucie County, 19th Judicial Circuit. The list includes all pending mortgage foreclosure cases as of June 30, 2010. If you have any questions or need further information, please contact me.

Have a great 4th of July!

16TH CIR 00840

2/3/2011

Rose



ROSE BLAHA, COURT OPERATIONS DIRECTOR
CLERK FINANCE
JOSEPH E. SMITH, CLERK OF THE CIRCUIT COURT
ST. LUCIE COUNTY, FLORIDA
PHONE: 772-462-1977
FAX: 772-462-6889
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.

Julian Letton

From: Thomas Genung
Sent: Friday, March 26, 2010 4:32 PM
To: Dorothy Wilson
Cc: Steve Levin; Burton Conner; Larry Schack; Elizabeth Metzger; Paul Kanarek; Sherwood Bauer; Lisa Goodner; Charlotte Jerrett; Kristine Slayden; Westerfield, Theresa; Heather Thuotte-Pierson; Sharon Buckingham
Subject: RE: Foreclosure and Economic Recovery Funding Proposal
Importance: High
Attachments: EconomicDefaultRecoveryEffort_Distribution 19th Circuit AmendedOPS.xls

Dorothy,

Please find attached the 19th Judicial Circuit's amended Foreclosure and Economic Recovery Funding Proposal. We are requesting 400 days of SR Judge time plus expense, 3 OPS Case Managers plus expense and 2 OPS Admin Sec.

The distribution of the SR Judge time of 400 days (approximately 1.6 FTE for 47.6 weeks) would be as follows:

St. Lucie County: SR Judge 1.2 FTE/week = 6 days of SR judge resources per week for 47.6 weeks, amounting to 1 courtroom for 4 days and 2 courtrooms for 1 day per 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 per 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 per week.

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

Thank you for your consideration.

Have a great weekend.

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: Dorothy Wilson [mailto:burked@flcourts.org]
Sent: Tuesday, March 23, 2010 5:12 PM
To: Trial Court Chief Judges; Trial Court Administrators
Cc: Lisa Goodner; Charlotte Jerrett; Kristine Slayden; Theresa Westerfield; Heather Thuotte-Pierson; Sharon Buckingham; Elizabeth Garber; Patty Harris
Subject: Foreclosure and Economic Recovery Funding Proposal
Importance: High

Good Afternoon,

At the meeting of the Florida Conference of Circuit Judges' Judicial Administration Committee today, it was decided to allow the circuits to amend their Foreclosure and Economic Recovery Funding Proposals by category within the same total allocation as approved by the Trial Court Budget Commission on February 2, 2010. The attached chart reflects the current amounts for each circuit by category. Please send your amended category amounts to me by COB, Friday, March 26, 2010.

Also, keep in mind when reviewing and amending your request for resources by category that there are a limited number of senior judges that are available in the state. We understand that some TCA's are planning to use senior judges from other circuits. This may limit the availability of the resource for other TCA's.

As part of the Recovery Proposal, we will be providing statistics to the legislature on progress of reducing the backlog of these cases. We need to make sure that our plan (resources) allows us to maximize the number of cases we clear.

Please feel free to contact me if you have any questions.

Thank you

*Dorothy P. Wilson
OSCA - Office of Budget Services
500 S. Duval Street
Tallahassee, Florida 32399-1900
(850) 488-3735 / (850) 487-0664 Fax*

*Dorothy P. Wilson
OSCA - Office of Budget Services
500 S. Duval Street
Tallahassee, Florida 32399-1900
(850) 488-3735 / (850) 487-0664 Fax*

Theresa D. Westerfield
Budget Administrator

16TH CIR 00843

2/3/2011

Office of the State Courts Administrator
500 South Duval St.
Tallahassee, FL 32333
850-410-1894
Fax 850-487-0664

Julian Letton

From: Larry Schack
Sent: Friday, May 14, 2010 5:01 PM
To: Steve Levin; Thomas Genung; Burton Conner; Paul Kanarek; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I already have hearings set in July and August. It would be an enormous expense for the attorneys to reset them all. Can the schedule be constructed to take into account the days already set in SLC?

Larry

From: Steve Levin
Sent: Friday, May 14, 2010 2:56 PM
To: Thomas Genung; Burton Conner; Paul Kanarek; Elizabeth Metzger; Larry Schack
Subject: RE: Foreclosure and Economic Recovery Program Allocations

My intent of all of this is that **as of July 1- Judge Schack, Judge Kanarek and Judge Metzger will not be doing ANY more foreclosures in St. Lucie, Indian River and Martin Counties.** Tom and I are attempting to utilize the money we receive for 3 days each week in SLC; 1 day each week in Martin and 1 day each week in IRC. It will be difficult to begin the process with this many days on July 1. Therefore, the conference call is good for scheduling purposes so we can start slow and then speed up. However, I absolutely do not want any judge besides the senior judge to handle foreclosures in Martin, Okeechobee and SLC after July 1. This hopefully will make your assignments more manageable.

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

Julian Letton

From: Steve Levin
Sent: Friday, May 28, 2010 2:31 PM
To: Thomas Genung
Cc: Burton Conner; Paul Kanarek; Elizabeth Metzger; William Roby; Larry Schack; Marc Traum; Erick Mershon; Corrie Johnson; Kay Desoiza; Georgianna Shepke; Janet Cason; Maggie Molina; Adriana James
Subject: RE: Foreclosure and Economic Recovery Non-recurring Funding

I am fine with meeting after we get the kinks out of the plan.

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: Thomas Genung
Sent: Friday, May 28, 2010 10:22 AM
To: Steve Levin
Cc: Burton Conner; Paul Kanarek; Elizabeth Metzger; William Roby; Larry Schack; Marc Traum; Erick Mershon; Corrie Johnson; Kay Desoiza; Georgianna Shepke; Janet Cason; Maggie Molina; Adriana James
Subject: Re: Foreclosure and Economic Recovery Non-recurring Funding

After we meet to solidify what and how we are going to do this, we will need to meet with the clerks. It may be beneficial for Judge Levin, the sitting civil judge in the particular county and me to meet with the respective clerk of court.

Sent from my iPhone

On May 28, 2010, at 10:13 AM, "Steve Levin" <LevinS@circuit19.org> wrote:

FYI

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: Kristine Slayden [<mailto:slaydenk@flcourts.org>]
Sent: Friday, May 28, 2010 9:10 AM
To: Trial Court Chief Judges
Cc: Trial Court Administrators; Lisa Goodner; Judge Margaret O. Steinbeck; Charlotte Jerrett; Dorothy Wilson; Theresa Westerfield; Arlene Johnson; Heather Thuotte-Pierson
Subject: Foreclosure and Economic Recovery Non-recurring Funding

16TH CIR 00846

Chief Judges -

Attached are the final versions of the Foreclosure and Economic Recovery Funding Circuit Allocations chart and the In-courtroom Resources chart. As mentioned in my email last Friday, the Trial Court Budget Commission anticipates that the chief judge in each circuit will work with their clerks to ensure the clerks use their separate appropriation (see excerpt of CS/HB 5401 below) to adequately support the court's plan. These plans (clerk's and court's) need to be shared with the Office of the State Courts Administrator so that the Legislature can be informed of the collaborative work on this issue. In addition, the TCBC approved the requirement that the clerks of court provide data support for this initiative. The Clerks of Court Operations Corporation (CCOC) Executive Council met on May 25, 2010 to discuss their Finance and Budget (F&B) Committee's recommendation on the methodology for distribution of their foreclosure Appropriation. They discussed the language in CS/HB 5401 and were aware that the TCBC had asked the chief judges to work with the clerks on the plan.

The CCOC F&B Committee's recommendation distributed the \$3.6 million appropriation in the following manner: Part 1 distributes \$1.8 million based on the number of cases as referenced by the TCBC reimbursed at the average per case rate; and Part 2 distributes the remaining \$1.8 million based on Court determined percentage allocation of court appropriations for foreclosures to each of the Judicial Circuits. Since the CCOC F&B methodology does not allocate by county, there was discussion about an appropriate allocation in multi-county jurisdictions. It was decided that the clerks in multi-county jurisdictions should coordinate with each other, and all clerks, in every circuit, should meet with their chief judges to make sure that the county allocations and the clerks' plans match the plan of the chief judges in each circuit.

The clerks stated their understanding that the funding will be available on July 1st and they recognized the urgency to get the resources in place as soon as possible. They discussed the goal of the appropriation to clear the foreclosure backlog and agreed that they would hire resources to assist the courts in achieving that goal. Their chair, Mr. Forman, offered to send a letter any chief judge, if contact was needed. They also passed a motion to develop a simple tracking system to make sure that they were able to track the money spent on this initiative. They plan to present a more formal plan for the tracking system at their next meeting on June 29, 2010.

Please contact the clerks in your circuit as soon as possible about your plan to fund this initiative. Legislative staff have requested that the clerks' and courts' spending plans be submitted at the same time so that they can ensure that the two plans work together in support of the goal.

The Trial Court Budget Commission plans to discuss this matter again at their June 4th meeting. Please let me know any update on the status of the communication with your clerks before the meeting, if at all possible. Thank you for your help. Kris

CS/HB 5401 Enrolled - The sum of \$3,600,000 of non-recurring funds from the Clerks of Court Trust Fund is appropriated to the Clerks of Court Operations Corporation to be distributed to the clerks of court where the state court system has distributed the increased resources provided in the 2010-11 General Appropriations Act for workload associated with foreclosure and economic recovery. The corporation shall submit a budget amendment pursuant to chapter 216, Florida Statutes, to distribute the funding among the clerks of court.

Kris Slayden
Research and Data

16TH CIR 00847

Office of the State Courts Administrator
Florida Supreme Court
500 S. Duval Street
Tallahassee, Florida 32399
850-922-5106 (wk)
850-556-2335 (cell)
850-414-1342 (fax)

<Foreclosure and Economic Recovery In Courtroom Resources Responses from
Circuits_May 27 2010 (2).pdf>

<Foreclosure and Economic Recovery Funding Plans Updated after 05212010.pdf>

Julian Letton

From: Larry Schack

Sent: Friday, May 14, 2010 4:59 PM

To: Thomas Genung

Subject: RE: Foreclosure and Economic Recovery Program Allocations

We should talk about how to minimize court time waste as a result of sloppy prep and practice.

Julian Letton

From: Paul Kanarek
Sent: Friday, May 14, 2010 2:35 PM
To: Thomas Genung
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Thanks for the information. What I was really looking for was the discussion and agreement that we had locally before it was sent to Tallahassee. I was relatively sure that we had agreed on 2 days per week in SLC and 1 per week each in Martin and Indian River

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: Friday, May 14, 2010 2:33 PM
To: Steve Levin; Burton Conner; Paul Kanarek; Elizabeth Metzger
Subject: Fwd: Foreclosure and Economic Recovery Program Allocations

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: 4 days per week = .776 FTE, one courtroom at the St. Lucie West Courthouse Annex will be used.

Indian River County: 1 day every other week = .097 FTE, one courtroom at the Indian River County Courthouse will be used.

Martin County: 1 day every other week = .097 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

16TH CIR 00851

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 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.**

16TH CIR 00852

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, May 12, 2010 8:55 AM
To: Burton Conner; Steve Levin
Cc: Corrie Johnson
Subject: RE: Foreclosure and Economic Recovery Program Allocations
Understood.

From: Burton Conner
Sent: Wednesday, May 12, 2010 8:43 AM
To: Thomas Genung; Steve Levin
Cc: Corrie Johnson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I like the idea of letting Shahood handle MC and IRC foreclosures one day a week, and if we need him for a longer trial, let Midelis cover MC and IRC as well. The more we keep one judge focused on foreclosures, the more efficiently those dockets will be handled.
Have Great Day,
Burton

From: Thomas Genung
Sent: Tuesday, May 11, 2010 4:36 PM
To: Steve Levin; Burton Conner
Cc: Corrie Johnson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Absolutely. We just will not be able to develop dockets for the 5 days a week until sometime in August...

From: Steve Levin
Sent: Tuesday, May 11, 2010 4:23 PM
To: Thomas Genung; Burton Conner
Cc: Corrie Johnson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I agree with the plan but we need to plug Judge Midelis into Judge Schack's docket beginning in July and then add from there. Same should be true with the other counties. We need to put the senior judge in beginning in July – not any later – and then just add to the dockets. I think it is important that we tell the State that we got the \$\$\$\$ and began immediately using it. That would be my suggestion.

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

16TH CIR 00854

levins@circuit19.org

From: Thomas Genung
Sent: Tuesday, May 11, 2010 4:09 PM
To: Burton Conner; Steve Levin
Cc: Corrie Johnson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

You are correct, we will not be putting any resources into Okeechobee County.

My understanding is that both Judge Medelis and Judge Shahood have expressed interest. I spoke with Judge Shahood last week, and he was eager to get going.

I absolutely agree about this economic recovery reducing our resources for long trials. My feeling is that it will take us at least a month to develop dockets, and we probably will not be operating at full throttle until late August or September. So if Judge Medelis would be willing to hear the 4 days a week in St. Lucie, and Judge Shahood one day a week, alternating weeks in Indian River and Martin, that would be great. If there is a need to pull Judge Shahood for a more lengthy trial, perhaps we could convince Judge Medelis to cover the additional days in IRC or Martin as needed. If after a while they wanted to alternate, that may be good for them as well.

Will this work for you?

Thanks.

From: Burton Conner
Sent: Tuesday, May 11, 2010 3:55 PM
To: Thomas Genung; Steve Levin
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Tom,

The plan sounds good to me. I think I recall (and just want to confirm we are on the same page), the senior judges would handle foreclosure matters only in all three coastal counties (particularly since we are only getting 62% of what we requested).

Is your thought to divide the work evenly between Judge Medelis and Judge Shahood? Or use Judge Medelis for SLC and Judge Shahood for IRC and MC?

My only other concern about splitting the work between the two judges is that it will eliminate both of them from long trials.

Judge Medelis mentioned to me he is more than happy to do foreclosure work. Have we gotten a read-out from Judge Shahood about foreclosure cases?

16TH CIR 00855

2/3/2011

Have a Great Evening,
Burton

From: Thomas Genung
Sent: Tuesday, May 11, 2010 3:44 PM
To: Steve Levin; Burton Conner
Subject: FW: Foreclosure and Economic Recovery Program Allocations
Importance: High

Judge Levin and Judge Conner:

Our reduced allotment is \$212,729, approximately 62.2% of the original \$341,988 contemplated. With this new allotment, we can do as follows:

240 SR Judge days which would be 5 days per week for 48 weeks. I suggest we do 4 days per week at St. Lucie West, and 1 day per week alternating weeks in Indian River and Martin respectively so that each of those counties gets 2 full days per month. This amount of resources should be able to address substantially the foreclosure issues in this circuit for the next year, but for contested trials. In addition, we would have **2 case managers (OPS)** and **1 admin. secretary**, as well as **\$16,405 in expense dollars**.

I need to submit our plan to the OSCA by COB tomorrow. Please let me know if this is acceptable, or any changes you would require.

Thank you for your consideration.

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 funds for your circuit distributed – by category and element.** For every element (General Magistrates and/or Senior Judges, Case

16TH CIR 00856

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@flicourts.org

Julian Letton

From: Thomas Genung
Sent: Wednesday, May 12, 2010 5:09 PM
To: Heather Thuotte-Pierson
Cc: Steve Levin; Burton Conner; Marc Traum; Steve Shaw; Erick Mershon; Corrie Johnson
Subject: RE: Foreclosure and Economic Recovery Program Allocations
Importance: High
Attachments: ForeclosureandEconomicRecovery_Distribution 19th Cir.xls

Heather,

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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:

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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,

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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 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:

16TH CIR 00859

-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: Tuesday, May 11, 2010 4:35 PM
To: Steve Levin
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Thanks.

From: Steve Levin
Sent: Tuesday, May 11, 2010 4:21 PM
To: Thomas Genung
Cc: Corrie Johnson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Fyi – Judge Medelis is spelled *Midelis*

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: Thomas Genung
Sent: Tuesday, May 11, 2010 4:09 PM
To: Burton Conner; Steve Levin
Cc: Corrie Johnson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

You are correct, we will not be putting any resources into Okeechobee County.

My understanding is that both Judge Medelis and Judge Shahood have expressed interest. I spoke with Judge Shahood last week, and he was eager to get going.

I absolutely agree about this economic recovery reducing our resources for long trials. My feeling is that it will take us at least a month to develop dockets, and we probably will not be operating at full throttle until late August or September. So if Judge Medelis would be willing to hear the 4 days a week in St. Lucie, and Judge Shahood one day a week, alternating weeks in Indian River and Martin, that would be great. If there is a need to pull Judge Shahood for a more lengthy trial, perhaps we could convince Judge Medelis to cover the additional days in IRC or Martin as needed. If after a while they wanted to alternate, that may be good for them as well.

Will this work for you?

Thanks.

From: Burton Conner
Sent: Tuesday, May 11, 2010 3:55 PM
To: Thomas Genung; Steve Levin
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Tom,

The plan sounds good to me. I think I recall (and just want to confirm we are on the same page), the senior judges would handle foreclosure matters only in all three coastal counties (particularly since we are only getting 62% of what we requested).

Is your thought to divide the work evenly between Judge Medelis and Judge Shahood? Or use Judge Medelis for SLC and Judge Shahood for IRC and MC?

My only other concern about splitting the work between the two judges is that it will eliminate both of them from long trials.

Judge Medelis mentioned to me he is more than happy to do foreclosure work. Have we gotten a read-out from Judge Shahood about foreclosure cases?

Have a Great Evening,
 Burton

From: Thomas Genung
Sent: Tuesday, May 11, 2010 3:44 PM
To: Steve Levin; Burton Conner
Subject: FW: Foreclosure and Economic Recovery Program Allocations
Importance: High

Judge Levin and Judge Conner:

Our reduced allotment is \$212,729, approximately 62.2% of the original \$341,988 contemplated. With this new allotment, we can do as follows:

240 SR Judge days which would be 5 days per week for 48 weeks. I suggest we do 4 days per week at St. Lucie West, and 1 day per week alternating weeks in Indian River and Martin respectively so that each of those counties gets 2 full days per month. This amount of resources should be able to address substantially the foreclosure issues in this circuit for the next year, but for contested trials. In addition, we would have **2 case managers (OPS)** and **1 admin. secretary**, as well as **\$16,405 in expense dollars**.

I need to submit our plan to the OSCA by COB tomorrow. Please let me know if this is acceptable, or any changes you would require.

Thank you for your consideration.

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.

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Heather

Heather Thuotte-Pierson
Office of the State Courts Administrator
Court Statistics Consultant
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piersonh@flcourts.org

Julian Letton

From: Steve Levin
Sent: Friday, May 21, 2010 4:06 PM
To: Adriana James
Cc: Thomas Genung
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I appreciate the offer and once we figure this all out, we probably will take you up on your offer. Thanks. Enjoy the weekend.

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

From: Adriana James
Sent: Friday, May 21, 2010 3:07 PM
To: Steve Levin; Thomas Genung
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Good afternoon!

If you need me to help at any point with either the case managers and/or the clerical staff when they begin to do the foreclosures in St. Lucie County, I will make myself available. I will try to help them as much as I can because I know how overwhelming this can be at first.

Thank you and have a great weekend!

Adriana James
Judicial Assistant to
Circuit Judge Larry Schack
Nineteenth Judicial Circuit
312 N.W. 3rd Street
Okeechobee, FL 34972
863.763.1240 Office
863.763.1242 Fax

From: Burton Conner
Sent: Thursday, May 20, 2010 10:21 AM
To: Thomas Genung; William Roby
Cc: Paul Kanarek; Steve Levin; Larry Schack; Elizabeth Metzger; Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Bill,

My apologies to you, but I now realize that you have not been copied on a series of emails that have been flying around this week concerning the Foreclosure and Economic Recovery Program funding by the legislature which is going to give us the ability to use senior judge time 5 days a week for 48 weeks (plus two case managers and a clerical staff) to address the foreclosure and commercial litigation backlog.

I will make sure you are included in the loop in the future. Obviously the decisions we make will affect part of your dockets.

Burton

From: Thomas Genung

Sent: Wednesday, May 19, 2010 12:54 PM

To: Burton Conner

Cc: Paul Kanarek; Steve Levin; Larry Schack; Elizabeth Metzger; Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson

Subject: Re: Foreclosure and Economic Recovery Program Allocations

Some of this will be discussed at the TCBC call tomorrow at noon. That is any limiters that may be placed on the use of resources payed for by this funding. Having said that, unless you all direct me otherwise, my feeling is that these resources should be used to handle as much of the foreclosure work as possible. If you all feel we can also address contract indebtedness cases as originally identified then great. If not that is great as well. In any event, unless you indicate otherwise, I will vote for using these resources for foreclosure in general, and if we locally find that we can address some of the other identified case types as time goes by, that we should have the latitude to do so.

Thanks.

Sent from my iPhone

On May 19, 2010, at 11:55 AM, "Burton Conner" <ConnerB@circuit19.org> wrote:

Fellow Civil Judges:

Unfortunately, I am on vacation from May 26 to June 7. If the consensus is that we should have a meeting of the civil judges to discuss shifting foreclosures to a senior judge, I will set it up. Depending on how others feel, an hour telephone meeting during lunch time may not work. Perhaps a meeting at 5:15 would be better...let's see what the consensus is. We also need to decide if we want the JA's participating in the meeting.

I need clarification from Steve and Tom as to whether the senior judges will do all foreclosures or just residential foreclosures.

My understanding is that the case managers and clerical staff will not begin work before July 1. Obviously, they will need some quick training on job

responsibilities and it will take a few days for them to become familiar with the dockets and docket management.

Tom and his staff need to look at what is currently scheduled for July, and plot the dates in July for where the senior judge will be. If something is scheduled and the senior judge will not be there to handle it, the parties will have to be notified that the hearing is canceled and must be rescheduled (and they should call back after July 12, I would suggest, to get a new hearing date).

It will be best for the senior judge schedule for July, Aug and Sept to be posted to the circuit website and procedures posted regarding matters having to be rescheduled.

I know my JA is already getting calls about the transition because the word is out that change is coming (all the circuits are beginning to see this, since this is a state-wide phenomenon). I have told Lynn to advise the attorneys that the Chief Judge and Court Administrator are working out the details of how the new resources are going to be applied to the foreclosure dockets, and as soon as those plans are finalized, something will be posted to the website. I would suggest the other JA's take the same approach.

Similar to the situation already existing in SLC (I do the emergency hearings to stop foreclosure sales and postpone writs of possession since the foreclosure judge is here just a few days each month), I think the same thing will have to happen in Martin and Indian River County (that is, the civil judge will have to do the emergency hearings to stop sales and postpone writs of possession...and only those hearings).

So fellow judges, do we need a meeting or not? If so, lunch time or 5:15? Do we want the JA's to attend?

Thanks for your input,
Burton

From: Paul Kanarek
Sent: Wednesday, May 19, 2010 10:59 AM
To: Steve Levin; Burton Conner; Thomas Genung; Larry Schack; Elizabeth Metzger
Cc: Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Dear All,

I hate to be a stick in the mud but because these cases are assigned to me I want to make sure everything is taken care of. First, am I safe in assuming that when you say foreclosures that you

only mean residential foreclosures? Assuming the commercial foreclosures will stay with the circuit judge assigned to civil then I need to know how this is all going to be worked out and would like to have a meeting.

I currently have summary judgment hearings on residential foreclosures scheduled for one and one half hours on Monday of each week (approximately 40 to 60 hearings) through August, 2010. In addition to this I have on the average 6 to 12 hearings per week on my UMC calendar and I probably spend at least 1 hour a day just reviewing motions, signing orders, and scheduling hearings on residential foreclosure matters that are on my docket.

I want this to work but I don't want this to make the whole problem worse.

Paul B. Kanarek
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772-770-5133 Fax
kanarekp@circuit19.org



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Cc: Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

The allotment of time for the funding will be 3 days SLC/ 1 day IRC and 1 day MC each week. With this in mind, it is my intent (and Judge Conner agrees) that we plug the senior judges into the schedules already set for July and hopefully by late July and certainly by early August we should have more dates and more cases being heard in each county. I do not see a need for a conference call. Of course, if you want to have one that will be fine but my thought is that ALL of you are out of foreclosures as of July 1, 2010 and from there it is up to the senior judge and assistance provided to run the show. Take it off your calendars and we will go from there. I believe with the amount of time we are dedicating to foreclosures after July 1, that there will be a major decrease in backlog quickly but we will see. Thank you all for your help.

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From: Paul Kanarek
Sent: Monday, May 17, 2010 5:02 PM

To: Burton Conner; Thomas Genung; Larry Schack; Steve Levin; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Any day at lunch the week of June 7th is fine with me.

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Sent: Monday, May 17, 2010 4:43 PM
To: Paul Kanarek; Thomas Genung; Larry Schack; Steve Levin; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I am sorry...I forgot about AJS next week. I am going on vacation on May 26 and will not be back until June 7.

What is everyone's availability for a lunch meeting the week of June 7-11?
Burton

From: Paul Kanarek
Sent: Monday, May 17, 2010 3:37 PM
To: Burton Conner; Thomas Genung; Larry Schack; Steve Levin; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I am going to the Advanced Judicial College. I will be gone the week of the 24th

Paul B. Kanarek
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From: Burton Conner
Sent: Monday, May 17, 2010 1:31 PM
To: Paul Kanarek; Thomas Genung; Larry Schack; Steve Levin; Elizabeth Metzger

16TH CIR 00869

Subject: RE: Foreclosure and Economic Recovery Program Allocations

Does not look like a meeting this week will work. What about Monday and Tuesday (May 24 and 25) of next week 12:15-1:15. Does that work? Please let me know.

Thanks and have a Great Week!

Burton

From: Paul Kanarek

Sent: Monday, May 17, 2010 9:57 AM

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

Subject: RE: Foreclosure and Economic Recovery Program Allocations

I don't know if our conference call has been actually scheduled for a particular day. When I initially responded I could do it any day this week. Now I have a meeting scheduled for Thursday during lunch. Wednesday at lunch would be the best day for me.

Paul B. Kanarek

Circuit Judge

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Vero Beach, FL 32960

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772-770-5133 Fax

kanarekp@circuit19.org



Please consider the environment before printing this email.

From: Thomas Genung

Sent: Monday, May 17, 2010 9:52 AM

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

Subject: RE: Foreclosure and Economic Recovery Program Allocations

We will do our best to accommodate all.

From: Larry Schack

Sent: Friday, May 14, 2010 5:01 PM

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

Subject: RE: Foreclosure and Economic Recovery Program Allocations

I already have hearings set in July and August. It would be an enormous expense for the attorneys to reset them all. Can the schedule be constructed to take into account the days already set in SLC?

Larry

From: Steve Levin

Sent: Friday, May 14, 2010 2:56 PM

16TH CIR 00870

2/3/2011

To: Thomas Genung; Burton Conner; Paul Kanarek; Elizabeth Metzger; Larry Schack
Subject: RE: Foreclosure and Economic Recovery Program Allocations

My intent of all of this is that **as of July 1- Judge Schack, Judge Kanarek and Judge Metzger will not be doing ANY more foreclosures in St. Lucie, Indian River and Martin Counties.** Tom and I are attempting to utilize the money we receive for 3 days each week in SLC; 1 day each week in Martin and 1 day each week in IRC. It will be difficult to begin the process with this many days on July 1. Therefore, the conference call is good for scheduling purposes so we can start slow and then speed up. However, I absolutely do not want any judge besides the senior judge to handle foreclosures in Martin, Okeechobee and SLC after July 1. This hopefully will make your assignments more manageable.

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Julian Letton

From: William Roby
Sent: Thursday, May 20, 2010 11:05 AM
To: Steve Levin
Subject: RE: Foreclosure and Economic Recovery Program Allocations

No problem. Thanks.

From: Steve Levin
Sent: Thursday, May 20, 2010 10:22 AM
To: William Roby
Cc: Burton Conner; Thomas Genung
Subject: FW: Foreclosure and Economic Recovery Program Allocations

Sorry Bill – I never added you either.. my blunder.

From: Burton Conner
Sent: Thursday, May 20, 2010 10:21 AM
To: Thomas Genung; William Roby
Cc: Paul Kanarek; Steve Levin; Larry Schack; Elizabeth Metzger; Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
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16TH CIR 00875

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772-770-5133 Fax
kanarekp@circuit19.org

 Please consider the environment before printing this email.

From: Thomas Genung
Sent: Monday, May 17, 2010 9:52 AM
To: Larry Schack; Steve Levin; Burton Conner; Paul Kanarek; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

We will do our best to accommodate all.

From: Larry Schack
Sent: Friday, May 14, 2010 5:01 PM
To: Steve Levin; Thomas Genung; Burton Conner; Paul Kanarek; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

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Larry

From: Steve Levin
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To: Thomas Genung; Burton Conner; Paul Kanarek; Elizabeth Metzger; Larry Schack
Subject: RE: Foreclosure and Economic Recovery Program Allocations

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

Julian Letton

From: Steve Levin
Sent: Tuesday, May 11, 2010 4:05 PM
To: Burton Conner
Subject: RE: Foreclosure and Economic Recovery Program Allocations
Burton – Medelis is spelled Midelis..just FYI

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From: Burton Conner
Sent: Tuesday, May 11, 2010 3:55 PM
To: Thomas Genung; Steve Levin
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Tom,
The plan sounds good to me. I think I recall (and just want to confirm we are on the same page), the senior judges would handle foreclosure matters only in all three coastal counties (particularly since we are only getting 62% of what we requested).

Is your thought to divide the work evenly between Judge Medelis and Judge Shahood? Or use Judge Medelis for SLC and Judge Shahood for IRC and MC?

My only other concern about splitting the work between the two judges is that it will eliminate both of them from long trials.

Judge Medelis mentioned to me he is more than happy to do foreclosure work. Have we gotten a read-out from Judge Shahood about foreclosure cases?

Have a Great Evening,
Burton

From: Thomas Genung
Sent: Tuesday, May 11, 2010 3:44 PM
To: Steve Levin; Burton Conner
Subject: FW: Foreclosure and Economic Recovery Program Allocations
Importance: High

Judge Levin and Judge Conner:

Our reduced allotment is \$212,729, approximately 62.2% of the original \$341,988 contemplated. With this new allotment, we can do as follows:

240 SR Judge days which would be 5 days per week for 48 weeks. I suggest we do 4 days per week at St. Lucie West, and 1 day per week alternating weeks in Indian River and Martin respectively so that each of those counties gets 2 full days per month. This amount of resources should be able to address substantially the foreclosure issues in this circuit for the next year, but for contested trials. In addition, we would have **2 case managers (OPS)** and **1 admin. secretary**, as well as **\$16,405 in expense dollars**.

I need to submit our plan to the OSCA by COB tomorrow. Please let me know if this is acceptable, or any changes you would require.

Thank you for your consideration.

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 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: Larry Schack
Sent: Wednesday, May 19, 2010 2:59 PM
To: Steve Levin; Paul Kanarek; Burton Conner; Thomas Genung; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Thank you.

From: Steve Levin
Sent: Wednesday, May 19, 2010 2:49 PM
To: Paul Kanarek; Burton Conner; Thomas Genung; Larry Schack; Elizabeth Metzger
Cc: Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Tom and I will meet next week and map out a complete plan of how all foreclosures – if permitted – will be handled by the senior judges. We will try to make the plan include all concerns that have been discussed by all of us. After we design the plan, we will send it out to all of you. If after reviewing what we propose, you want to meet, no problem and I will be glad to arrange a meeting for whomever wants to attend. These cases are still assigned to each of you – in the AO - and I certainly understand that you want to feel comfortable with how they will be handled. I will be glad to speak with you collectively or individually whenever you want to speak.

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

From: Paul Kanarek
Sent: Wednesday, May 19, 2010 12:34 PM
To: Burton Conner; Steve Levin; Thomas Genung; Larry Schack; Elizabeth Metzger
Cc: Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I vote for a meeting when you get back from vacation

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

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Sent: Wednesday, May 19, 2010 11:55 AM
To: Paul Kanarek; Steve Levin; Thomas Genung; Larry Schack; Elizabeth Metzger
Cc: Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Fellow Civil Judges:

Unfortunately, I am on vacation from May 26 to June 7. If the consensus is that we should have a meeting of the civil judges to discuss shifting foreclosures to a senior judge, I will set it up. Depending on how others feel, an hour telephone meeting during lunch time may not work. Perhaps a meeting at 5:15 would be better...let's see what the consensus is. We also need to decide if we want the JA's participating in the meeting.

I need clarification from Steve and Tom as to whether the senior judges will do all foreclosures or just residential foreclosures.

My understanding is that the case managers and clerical staff will not begin work before July 1. Obviously, they will need some quick training on job responsibilities and it will take a few days for them to become familiar with the dockets and docket management.

Tom and his staff need to look at what is currently scheduled for July, and plot the dates in July for where the senior judge will be. If something is scheduled and the senior judge will not be there to handle it, the parties will have to be notified that the hearing is canceled and must be rescheduled (and they should call back after July 12, I would suggest, to get a new hearing date).

It will be best for the senior judge schedule for July, Aug and Sept to be posted to the circuit website and procedures posted regarding matters having to be rescheduled.

I know my JA is already getting calls about the transition because the word is out that change is coming (all the circuits are beginning to see this, since this is a state-wide phenomenon). I have told Lynn to advise the attorneys that the Chief Judge and Court Administrator are working out the details of how the new resources are going to be applied to the foreclosure dockets, and as soon as those plans are finalized, something will be posted to the website. I would suggest the other JA's take the same approach.

Similar to the situation already existing in SLC (I do the emergency hearings to stop foreclosure sales and postpone writs of possession since the foreclosure judge is here just a few days each month), I think the same thing will have to happen in Martin and Indian River County (that is, the civil judge will have to do the emergency hearings to stop sales and postpone writs of possession...and only those hearings).

16TH CIR 00882

So fellow judges, do we need a meeting or not? If so, lunch time or 5:15? Do we want the JA's to attend?

Thanks for your input,
Burton

From: Paul Kanarek
Sent: Wednesday, May 19, 2010 10:59 AM
To: Steve Levin; Burton Conner; Thomas Genung; Larry Schack; Elizabeth Metzger
Cc: Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Dear All,

I hate to be a stick in the mud but because these cases are assigned to me I want to make sure everything is taken care of. First, am I safe in assuming that when you say foreclosures that you only mean residential foreclosures? Assuming the commercial foreclosures will stay with the circuit judge assigned to civil then I need to know how this is all going to be worked out and would like to have a meeting.

I currently have summary judgment hearings on residential foreclosures scheduled for one and one half hours on Monday of each week (approximately 40 to 60 hearings) through August, 2010. In addition to this I have on the average 6 to 12 hearings per week on my UMC calendar and I probably spend at least 1 hour a day just reviewing motions, signing orders, and scheduling hearings on residential foreclosure matters that are on my docket.

I want this to work but I don't want this to make the whole problem worse.

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Cc: Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
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The allotment of time for the funding will be 3 days SLC/ 1 day IRC and 1 day MC each week. With this in mind, it

16TH CIR 00883

2/3/2011


is my intent (and Judge Conner agrees) that we plug the senior judges into the schedules already set for July and hopefully by late July and certainly by early August we should have more dates and more cases being heard in each county. I do not see a need for a conference call. Of course, if you want to have one that will be fine but my thought is that ALL of you are out of foreclosures as of July 1, 2010 and from there it is up to the senior judge and assistance provided to run the show. Take it off your calendars and we will go from there. I believe with the amount of time we are dedicating to foreclosures after July 1, that there will be a major decrease in backlog quickly but we will see. Thank you all for your help.

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From: Paul Kanarek
Sent: Monday, May 17, 2010 5:02 PM
To: Burton Conner; Thomas Genung; Larry Schack; Steve Levin; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Any day at lunch the week of June 7th is fine with me.

Paul B. Kanarek
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From: Burton Conner
Sent: Monday, May 17, 2010 4:43 PM
To: Paul Kanarek; Thomas Genung; Larry Schack; Steve Levin; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I am sorry...I forgot about AJS next week. I am going on vacation on May 26 and will not be back until June 7.

What is everyone's availability for a lunch meeting the week of June 7-11?

Burton

From: Paul Kanarek
Sent: Monday, May 17, 2010 3:37 PM
To: Burton Conner; Thomas Genung; Larry Schack; Steve Levin; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I am going to the Advanced Judicial College. I will be gone the week of the 24th

Paul B. Kanarek
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Subject: RE: Foreclosure and Economic Recovery Program Allocations

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Julian Letton

From: Elizabeth Metzger
Sent: Wednesday, May 19, 2010 2:52 PM
To: Burton Conner; Thomas Genung
Cc: Paul Kanarek; Steve Levin; Larry Schack; Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I have not "separated" foreclosures on my docket. However, if a foreclosure SJ is "contested", such hearing is specially set.

EAM

From: Burton Conner
Sent: Wednesday, May 19, 2010 1:13 PM
To: Thomas Genung
Cc: Paul Kanarek; Steve Levin; Larry Schack; Elizabeth Metzger; Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

In order to show the legislature that we took this resource seriously, it probably is a good idea to shift all foreclosures to the senior judge. However, I assume Paul and Elizabeth separated commercial and residential foreclosures on their dockets (which is definitely the case in SLC), and if so, that may create another work flow issue in terms of efficiency since commercial foreclosures are more often contested and are not subject to the RMFM Program.

Elizabeth and Paul, what do you think?
 Burton

From: Thomas Genung
Sent: Wednesday, May 19, 2010 12:54 PM
To: Burton Conner
Cc: Paul Kanarek; Steve Levin; Larry Schack; Elizabeth Metzger; Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: Re: Foreclosure and Economic Recovery Program Allocations

Some of this will be discussed at the TCBC call tomorrow at noon. That is any limiters that may be placed on the use of resources payed for by this funding. Having said that, unless you all direct me otherwise, my feeling is that these resources should be used to handle as much of the foreclosure work as possible. If you all feel we can also address contract indebtedness cases as originally identified then great. If not that is great as well. In any event, unless you indicate otherwise, I will vote for using these resources for foreclosure in general, and if we locally find that we can address some of the other identified case types as time goes by, that we should have the latitude to do so.

Thanks.

Sent from my iPhone

On May 19, 2010, at 11:55 AM, "Burton Conner" <ConnerB@circuit19.org> wrote:

Fellow Civil Judges:

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Cc: Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
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From: Thomas Genung
Sent: Monday, May 17, 2010 9:52 AM

16TH CIR 00891

To: Larry Schack; Steve Levin; Burton Conner; Paul Kanarek; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

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Julian Letton

From: Larry Schack
Sent: Wednesday, May 19, 2010 1:00 PM
To: Thomas Genung; Burton Conner
Cc: Paul Kanarek; Steve Levin; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations
Tom,

Since under the proposal St. Lucie cases are removed from my plate, and Okeechobee is not in the mix, then in fairness I will leave it to others to cast their vote on this.

Larry Schack

Circuit Court Judge
312 N.W. 3rd St.
Okeechobee, FL 34972
863-763-1240

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Cc: Paul Kanarek; Steve Levin; Larry Schack; Elizabeth Metzger; Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: Re: Foreclosure and Economic Recovery Program Allocations

Some of this will be discussed at the TCBC call tomorrow at noon. That is any limiters that may be placed on the use of resources payed for by this funding. Having said that, unless you all direct me otherwise, my feeling is that these resources should be used to handle as much of the foreclosure work as possible. If you all feel we can also address contract indebtedness cases as originally identified then great. If not that is great as well. In any event, unless you indicate otherwise, I will vote for using these resources for foreclosure in general, and if we locally find that we can address some of the other identified case types as time goes by, that we should have the latitude to do so.

Thanks.

Sent from my iPhone

On May 19, 2010, at 11:55 AM, "Burton Conner" <ConnerB@circuit19.org> wrote:

Fellow Civil Judges:

Unfortunately, I am on vacation from May 26 to June 7. If the consensus is that we should have a meeting of the civil judges to discuss

shifting foreclosures to a senior judge, I will set it up. Depending on how others feel, an hour telephone meeting during lunch time may not work.

Perhaps a meeting at 5:15 would be better...let's see what the consensus is. We also need to decide if we want the JA's participating in the meeting.

I need clarification from Steve and Tom as to whether the senior judges will do all foreclosures or just residential foreclosures.

My understanding is that the case managers and clerical staff will not begin work before July 1. Obviously, they will need some quick training on job responsibilities and it will take a few days for them to become familiar with the dockets and docket management.

Tom and his staff need to look at what is currently scheduled for July, and plot the dates in July for where the senior judge will be. If something is scheduled and the senior judge will not be there to handle it, the parties will have to be notified that the hearing is canceled and must be rescheduled (and they should call back after July 12, I would suggest, to get a new hearing date).

It will be best for the senior judge schedule for July, Aug and Sept to be posted to the circuit website and procedures posted regarding matters having to be rescheduled.

I know my JA is already getting calls about the transition because the word is out that change is coming (all the circuits are beginning to see this, since this is a state-wide phenomenon). I have told Lynn to advise the attorneys that the Chief Judge and Court Administrator are working out the details of how the new resources are going to be applied to the foreclosure dockets, and as soon as those plans are finalized, something will be posted to the website. I would suggest the other JA's take the same approach.

Similar to the situation already existing in SLC (I do the emergency hearings to stop foreclosure sales and postpone writs of possession since the foreclosure judge is here just a few days each month), I think the same thing will have to happen in Martin and Indian River County (that is, the civil judge will have to do the emergency hearings to stop sales and postpone writs of possession...and only those hearings).

So fellow judges, do we need a meeting or not? If so, lunch time or 5:15? Do we want the JA's to attend?

Thanks for your input,
Burton

From: Paul Kanarek
Sent: Wednesday, May 19, 2010 10:59 AM
To: Steve Levin; Burton Conner; Thomas Genung; Larry Schack; Elizabeth Metzger
Cc: Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Dear All,

I hate to be a stick in the mud but because these cases are assigned to me I want to make sure everything is taken care of. First, am I safe in assuming that when you say foreclosures that you only mean residential foreclosures? Assuming the commercial foreclosures will stay with the circuit judge assigned to civil then I need to know how this is all going to be worked out and would like to have a meeting.

I currently have summary judgment hearings on residential foreclosures scheduled for one and one half hours on Monday of each week (approximately 40 to 60 hearings) through August, 2010. In addition to this I have on the average 6 to 12 hearings per week on my UMC calendar and I probably spend at least 1 hour a day just reviewing motions, signing orders, and scheduling hearings on residential foreclosure matters that are on my docket.

I want this to work but I don't want this to make the whole problem worse.

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: Steve Levin
Sent: Tuesday, May 18, 2010 6:35 PM
To: Paul Kanarek; Burton Conner; Thomas Genung; Larry Schack; Elizabeth Metzger
Cc: Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

The allotment of time for the funding will be 3 days SLC/ 1 day IRC and 1 day MC each week. With this in mind, it is my intent (and Judge Conner agrees) that we plug the senior judges into the schedules already set for July and hopefully by late July and certainly by early August we should have more dates and more cases being heard in each county. I do not see a need for a conference call. Of course, if you want to have one that will be fine but my thought is that ALL of you are out of foreclosures as of July 1, 2010 and from there it is up to the senior judge and assistance provided to run the show. Take it off your calendars and we will go from there. I believe with the amount of time we are dedicating to foreclosures after July 1, that there will be a major decrease in backlog

16TH CIR 00895

quickly but we will see. Thank you all for your help.

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: Paul Kanarek
Sent: Monday, May 17, 2010 5:02 PM
To: Burton Conner; Thomas Genung; Larry Schack; Steve Levin; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Any day at lunch the week of June 7th is fine with me.

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: Burton Conner
Sent: Monday, May 17, 2010 4:43 PM
To: Paul Kanarek; Thomas Genung; Larry Schack; Steve Levin; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I am sorry...I forgot about AJS next week. I am going on vacation on May 26 and will not be back until June 7.

What is everyone's availability for a lunch meeting the week of June 7-11?

Burton

From: Paul Kanarek
Sent: Monday, May 17, 2010 3:37 PM
To: Burton Conner; Thomas Genung; Larry Schack; Steve Levin; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I am going to the Advanced Judicial College. I will be gone the week of the 24th

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: Burton Conner
Sent: Monday, May 17, 2010 1:31 PM
To: Paul Kanarek; Thomas Genung; Larry Schack; Steve Levin; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Does not look like a meeting this week will work. What about Monday and Tuesday (May 24 and 25) of next week 12:15-1:15. Does that work? Please let me know.

Thanks and have a Great Week!

Burton

From: Paul Kanarek
Sent: Monday, May 17, 2010 9:57 AM
To: Thomas Genung; Larry Schack; Steve Levin; Burton Conner; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I don't know if our conference call has been actually scheduled for a particular day. When I initially responded I could do it any day this week. Now I have a meeting scheduled for Thursday during lunch. Wednesday at lunch would be the best day for me.

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, May 17, 2010 9:52 AM
To: Larry Schack; Steve Levin; Burton Conner; Paul Kanarek; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

We will do our best to accommodate all.

From: Larry Schack
Sent: Friday, May 14, 2010 5:01 PM

To: Steve Levin; Thomas Genung; Burton Conner; Paul Kanarek; Elizabeth Metzger
Subject: RE: Foreclosure and Economic Recovery Program Allocations

I already have hearings set in July and August. It would be an enormous expense for the attorneys to reset them all. Can the schedule be constructed to take into account the days already set in SLC?

Larry

From: Steve Levin
Sent: Friday, May 14, 2010 2:56 PM
To: Thomas Genung; Burton Conner; Paul Kanarek; Elizabeth Metzger; Larry Schack
Subject: RE: Foreclosure and Economic Recovery Program Allocations

My intent of all of this is that **as of July 1- Judge Schack, Judge Kanarek and Judge Metzger will not be doing ANY more foreclosures in St. Lucie, Indian River and Martin Counties.** Tom and I are attempting to utilize the money we receive for 3 days each week in SLC; 1 day each week in Martin and 1 day each week in IRC. It will be difficult to begin the process with this many days on July 1. Therefore, the conference call is good for scheduling purposes so we can start slow and then speed up. However, I absolutely do not want any judge besides the senior judge to handle foreclosures in Martin, Okeechobee and SLC after July 1. This hopefully will make your assignments more manageable.

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

Julian Letton

From: Burton Conner
Sent: Wednesday, May 19, 2010 2:53 PM
To: Paul Kanarek
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Paul,

I agree with you that we civil judges need to put our heads together and discuss the best way to get the maximum bang out of using a full time senior judge to handle foreclosures in the coastal counties, but I am not being kept completely in the loop. Steve has come up with a division of time that is different from what Tom told me about. Steve has made it clear to me that he wants all the civil judges out of foreclosures by July 1, but I am not sure he understands the magnitude of the problem.

I am not sure that Steve's allocation is going to give more time to spend on foreclosures in Indian River and Martin. If you and Elizabeth are inclined to continue handling some of the foreclosure dockets (maybe the commercial, non-homestead residential?), then it seems to me that maybe we will actually be tacking the backlog of cases in IRC and MC.

As you can imagine...the residential homestead docket is extremely backed up in SLC. Steve's position is that moving a senior judge to do that docket 12 days a month (instead of 5) will address will put a serious dent in the backlog.

I am attaching the filing stats on foreclosures for the 3 coastal counties (2008 and 2009). If you look at 2009, SLC had 65% of the total filings. If you look at the cumulative totals for both years, SLC had 67% of the total filings. Assuming 20 workdays a month, 65% would be 13 days each month. So if one day each week is spent for IRC and MC each, that is a total of 8 days per month. So it seems to me that the 3-1-1 split each week Steve is proposing is fair.

My understanding is that Jimmy Midelis will be handling the SLC docket and George Shahood will be handling IRC and MC, but I am not sure that has been finally decided yet. Needless to say, Jimmy will be good at moving the docket. However, my understanding is that George has been handling a few volume dockets and he does those well also.

Burton

From: Paul Kanarek
Sent: Wednesday, May 19, 2010 1:26 PM

16TH CIR 00899

2/3/2011

To: Burton Conner
Subject: RE: Foreclosure and Economic Recovery Program Allocations

Dear Burton,

Commercial foreclosures are completely different than residential with different hearing needs. All my questions really revolve around how are we going to accomplish this and show that we are using these resources to clear up cases (not just make our life easier). If by using the senior judges all we are doing is continuing to process cases at the same rate we currently are then we have not accomplished much.

As I said in my other e-mail, I probably spend 10 – 12 hours a week on all foreclosures (hearings and paperwork). If someone is going to come in and spend 6 to 7 hours per week on this then there will be little headway. I have a total of approximately open 4,500 civil cases assigned to me. Of this amount my guess is that approximately 3,000 are residential and commercial foreclosures.

I am sorry that I am so concerned about the details but I think we all need to be.

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: Burton Conner
Sent: Wednesday, May 19, 2010 1:13 PM
To: Thomas Genung
Cc: Paul Kanarek; Steve Levin; Larry Schack; Elizabeth Metzger; Kay Desoiza; Georgianna Shepke; Adriana James; Janet Cason; Lynn Atkinson
Subject: RE: Foreclosure and Economic Recovery Program Allocations

In order to show the legislature that we took this resource seriously, it probably is a good idea to shift all foreclosures to the senior judge. However, I assume Paul and Elizabeth separated commercial and residential foreclosures on their dockets (which is definitely the case in SLC), and if so, that may create another work flow issue in terms of efficiency since commercial foreclosures are more often contested and are not subject to the RMFM Program.

Elizabeth and Paul, what do you think?
 Burton

From: Thomas Genung
Sent: Wednesday, May 19, 2010 12:54 PM
To: Burton Conner

16TH CIR 00900

2/3/2011