



Third Judicial Circuit of Florida

Columbia, Dixie, Hamilton, Lafayette, Madison, Suwannee and Taylor Counties

Administrative Office of the Courts
173 NE Hernando Ave. • Rm. 408 • Lake City, FL 32055
Phone (386) 758-2163 • Fax (386) 758-2162

David W. Fina
Chief Judge
fina.david@jud3.flcourts.org

Sondra Williams
Court Administrator
williams.sondra@jud3.flcourts.org

January 14, 2011

Rachel Goodman
American Civil Liberties Union
125 Broad Street, 18th Floor
New York, New York 10024

Re: Public Records Request

Dear Ms. Goodman,

As Records Custodian of the Third Judicial Circuit, I am providing the following in response to your public records request dated October 19, 2010:

- (1) All records of the judicial branch relating to the establishment of any division, section, or case management unit within the Third Judicial Circuit created to manage, adjudicate, or dispose of proceedings related to foreclosure cases, including but not limited to administrative orders, memoranda, correspondences, and minutes of meetings.**

The Third Judicial Circuit has not established a separate division or section to handle foreclosure cases. The cases are heard by the judge assigned to the circuit civil division in each of the counties in the circuit.

The Third Judicial Circuit employs one temporary case manager who reviews cases and takes steps to ensure that cases are continuing to move through the system or are dismissed when appropriate, so there is no case management unit in the circuit. The case review process has been developed through conversations with the Trial Court Administrator and the judges who hear foreclosure cases, but there are no written policies or procedures. The process is based on rules 1.420(e), 1.070(j), and 1.200(c) of the Florida Rules of Civil Procedure. A copy of each of these rules is provided for your information.

3rd Cir 0001

- (2) All records of the judicial branch relating to the rules, procedures, and practices established to manage, adjudicate or dispose of foreclosure cases in the Third Judicial Circuit.**

There are no rules, procedures, or practices regarding foreclosure cases that are specific to the Third Judicial Circuit. The cases are adjudicated and disposed in the same manner as all other civil cases, as mandated by Florida Statutes and the Florida Rules of Court.

- (3) All records of the judicial branch indicating the names, job titles, and responsibilities of all judges, senior judges, magistrates, and clerks assigned to preside in any division, section, or case management unit within the Third Judicial Circuit created to manage, adjudicate, or dispose of foreclosure cases.**

Senior judges and magistrates are not regularly assigned to preside over foreclosure cases in the Third Judicial Circuit. The only employee specifically designated to deal with foreclosure cases is the temporary case manager, Ronna Cobble. Her responsibilities were outlined in our response to question 1.

The judges are assigned based on the enclosed order, entitled General Assignment of Judges.

- (4) All records of the judicial branch relating to the training of general magistrates or senior judges to preside over foreclosure cases. This request includes, but is not limited to, and manuals or other training materials provided to general magistrates or senior judges assigned to preside over foreclosure cases.**

General magistrates and senior judges are not generally assigned to preside over foreclosure cases in the Third Judicial Circuit. Any other records of the Judicial Branch are not kept by the Third Judicial Circuit.

- (5) All records of the judicial branch relating to the rules governing public access to civil proceedings in the Third Judicial Circuit, including but not limited to public access to proceedings in foreclosure cases.**

Foreclosure proceedings in the Third Judicial Circuit are open in accordance with the Florida Rules of Civil Procedure.

- (6) All records of the judicial branch containing data maintained in the Case Tracking System for submission to the Office of State Court Administration, as provided in the State Courts System FY 2010-2011 Foreclosure and Economic Recovery Funding Plan. This data includes, but is not limited to, clearance rates, the number of cases disposed, the percent of backlogged cases, and the average age of target cases. This request encompasses each tracking workbook provided to the Office of State Court Administration from June 30, 2010 until the present.**

The requested workbooks generated by the Third Judicial Circuit are provided with this response. Any other materials of the Judicial Branch are not kept by this circuit.

If you have any questions or concerns, please do not hesitate to contact me at 386-362-1017.

Sincerely,

A handwritten signature in black ink that reads "Sondra Lanier". The signature is written in a cursive style with a large initial 'S'.

Sondra Lanier
Trial Court Administrator

SL/lb



Third Judicial Circuit of Florida
Columbia, Dixie, Hamilton, Lafayette, Madison, Suwannee and Taylor Counties

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3rd Cir 0004

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Sondra Lanier
Trial Court Administrator

SL/lb

Jenn C. Lussier

From: Kevin Lunsford <klunsford@suwanneemediation.org>
Sent: Thursday, January 20, 2011 10:29 AM
To: David W. Fina; Leandra G. Johnson; Sondra M. Lanier
Cc: ceryak barbara
Subject: RMFM Stats from FL Sup Ct as of Nov 2010

I was interested to see how our program compared to others in the State.

Statewide Borrowers successfully contacted by program manager	44%
3rd circuit	46.7%
Statewide non-appearance by Lender	2%
3rd Circuit*	0%
*we did have a few in December not reflected here	
Statewide non-appearance by Borrower	4%
3rd Circuit	0%
Statewide mediations settled w/ written agmt	34%
3rd Circuit	38%
Statewide mediations no agmt	64%
3rd Circuit	54%

Kevin C. Lunsford
Suwannee Valley Foreclosure Mediation, Inc.
P.O. Box 6126
Live Oak, FL 32064
(386) 269-4992
www.SuwanneeMediation.org

Jenn C. Lussier

From: Jason Warman <JWarman@amstarlit.com>
Sent: Wednesday, January 19, 2011 1:49 PM
To: Leandra G. Johnson
Subject: Get 27 FL Bar Approved Credit Hours For One Low Price And Learn Bankruptcy & Foreclosure Defense

AmStar is pleased to present our \$495 CLE Bundle.

With one simple purchase of the AmStar CLE Bundle, you will save thousands of dollars and gain access to our most-demanded CLE courses; which when completed will satisfy 25.5 hours of general CLE requirements + 1.5 hours of required Ethics. That's a grand total of 27 hours of Florida Bar approved CLE credits!

For one low price, you will receive all 4 of AmStar's highly acclaimed CLE courses complete with forms and materials, two **free** premium listings on our lawyer search directories, 2 essential white papers, and numerous audio visual training presentations. All on an easy to use, portable USB Flash devise.

Quantities are limited! AmStar's one-price \$495 CLE Bundle includes:

- "Nuts and Bolts of Bankruptcy" - Audio Visual Course - 8.0 CLE Credits
- "Foreclosure Defense – Recession Proof Your Practice" – Live Audio Course - 7.5 CLE Credits + .5 Ethics = 8.0
- "Advanced Bankruptcy Techniques as Foreclosure Defense Strategies" - Audio Course - 7.50 CLE Credits + 1.0 Ethics = 8.50
- "Car Loans in Chapter 7 – Redeem, Surrender or Reaffirm?" - Audio Visual Course - 2.50 CLE Credits

Plus, as a SPECIAL BONUS, you will receive these critical marketing tools, audio visual training presentations, and valuable whitepapers to help you accelerate your firm's growth:

- 2-hour SEO for Attorneys Webinar: "Why Are Other Attorneys Taking Your Clients?"
- Training Presentation – The Means Test
- Training Presentation – The Initial Consultation
- Training Presentation – Understanding Exemptions
- Training Presentation – Understanding Preferences and Fraudulent Conveyances
- Training Presentation – Chapter 7 Frequently Asked Questions
- Training Presentation – Chapter 13 Facts and Foreclosures in Chapter 13
- Whitepaper – "The Seven Deadly Sins of Consumer Bankruptcy Practice"
- Whitepaper – "How to Convert Bankruptcy Leads When Your Prices are Higher Than Your Competition"

This incredible \$495 Bundle also includes (at no extra cost):

- A Free premium listing on www.BankruptcyHelpFast.com – the nation's premier search directory for Consumer Bankruptcy attorneys (a \$495 value)

- A Free premium Listing on www.ForeclosureDefenseHelp.com – the nation’s premier search directory for Foreclosure Defense attorneys (a \$495 value)

You can count on Amstar to continue providing you world-class CLE education and marketing resources. That’s our commitment to keeping you on the leading edge of Bankruptcy and Foreclosure Defense.

These courses are recordings from live events held in FL.

To purchase your CLE bundle, contact AmStar today at 877-550-5878. Act now as quantities are limited!

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Jenn C. Lussier

From: The Florida Bar <careercenter@flabar.org>
Sent: Wednesday, January 19, 2011 2:37 AM
To: Leandra G. Johnson
Subject: Job Flash: 18 new legal jobs

18 new legal jobs from the Florida Bar Career Center | [View this email in your browser.](#)

Job Flash

The latest jobs from the [Florida Bar Career Center](#)

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18 new legal jobs

Litigation Attorney

Law Offices of Marshall C. Watson P.A. - Fort Lauderdale, FL

3 years of solid litigation experience as an Attorney in Florida, foreclosure and/or real estate experience are definite assets. In good standing and an active member of the Florida Bar. Experience representing corporate clients in civil or administrative hearings. Strong academic credentials from an ABA-accredited law school. Strong communication and writing skills. Be able to multitask, reprioritize and effectively manage a high case volume in a fast paced, changing environment. [more info...](#)

Labor & Employment Associate

Akerman Senterfitt - Miami, FL

Associate with 3 to 5 years of labor and employment defense experience. Employment litigation and counseling experience is required. General commercial litigation experience combined with employment defense litigation experience is considered a plus. Excellent research and writing skills are required. Federal litigation experience is preferred. Must be a member of The Florida Bar or willing to sit for the next examination. [more info...](#)

Attorney

Sosa Law Office, P.A. - Brandon, FL

Attorney position in Brandon, Florida focusing on family law, with other areas of practice including bankruptcy, probate, guardianship, and general civil litigation. Spanish speaking is a plus, but no a requirement. Growth potential, including management and partnership after proven ability and number of years established. [more info...](#)

Litigation Personal Injury Attorney

John Bales Attorneys - Tampa Bay, FL

Growing Plaintiff-based personal injury and insurance coverage law firm is seeking professional qualified attorneys. Positions require a minimum of 3 years experience. Highly motivated applicants must have outstanding advocacy and negotiation skills and proficiency at law office computer systems. The firm seeks individuals who are team players, detailed, accomplishment driven, and have a desire to help others. Excellent academic background and proven research and writing skills required. [more info...](#)

Office Administrator

Hahn Loeser & Parks LLP - Naples, FL

Hahn Loeser & Parks, a 100 Attorney Cleveland-based law firm, seeks a full-time experienced Office Administrator for its Southwest Florida offices. This position includes management of general office operations, supervision of secretarial and support staff, and extensive contact with all levels of employees in the offices, working closely with the Partners and the Director of HR. [more info...](#)

Associate Positions at Haliczzer Pettis & Schwamm

Haliczer Pettis & Schwamm, P.A. - Fort Lauderdale, FL

Haliczer Pettis & Schwamm is an AV-Rated Litigation Firm with offices in Fort Lauderdale and Orlando. We offer exciting opportunities to qualified candidates that are looking to excel in their profession. We are currently seeking a Litigation Associate and a Workers Compensation Associate for our downtown Ft. Lauderdale office. Qualified candidates please send resume, references, and salary history to Office Administrator at 954-522-2512 or e-mail to gperez@haliczzerpettis.com. [more info...](#)

Insurance Consumer Advocate

Florida Department of Financial Services - Tallahassee, FL

The Florida Department of Financial Services is seeking to fill the position of Insurance Consumer Advocate. This is a senior level management position with high visibility. Duties include reviewing highly complex insurance rate filings to ensure that the review properly considers the best interests of consumers. Position Number 43001182. [more info...](#)

Community Association Attorney (Fort Lauderdale)

Katzman Garfinkel & Berger - Fort Lauderdale, FL

A premier AV-Rated statewide Community Association law firm is seeking Florida Bar-licensed Attorneys with Foreclosure/Collections experience to join our growing Fort Lauderdale office. Highlights:- Named one of the Best Places to Work in 2009 by the South Florida Business Journal. - Designated as One of the Most Distinguished Law Firms in America by Martindale-Hubbell. Qualified applicants, send Resume & Cover Letter to: Recruiter@kgblawfirm.com [more info...](#)

Labor And Employment Law Associate

Kunkel Miller & Hament - Sarasota, FL

An AV rated firm with statewide practice seeks associate with 3-5 years employment law experience for Sarasota office. Must have experience in federal court employment litigation and be able to work independently. Excellent research, writing and communication skills required. Competitive salary and benefits. Send resume in confidence to: Info@kmhlaborlaw.com. [more info...](#)

First Party Property Attorney

Lydecker | Diaz - Miami, FL

Mid-sized law firm seeking a motivated attorney with 3 years experience in First Party Property litigation for its Miami office. Excellent benefits. Salary commensurate with experience. [more info...](#)

Associate Attorney

Wadsworth Huott LLP - Miami, FL

Mid-sized Law Firm with offices in Miami, Palm Beach, Tampa and Jacksonville seeks an attorney for its Miami Office with 2-5 years experience and ability to handle own case load. The Firm's practice areas include civil defense litigation (commercial and personal injury) and worker's compensation defense. Excellent benefits. Salary commensurate with experience. Please e-mail your resume to tamie@wadsworth-law.com. [more info...](#)

Associate - Community Association Law

Roetzel & Andress LPA - Naples, FL

Naples, FL office of Roetzel & Andress, a regional law firm with 12 offices throughout Florida, Ohio, Washington, DC and New York has an opening for an associate with community association law and lien collection experience. Candidate must be FL Bar licensed and have a minimum of 3 years of experience and no more than 6 years experience. [more info...](#)

Associate

Killgore Pearlman Stamp Ornstein & Squires, P.A. - Orlando, FL

Orlando AV rated Commercial Litigation Firm seeks motivated attorney with minimum 3 years experience in first party or other complex insurance litigation. Ideal candidate has superior academic credentials, excellent communication, analytical and writing skills with ability to work as a team leader. Salary commensurate with experience. [more info...](#)

Insurance Defense Associate

Powers McNalis Torres & Teebagy - West Palm Beach, FL

We are a successful insurance defense firm in West Palm Beach seeking a litigation associate with 3-5 years property insurance coverage litigation experience. Ideal candidates are bright, analytical, independent and decisive with strong writing skills. We offer a competitive salary and benefit package. Interest candidates should submit their resume and salary requirements to atorres@powersmcnalis.com or fax (561)588-7960. [more info...](#)

Criminal Defense Attorney Needed

Confidential - Tallahassee, FL

Seeking an experienced criminal defense attorney. Candidate must be conscientious about their responsibilities; detail oriented and have good people skills. Must be a member of the Florida Bar without any disciplinary history. Minimum of three years criminal experience required. Public sector experience preferred. Ideal candidate would be able to start immediately. Relocation package available for the right person. [more info...](#)

Insurance Defense Associate & Partner

Shendell & Pollock, P.L. - Boca Raton, FL

Statewide AV rated defense firm seeking highly motivated attorneys. The ideal candidate will have superior academic credentials, excellent analytical and writing skills and experience handling a large volume of cases from inception through trial. The firm also seeks a partner-level attorney with a portable business book of \$400k. [more info...](#)

T&E Associate

Williams Parker Harrison Dietz & Getzen - Sarasota, FL

We have one of Florida's largest estate planning/administration groups. Our clients are sophisticated and our practitioners are highly skilled. We seek an associate with several years of experience in complex planning matters. LL.M. or CPA, superior educational credentials, and strong drafting skills required. Kindly email your resume to hr@williamsparker.com [more info...](#)

Associate Foreclosure Attorney

The Law Office of Daniel C. Consuegra - Tampa, FL

Tampa statewide creditor's rights / foreclosure firm seeking focused foreclosure attorney. Must be admitted to the Florida Bar and in good standing. We will train the right candidate in this area of law. We offer competitive compensation package & relaxed environment. Please send resume to: hr@consuegralaw.com [more info...](#)

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Employers

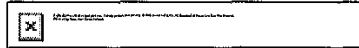
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Job Flash Listings
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Florida Bar

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Florida Bar 651 E. Jefferson Street | Tallahassee | FL | 32399-2300
Main: 850.561.5795
Career Services: 866-376-0949 ext. 7083



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Jenn C. Lussier

From: ironport@jud3.flcourts.org on behalf of Ironport <ironport@jud3.flcourts.org>
Sent: Tuesday, January 18, 2011 3:01 PM
To: Leandra G. Johnson
Subject: IronPort Spam Quarantine Notification

IronPort Spam Quarantine Notification

The message(s) below have been blocked by your administrator as suspected spam.

There are 3 new messages in your Email Quarantine since you received your last Spam Quarantine Notification. If the messages below are spam, you do not need to take any action. Messages will be automatically removed from the quarantine after 14 day(s).

If any of the messages below are not spam, click the Release link to have them sent to your Inbox. To see all quarantined messages view your [email quarantine](#).

Quarantined Email			
	From	Subject	Date
Release	"diUpdates@diattorney.com" <diUpdat...	[MARKETING] Disability Insurance Legal Updates	18 Jan 2011
Release	"Aimee Mathews" <dragonskin52@hotma...	[NO SUBJECT]	18 Jan 2011
Release	"AmStar Litigation" <cle_seminars@a...	[MARKETING] Max Gardner foreclosure defense bootcamp	17 Jan 2011

[View All Quarantined Messages \(26\)](#)

Note: This message has been sent by a notification only system. Please do not reply

If the above links do not work, please copy and paste the following URL into a Web browser:

<https://mx01.jud3.flcourts.org:83/Search?h=bd7e5eb1c08c3af1a5ad7c449539c421&email=johnson.leandra%40jud3.flcourts.org>

Jenn C. Lussier

From: bethany.cabal@lexisnexis.com <bethany.cabal@mail.lexisnexis.com>
Sent: Tuesday, January 18, 2011 2:05 PM
To: Leandra G. Johnson
Subject: LexisNexis One-on-One



Hello,

My name is Bethany Cabal and I am your new LexisNexis Government Consultant based in Tampa, FL. I am reaching out to you because you have a Lexis ID and I will be in your area on February 17 and would like to schedule some one-on-one Lexis classes with you. Each class is approximately 30 minutes long and will be personalized to your particular needs. All sessions are of no additional cost as they are included in the subscription price. You might be wondering, what sort of information can I learn during a Lexis class. Besides going over legal research on cases and codes we can also do the following:

- Alerts to notify you whenever your name (judge) is in the News
- Alerts for when the 1st DCA issues an opinion from a case previously heard by a Judge
- Updates so that a user will get weekly updates of criminal cases within the 1st DCA and Supreme Court
- Alerts for automatic updates on case issues, such as foreclosure

Please let me know if you would be interested in a class.

Sincerely,

Bethany

LexisNexis.For Results Driven Government

Protect What Matters Most to You

Manage your resources and Maximize Your Budget

Trust in a Team of Experts

LexisNexis, Miamisburg, OH

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Jenn C. Lussier

From: Leandra G. Johnson
Sent: Tuesday, January 11, 2011 3:54 PM
To: Ronna M. Cobble; Diane B. Hiers
Subject: RE: Approval of new language

Amen to not shoveling my driveway. As it is in North Florida now, I keep threatening my husband to move to an island in the Caribbean, where it's nice and warm year-round!

Great idea for the additional language in the notice. We will include it in the future. Both Diane and I will become familiar with Tele-Court.

Leandra Johnson
Circuit Judge

From: Ronna M. Cobble
Sent: Tuesday, January 11, 2011 12:02 PM
To: Leandra G. Johnson; Diane B. Hiers
Subject: FW: Approval of new language

Good morning! Today I am grateful that I did not have to shovel my driveway to get to work or uncover my car from 4 feet of snow... ☺

It has come to my attention that there is a need to include in all notices (status conference and lack of prosecution) the instruction for parties wishing to appear by phone to register with telecourt. That will save so much time and confusion as calls are fielded by different persons who may be giving different instructions to case parties. In conjunction with language offered by Judge Koberlein yesterday while I was in Dixie County, may I request that the following language be added to any subsequent notices sent out by the "Foreclosure Department" in order to reflect the necessity of registering with tele-court.

All parties shall appear. Appearance may be in person or by telephone. Persons wishing to appear by phone should register with Tele-Court by logging on at www.tele-court.com or by calling 1-800-924-5680. Any party failing to appear may be defaulted or may have their case dismissed.

Unfortunately, this particular idea did not occur to me until yesterday so it was not included in the notices sent out for your March 15 LOP hearings. Please refer any parties calling in reference to telephonic appearances to the above web address or 800 number.

Thanks.

Ronna Cobble
Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-2661

Jenn C. Lussier

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Thanks.

Ronna Cobble
Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-2661

Jenn C. Lussier

From: Ronna M. Cobble
Sent: Friday, January 07, 2011 2:58 PM
To: Diane B. Hiers; Leandra G. Johnson
Subject: Monthly Foreclosure Report
Attachments: 03_12Columbia_FERCTS.xls

Attached is the latest report to OSCA (December 31, 2010). Currently, we report summary/final judgments, dismissals, and attorney inactivity. Unfortunately, I am unable to separate each judge's load in Columbia County. Let me know if I can help further. Please note, per Sondra's request, I am in the early stages of a report for each of our Judges with more specific information about case load and what has been accomplished so far and how close we may be in each county to the state goal. This is taking a while to formulate because hearings, notices and other day to day business are slowing the process. Hopefully, by the end of the month I will have some useful information to share. Have a great weekend.

Ronna Cobble
Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-2661

		8/10/2010	Active	-1	FALSE	1778
		8/10/2010	Active	-1	FALSE	1757
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1727
		8/10/2010	Active		FALSE	1512
		12/10/2010	Inactivity - Attorney inactivity		FALSE	1500
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1456
		8/10/2010	Active	-1	FALSE	1456
		12/10/2010	Inactivity - Attorney inactivity		FALSE	1444
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1435
		8/10/2010	Active		FALSE	1424
		8/10/2010	Active		FALSE	1421
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1417
		12/10/2010	Inactivity - Attorney inactivity		FALSE	1390
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1383
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1348
		8/10/2010	Active		FALSE	1346
		8/10/2010	Active	-1	FALSE	1317
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1276
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1254
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1226
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1225
		8/10/2010	Active		FALSE	1213
		8/10/2010	Active		FALSE	1208
		8/10/2010	Active		FALSE	1198
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1193
		8/10/2010	Active		FALSE	1176
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1169
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1152
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1142
		12/10/2010	Inactivity - Attorney inactivity		FALSE	1101
		8/10/2010	Active		FALSE	1100
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1099
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1095
8/18/2010	Dismissed	8/10/2010	Active		TRUE	8/18/2010 NA
		12/10/2010	Inactivity - Attorney inactivity		FALSE	1092
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1081
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1051
		8/10/2010	Active		FALSE	1044
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1026
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1026
		8/10/2010	Active		FALSE	1025
		8/10/2010	Active		FALSE	1023
		8/10/2010	Active	-1	FALSE	1022
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1010
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1008
		12/1/2010	Inactivity - Attorney inactivity		FALSE	1004
		12/1/2010	Inactivity - Attorney inactivity		FALSE	998
		8/10/2010	Active		FALSE	997
12/14/2010	Dismissed	8/10/2010	Active		TRUE	12/14/2010 NA
		12/1/2010	Inactivity - Attorney inactivity		FALSE	987
		8/10/2010	Active		FALSE	987
		12/10/2010	Inactivity - Attorney inactivity		FALSE	982
3/5/2010	Dismissed	8/10/2010	Active		TRUE	3/5/2010 NA
	Count II (Foreclosure) void	12/1/2010	Inactivity - Attorney inactivity		FALSE	981
		12/1/2010	Inactivity - Attorney inactivity		FALSE	955
11/4/2010	Dismissed	8/10/2010	Active		TRUE	11/4/2010 NA
		12/1/2010	Inactivity - Attorney inactivity		FALSE	940
		12/1/2010	Inactivity - Attorney inactivity		FALSE	927
11/29/2010	Dismissed	8/10/2010	Active		TRUE	11/29/2010 NA
		12/1/2010	Inactivity - Attorney inactivity		FALSE	924
		8/10/2010	Active		FALSE	920
		12/1/2010	Inactivity - Attorney inactivity		FALSE	906
		8/10/2010	Active		FALSE	905
		12/1/2010	Inactivity - Attorney inactivity		FALSE	905
		12/10/2010	Inactivity - Attorney inactivity		FALSE	904
11/12/2010	Dismissed	8/10/2010	Active		TRUE	11/12/2010 NA
		12/1/2010	Inactivity - Attorney inactivity		FALSE	900
		8/10/2010	Active		FALSE	900
		8/10/2010	Active	-1	FALSE	899
		12/1/2010	Inactivity - Attorney inactivity		FALSE	898
10/27/2010	Dismissed	8/10/2010	Active		TRUE	10/27/2010 NA
		12/1/2010	Inactivity - Attorney inactivity		FALSE	899
9/23/2010	Summary/Final Judgement	8/10/2010	Active		TRUE	9/23/2010 NA
		12/10/2010	Inactivity - Attorney inactivity		FALSE	875
		12/1/2010	Inactivity - Attorney inactivity		FALSE	864
11/2/2010	Dismissed	8/10/2010	Active		TRUE	11/2/2010 NA
		12/1/2010	Inactivity - Attorney inactivity		FALSE	863
8/30/2010	Dismissed	8/10/2010	Active		TRUE	8/30/2010 NA
		12/1/2010	Inactivity - Attorney inactivity		FALSE	855
		8/10/2010	Active		FALSE	841
		8/10/2010	Active		FALSE	822
		8/10/2010	Active		FALSE	821
		12/1/2010	Inactivity - Attorney inactivity		FALSE	820
		12/10/2010	Inactivity - Attorney inactivity		FALSE	820
		12/1/2010	Inactivity - Attorney inactivity		FALSE	814
		12/10/2010	Inactivity - Attorney inactivity		FALSE	807
12/3/2010	Dismissed	8/10/2010	Active		TRUE	12/3/2010 NA
		8/10/2010	Active		FALSE	795
		8/10/2010	Active		FALSE	795
		12/1/2010	Inactivity - Attorney inactivity		FALSE	793
9/3/2010	Dismissed	9/17/2010	Active		TRUE	9/3/2010 NA
		9/17/2010	Active		FALSE	777

	12/1/2010 Inactivity - Attorney inactivity	FALSE	539
	9/17/2010 Active	FALSE	539
	12/1/2010 Inactivity - Attorney inactivity	FALSE	534
	9/17/2010 Active	FALSE	527
	9/17/2010 Active	FALSE	527
10/25/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	NA
12/17/2010 Dismissed	9/17/2010 Active	TRUE	12/17/2010 NA
9/16/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	9/16/2010 NA
	12/1/2010 Inactivity - Attorney inactivity	FALSE	519
	9/17/2010 Active	FALSE	518
	12/1/2010 Inactivity - Attorney inactivity	FALSE	518
	9/17/2010 Active	FALSE	513
	12/1/2010 Inactivity - Attorney inactivity	FALSE	512
7/21/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	7/21/2010 NA
12/5/2010 Dismissed	9/17/2010 Active	TRUE	12/5/2010 NA
	9/17/2010 Active	FALSE	512
	9/17/2010 Active	FALSE	511
7/26/2010 Dismissed	9/17/2010 Active	TRUE	7/26/2010 NA
	12/1/2010 Inactivity - Attorney inactivity	FALSE	511
	12/1/2010 Inactivity - Attorney inactivity	FALSE	511
	12/1/2010 Inactivity - Attorney inactivity	FALSE	508
	12/1/2010 Inactivity - Attorney inactivity	FALSE	508
8/30/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	8/30/2010 NA
	12/1/2010 Inactivity - Attorney inactivity	FALSE	507
	12/1/2010 Inactivity - Attorney inactivity	FALSE	506
9/29/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	9/29/2010 NA
8/13/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	8/13/2010 NA
7/21/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	7/21/2010 NA
11/22/2010 Dismissed	9/17/2010 Active	TRUE	11/22/2010 NA
	9/17/2010 Active	FALSE	497
	12/17/2010 Inactivity - Attorney inactivity	FALSE	487
	12/1/2010 Inactivity - Attorney inactivity	FALSE	487
	12/1/2010 Inactivity - Attorney inactivity	FALSE	487
	12/17/2010 Inactivity - Attorney inactivity	FALSE	487
7/28/2010 Dismissed	9/17/2010 Active	TRUE	7/28/2010 NA
	9/17/2010 Active	TRUE	480
12/14/2010 Dismissed	9/17/2010 Active	TRUE	12/14/2010 NA
	12/1/2010 Inactivity - Attorney inactivity	FALSE	476
	9/17/2010 Active	FALSE	476
	12/1/2010 Inactivity - Attorney inactivity	FALSE	472
	9/17/2010 Active	FALSE	471
	12/1/2010 Inactivity - Attorney inactivity	FALSE	470
	12/1/2010 Inactivity - Attorney inactivity	FALSE	466
8/30/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	8/30/2010 NA
	12/1/2010 Inactivity - Attorney inactivity	FALSE	463
	12/1/2010 Inactivity - Attorney inactivity	FALSE	462
	12/17/2010 Inactivity - Attorney inactivity	FALSE	456
9/23/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	9/23/2010 NA
	9/17/2010 Active	TRUE	451
	12/1/2010 Inactivity - Attorney inactivity	FALSE	449
7/29/2010 Dismissed	9/17/2010 Active	TRUE	7/29/2010 NA
12/13/2010 Dismissed	9/17/2010 Active	TRUE	12/13/2010 NA
11/15/2010 Dismissed	9/17/2010 Active	TRUE	11/15/2010 NA
	9/17/2010 Active	TRUE	443
	12/1/2010 Inactivity - Attorney inactivity	FALSE	442
8/12/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	8/12/2010 NA
	12/1/2010 Inactivity - Attorney inactivity	FALSE	441
	9/17/2010 Active	TRUE	441
9/23/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	9/23/2010 NA
	12/1/2010 Inactivity - Attorney inactivity	FALSE	437
	9/17/2010 Active	FALSE	437
	12/1/2010 Inactivity - Attorney inactivity	FALSE	435
11/10/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	11/10/2010 NA
	9/17/2010 Active	TRUE	434
12/15/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	12/15/2010 NA
	9/17/2010 Active	FALSE	434
11/18/2010 Dismissed	9/17/2010 Active	TRUE	11/18/2010 NA
11/4/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	11/4/2010 NA
	9/17/2010 Active	TRUE	429
	9/17/2010 Active	TRUE	429
	9/17/2010 Active	TRUE	424
10/25/2010 Dismissed	9/17/2010 Active	TRUE	10/25/2010 NA
	9/17/2010 Active	TRUE	423
	9/17/2010 Active	TRUE	423
9/23/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	9/23/2010 NA
8/3/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	8/3/2010 NA
8/3/2010 Dismissed	9/17/2010 Active	TRUE	8/3/2010 NA
11/30/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	11/30/2010 NA
	12/1/2010 Inactivity - Attorney inactivity	FALSE	409
	9/17/2010 Active	FALSE	408
	12/1/2010 Inactivity - Attorney inactivity	FALSE	408
	12/1/2010 Inactivity - Attorney inactivity	FALSE	407
12/14/2010 Dismissed	9/17/2010 Active	TRUE	12/14/2010 NA
	12/1/2010 Inactivity - Attorney inactivity	FALSE	403
9/27/2010 Dismissed	9/17/2010 Active	TRUE	9/27/2010 NA
	12/1/2010 Inactivity - Attorney inactivity	FALSE	401
	12/1/2010 Inactivity - Attorney inactivity	FALSE	401
	9/17/2010 Active	FALSE	401
	9/17/2010 Active	FALSE	400
	9/17/2010 Active	FALSE	400
	9/17/2010 Active	FALSE	399
	9/17/2010 Active	FALSE	396
	12/1/2010 Inactivity - Attorney inactivity	FALSE	396
8/13/2010 Summary/Final Judgement	9/17/2010 Active	TRUE	8/13/2010 NA
8/2/2010 Dismissed	9/17/2010 Active	TRUE	8/2/2010 NA

9282010 Summary/Final Judgment	9172010 Active	TRUE	9282010	NA
932010 Dismissed	9172010 Active	TRUE	932010	NA
8262010 Dismissed	9172010 Active	TRUE	8262010	389
9112010 Dismissed	9172010 Active	TRUE	9112010	NA
	9172010 Active	TRUE	9172010	387
12142010 Dismissed	12142010 Inactivity - Attorney Inactivity	FALSE	12142010	387
	9172010 Active	TRUE	NA	NA
8261998 Summary/Final Judgment	9172010 Active	FALSE	8261998	387
9192010 Summary/Final Judgment	1212010 Inactivity - Attorney Inactivity	FALSE	9192010	376
8262010 Summary/Final Judgment	9172010 Active	FALSE	8262010	382
6292003 Summary/Final Judgment	9172010 Active	FALSE	6292003	531
7932007 Dismissed	9172010 Active	FALSE	7932007	815
452007 Summary/Final Judgment	9172010 Active	FALSE	452007	486
11772008 Summary/Final Judgment	9172010 Active	FALSE	11772008	383
9222009 Summary/Final Judgment	9172010 Active	FALSE	9222009	457
6232009 Summary/Final Judgment	9172010 Active	FALSE	6232009	328
1162010 Summary/Final Judgment	9172010 Active	FALSE	1162010	269
352010 Summary/Final Judgment	9172010 Active	TRUE	352010	539
2162010 Dismissed	9172010 Active	TRUE	2162010	NA
5262009 Summary/Final Judgment	9172010 Active	FALSE	5262009	NA
9292009 Summary/Final Judgment	9172010 Active	FALSE	9292009	505
9292009 Summary/Final Judgment	9172010 Active	FALSE	9292009	505
9292009 Summary/Final Judgment	9172010 Active	FALSE	9292009	505
9212008 Summary/Final Judgment	9172010 Active	FALSE	9212008	248
3252010 Summary/Final Judgment	9172010 Active	FALSE	3252010	431
1192009 Summary/Final Judgment	9172010 Active	FALSE	1192009	211
1282009 Summary/Final Judgment	9172010 Active	FALSE	1282009	311
3262010 Summary/Final Judgment	9172010 Active	FALSE	3262010	347
242010 Summary/Final Judgment	9172010 Active	FALSE	242010	207
8262010 Summary/Final Judgment	9172010 Active	TRUE	8262010	NA
8262010 Summary/Final Judgment	9172010 Active	TRUE	8262010	NA
8262010 Summary/Final Judgment	9172010 Active	TRUE	8262010	380
117152010 Dismissed	12172010 Inactivity - Attorney Inactivity	FALSE	117152010	NA
9172010 Summary/Final Judgment	9172010 Active	TRUE	9172010	NA
	1212010 Inactivity - Attorney Inactivity	FALSE	9172010	372
	9172010 Active	FALSE	9172010	374
8262010 Summary/Final Judgment	9172010 Active	TRUE	8262010	NA
	9172010 Active	TRUE	9172010	372
9172010 Summary/Final Judgment	9172010 Active	TRUE	9172010	372
9172010 Summary/Final Judgment	9172010 Active	TRUE	9172010	NA
117162010 Dismissed	1212010 Inactivity - Attorney Inactivity	FALSE	117162010	NA
	9172010 Active	FALSE	9172010	371
8262010 Summary/Final Judgment	9172010 Active	TRUE	8262010	367
9172010 Summary/Final Judgment	9172010 Active	FALSE	9172010	367
9172010 Summary/Final Judgment	9172010 Active	TRUE	9172010	NA
12142010 Dismissed	9292010 Stayed - Bankruptcy	FALSE	12142010	NA
8262010 Summary/Final Judgment	9172010 Active	FALSE	8262010	366
72172010 Summary/Final Judgment	1212010 Inactivity - Attorney Inactivity	FALSE	72172010	366
	9172010 Active	TRUE	9172010	364
8262010 Dismissed	1212010 Inactivity - Attorney Inactivity	FALSE	8262010	364
9302010 Summary/Final Judgment	9172010 Active	TRUE	9302010	364
	1212010 Inactivity - Attorney Inactivity	FALSE	9302010	364
8262010 Summary/Final Judgment	1212010 Inactivity - Attorney Inactivity	FALSE	8262010	361
	9172010 Active	FALSE	9172010	361
	1212010 Inactivity - Attorney Inactivity	FALSE	9172010	360
	9172010 Active	FALSE	9172010	360
	12172010 Inactivity - Attorney Inactivity	FALSE	9172010	359
	9172010 Active	FALSE	9172010	359
10182010 Dismissed	1212010 Inactivity - Attorney Inactivity	FALSE	10182010	358
	9172010 Active	TRUE	9172010	354
8262010 Summary/Final Judgment	12172010 Inactivity - Attorney Inactivity	FALSE	8262010	333
9292010 Dismissed	9172010 Active	TRUE	9292010	NA
	12172010 Inactivity - Attorney Inactivity	FALSE	9292010	352
	9172010 Active	FALSE	9292010	350
	9172010 Active	FALSE	9292010	347
	9172010 Active	FALSE	9292010	347
10252010 Summary/Final Judgment	12172010 Inactivity - Attorney Inactivity	FALSE	10252010	NA
	9172010 Active	TRUE	9172010	346
	12172010 Inactivity - Attorney Inactivity	FALSE	9172010	345
	9172010 Active	FALSE	9172010	345
	12172010 Inactivity - Attorney Inactivity	FALSE	9172010	345
	9172010 Active	FALSE	9172010	344
	1212010 Inactivity - Attorney Inactivity	FALSE	9172010	344
	9172010 Active	TRUE	9172010	344
117162010 Dismissed	9172010 Active	FALSE	117162010	NA
9232010 Summary/Final Judgment	12172010 Inactivity - Attorney Inactivity	FALSE	9232010	NA
	9172010 Active	FALSE	9172010	340
	9172010 Active	TRUE	9172010	340
117162010 Dismissed	9172010 Active	TRUE	117162010	NA

Jenn C. Lussier

From: Kevin Lunsford <klunsford@suwanneemediation.org>
Sent: Thursday, January 06, 2011 12:46 PM
To: David W. Fina; Sondra M. Lanier
Cc: Leandra G. Johnson
Subject: RMFM Program 120 report
Attachments: RMFM120DayReport_Dec2010.pdf

December 2010 RMFM Program 120 Day Status Report attached.

Kevin C. Lunsford
Suwannee Valley Foreclosure Mediation, Inc.
P.O. Box 6126
Live Oak, FL 32064
(386) 269-4992
www.SuwanneeMediation.org

RMFM Program 120 Day Status Report (Key Determinants Identified by Supreme Court)	3/2010 Run 7/31/2010	4/2010 Run 8/31/2010	5/2010 Run 9/30/2010	6/2010 Run 10/31/2010	7/2010 Run 11/30/2010	8/2010 Run 12/31/2010	6 Mo. Total
A. Listing of Totals							
1. Total Form A Referrals Received for the Month-Case Eligible	0	4	43	38	51	46	182
2. Total Borrowers Contacted Total Form A Referrals in which the Program spoke on phone or in person to Borrower about program.	0	4	22	22	20	17	85
3. Total Mediations Scheduled	0	2	7	15	7	10	41
4. Total Mediations Conducted	0	2	7	15	7	10	41
5. Total Form A Referrals Closed With Failure to Appear: Borrower Only	0	0	0	0	0	0	0
6. Total Form A Referrals Closed With Failure to Appear: Lender Only	0	0	0	0	0	0	0
7. Total Form A Referrals Closed With Failure to Appear: Both Borrower and Lender	0	0	0	0	0	0	0
8. Total Form A Referrals Closed With Written Agreement Total Form A Referrals With Partial Written Agreement or Full Written Agreement After Mediation	0	0	4	5	2	3	14
9. Total Form A Referrals Closed Without Agreement	0	2	2	9	5	6	24
10. Total Form A Referrals Pending After 120 Days	0	0	1	1	0	1	3
B. Results by Percentage							
1. Borrower Contacted Percentage Total Borrower Contacted divided by Total Form A Referrals Received for the Month-Case Eligible	% 0.0	% 100.0	% 51.2	% 57.9	% 39.2	% 37.0	% 46.7
2. Mediations: Lender Failure to Appear Percentage Total Form A Referrals Failure to Appear: Lender Only divided by Total Mediations Scheduled	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0
3. Mediations: Borrower Failure to Appear Percentage Total Form A Referrals Failure to Appear: Borrower Only divided by Total Mediations Scheduled	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0
4. Mediations: Both Borrower and Lender Failure to Appear Percentage Total Form A Referrals Failure to Appear: Both Borrower and Lender divided by Total Mediations Scheduled	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0
5. Mediations With Agreement Percentage Total Form A Referrals With Written Agreements divided by Total Mediations Conducted	% 0.0	% 0.0	% 57.1	% 33.3	% 28.6	% 30.0	% 34.1
6. Mediations Without Agreement Percentage Total Form A Referrals Without Agreement divided by Total Mediations Conducted	% 0.0	% 100.0	% 28.6	% 60.0	% 71.4	% 60.0	% 58.5

RMFM Program 120 Day Status Report
Key Determinates Identified by Supreme Court, August 2010

Submitted by: Suwannee Valley Foreclosure Mediation, Inc.
Report created on: 01/06/11

FCM V1.17

Jenn C. Lussier

From: Ronna M. Cobble
Sent: Wednesday, January 05, 2011 1:28 PM
To: Diane B. Hiers; Leandra G. Johnson
Subject: foreclosure cases

In my CCIS search this morning, I found the following that may be of interest. (You may already be aware- just wanted to mention the cases specifically.)

10-38 * I have a note there is a hearing on 1-27-11 but I don't see it docketed. Can you confirm?

10-110* In the case management conference on Nov.15, the PA stated that he would not object to the administrative closing of this case. What, then, is the status of the case?

10-176 * On 11-23-10 , counsel was given 10 days to file. Nothing else filed.

10-230 * Stern's office sent letter to Judge stating that the defendant's were in the process of working out a deed in lieu. Expected it to take 30 days from the date of his letter, 8-31-2010.

10-368 * There is a signed mediation agreement. I am not sure what might be needed, then, to get the case closed.

Ronna Cobble
Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-2661

Jenn C. Lussier

From: Ronna M. Cobble
Sent: Wednesday, January 05, 2011 12:21 PM
To: Diane B. Hiers; Leandra G. Johnson
Subject: RE: foreclosure status reports

I submit, electronically, the "Foreclosure and Economic Recovery Initiative Case Track System" each month, per county. It is due by the 10th. I have not completed the report for Dec. yet because OSCA has asked us to add a reporting of "attorney inactivity". We, of course, have MANY cases that fall in to that category. The report is all I worked on yesterday and I still have 3 counties to do. (I have to look up each case, from the circuit, in CCIS for the most recent activity before I can proceed with the data.) Slow process....I will send a copy as soon as possible.

Also, upon reviewing again the cases unresolved since the Nov. 15 case management, I find the following:

10-251 mediation was to be scheduled within 10 days of order dated 11/18
10-260 Def. attny. was to schedule a hearing on his motion to dismiss- no hrg. has been scheduled
09-557 ordered to schedule mediation within 10 days of order dated 11/18
09-830 no letter of dismissal sent by 5:00 , Nov. 15, as ordered
10-113 no letter of dismissal sent by 5:00, Nov. 15, as ordered
10-68 was to file status report within 30 days of Nov. 15- has not to date
09-851 no motion to withdraw filed within the ordered 20 days
10-391 no motion to withdraw filed within the ordered 20 days
09-209 did not schedule conciliation conference within 30 days as ordered
10-89 mediation not scheduled
10-134 scheduled hearing in Dec.- did not appear- defendant filed motion for clerical default dated 12-17-2010
09-657 was to schedule a hearing for MSJ with Diane on day of conference (11/15). Filed MSJ but not hearing date.

Do we want to schedule case 09-86 for a status conference. There was a substitution of party plaintiff. Defense attorney withdrew. No other action has occurred since 11/15/2010.

Are you interested in scheduling another "set" of cases for status conference?

I know you share the same feelings, but I can truly say that now that the "foreclosure ball" is rolling, it is "snowballing". With both of us, we still stay swamped. Seven counties is a little tough to track and notice all at once. Never a dull moment. I never have to worry about "down-time." ☺ Thankful for a job I enjoy.

I will await your reply.

Ronna Cobble
Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-2661

From: Diane B. Hiers
Sent: Wednesday, January 05, 2011 10:39 AM
To: Ronna M. Cobble; Mandy M. Musgrove
Cc: Leandra G. Johnson
Subject: foreclosure status reports

Good morning –

Judge Johnson would like to receive a copy of any foreclosure "status" reports that you are required to file (i.e. monthly, quarterly, etc). I remember Ronna saying something about having a deadline to get the foreclosure report in but I don't know the "title" of the report or how often it is filed.

Thank you.

*Diane B. Hiers, Judicial Assistant to
Judge Leandra G. Johnson
P. O. Box 2123
Lake City, FL 32056
Phone:386-719-2012 Fax:386-719-7500*

Jenn C. Lussier

From: Diane B. Hiers
Sent: Wednesday, January 05, 2011 10:39 AM
To: Ronna M. Cobble; Mandy M. Musgrove
Cc: Leandra G. Johnson
Subject: foreclosure status reports

Good morning –

Judge Johnson would like to receive a copy of any foreclosure "status" reports that you are required to file (i.e. monthly, quarterly, etc). I remember Ronna saying something about having a deadline to get the foreclosure report in but I don't know the "title" of the report or how often it is filed.

Thank you.

*Diane B. Hiers, Judicial Assistant to
Judge Leandra G. Johnson
P. O. Box 2123
Lake City, FL 32056
Phone: 386-719-2012 Fax: 386-719-7500*

Jenn C. Lussier

From: Leandra G. Johnson
Sent: Thursday, December 30, 2010 2:11 PM
To: David W. Fina
Subject: order to show cause

When you get a chance next week, please give me a call so we may discuss an issue regarding orders to show cause in foreclosure mediation cases.

Thanks!

LGJ

Jenn C. Lussier

From: Leandra G. Johnson
Sent: Wednesday, December 29, 2010 11:39 AM
To: Ronna M. Cobble
Cc: Diane B. Hiers
Subject: RE: Lack of Prosecution Notices
Attachments: Order of Dismissal (lack of prosecution rev. 12-29-10).doc

Ronna,

Since I was working on this issue, I went ahead and revised the Order of Dismissal I would like to use. See attached. Let me know if you have any questions.

Leandra Johnson
Circuit Judge

From: Ronna M. Cobble
Sent: Friday, December 10, 2010 2:09 PM
To: Leandra G. Johnson
Subject: Lack of Prosecution Notices

I am attaching the Lack of Prosecution Notice that is used in Suwannee County for your consideration. If you find that, instead, you like the notice the Columbia Clerk's Office has used in the past, I will use that if someone will email a copy to me. We will begin the research on them soon. However, in all likelihood, it will be the first of the new year before we finish / mail them. Once we get a little further on our way with them, I will request a hearing date for those cases.

Hope all is well with you. I missed seeing you at the Christmas luncheon today.

Ronna Cobble
Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-2661

IN THE CIRCUIT COURT, THIRD JUDICIAL CIRCUIT
IN AND FOR _____ COUNTY, FLORIDA

Plaintiff,

--vs--

CASE NO. _____ CA

Defendant(s),
_____ /

ORDER OF DISMISSAL

THIS CAUSE came before the Court for review on _____. The Court, having reviewed the file and being otherwise fully advised in the premises, makes the following findings:

1. Notice prescribed by Rule 1.420(e), Florida Rules of Civil Procedure, was served on the parties by U.S. mail at their last known address on _____;
2. there was no record activity during the 10 months immediately preceding service of said notice;
3. there was no record activity during the 60 days immediately following service of said notice;
4. no stay has been issued or approved by the court; and
5. no party has shown good cause why this action should remain pending.

Accordingly, it is hereby

ORDERED AND ADJUDGED that this cause is dismissed for lack of prosecution pursuant to Rule 1.420(e), Florida Rules of Civil Procedure.

DONE AND ORDERED in Chambers at the _____ County Courthouse,
_____, Florida, this ___ day of _____, 20__.

Circuit Court Judge

cc:

Jenn C. Lussier

From: Ronna M. Cobble
Sent: Wednesday, December 29, 2010 10:58 AM
To: Leandra G. Johnson
Subject: RE: Lack of Prosecution Notices

Yes. That is the date I have in my calendar as well. I got anxious with the 11 for the time and emailed it as the date. I will make the changes in wording immediately. You will have them in your office by January 4.

Ronna Cobble

Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-2661

From: Leandra G. Johnson
Sent: Wednesday, December 29, 2010 10:51 AM
To: Ronna M. Cobble
Cc: Diane B. Hiers
Subject: RE: Lack of Prosecution Notices

Jake is truly a blessing from God!

According to Diane, the date she gave you is **Tuesday, March 15 at 11:00 a.m.** To comply with the 60-day period, the notices have to be in the mail, **no later than Monday, January 10, 2011**. Therefore, I need to review them before that time and deliver them to the Clerk no later than Friday, January 7th. If you get them to me on the 7th, I will review them on that date and take them to the Clerk. Please let me know if this is going to present any problems for you.

One thing that I do want changed on the notice is the wording of the "NOTE", which I think is grammatically incorrect and a little confusing. I would like to have it changed to the following:

NOTE: If you file a written response requesting the case not be dismissed, you must appear at the hearing scheduled above to argue the grounds of your response; otherwise, the case will be dismissed. If timely and sufficient record activity is filed in the case after service of this notice, the parties are excused from attending the hearing.

Please don't hesitate to contact me if you have any questions. I am going to be in my office all day today.

Thanks!

Leandra Johnson
Circuit Judge

From: Ronna M. Cobble
Sent: Wednesday, December 29, 2010 10:25 AM
To: Leandra G. Johnson
Subject: RE: Lack of Prosecution Notices

Congratulations on your new grandson! What a fantastic Christmas gift- one that will keep on giving!!

Per your approval and for the sake of consistency, we will use the Suwannee notice for Lack of Prosecution. My records show that Diane gave me a date of March 11 at 11 a.m. for those hearings. Mandy will help me get these prepared and we will have them ready for your review early in the first week of January.

Thank you.

Ronna Cobble

Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-2661

From: Leandra G. Johnson
Sent: Tuesday, December 28, 2010 7:08 PM
To: Ronna M. Cobble
Cc: Diane B. Hiers
Subject: RE: Lack of Prosecution Notices

So that you have some consistency in what you are doing, I will use the form you sent me that is used in Suwannee County. I really would like for my cases to be reviewed and notices sent during the first two weeks of January. Please contact Diane so she can give you a date in which to set the hearing on all the cases so it can be included in the notices. If you have any questions, please don't hesitate to call me or contact me by e-mail.

I missed seeing you at the Christmas luncheon as well. Although I hated not seeing everyone and enjoying the festivities, I was in Tampa with my new grandson and helping out my son and daughter in law – I was in heaven! I'll have to show you pictures next time you are in Lake City.

Leandra Johnson
Circuit Judge

From: Ronna M. Cobble
Sent: Friday, December 10, 2010 2:09 PM
To: Leandra G. Johnson
Subject: Lack of Prosecution Notices

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Ronna Cobble
Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-2661

Jenn C. Lussier

From: Sondra M. Lanier
Sent: Friday, December 10, 2010 2:37 PM
To: Candice T. Herring; Darren K. Jackson; David W. Fina; Debbie J. Saunders; Debra P. Sadler; Diane B. Hiers; Donna D. Moore; Donna K. Jones; E. Vernon Douglas; Frederick L. Koberlein; Greg Parker; H. Wetzel Blair; Heather J. Norris; James R. Bean; Jean Pittman; Joyce Cameron; Julian E. Collins; Leandra G. Johnson; Linda H. Morgan; Marcie A. Kemp; Melanie A. Vaughn; Millicent A. Schneider; Pam K. Ring; Paul S. Bryan; Sonny Scaff; Sybil C. Powell; Tom Coleman; William R. Slaughter
Cc: Jenn D. Lussier; John Lake
Subject: Public Records Request

Good afternoon. There was one matter that we forgot to mention at this morning's meeting. We are preparing a response to the ACLU's public records request regarding foreclosures, and we have to retrieve e-mails that were sent or received on the subject. The server on which this information was stored experienced a failure, so we need to get the information from each of our computers. There are 2 ways to accomplish this, so please let me know which you prefer:

Option 1: You can do a search of your e-mails using the search term "foreclosure", and then forward each of those e-mails to Lussier.jen@jud3.flcourts.org so that Jenn can print and compile them.

Option 2: You can let me know that you prefer to have John log in to your account remotely and conduct the search for you. If this is your choice, we will print the e-mails and handle it all without anything being required of you (except your permission).

We need to complete this task by the end of next week, so please let me know your preference.

Thanks,
Sondra

Jenn C. Lussier

From: Ronna M. Cobble
Sent: Friday, December 10, 2010 2:09 PM
To: Leandra G. Johnson
Subject: Lack of Prosecution Notices
Attachments: su06-076.doc

I am attaching the Lack of Prosecution Notice that is used in Suwannee County for your consideration. If you find that, instead, you like the notice the Columbia Clerk's Office has used in the past, I will use that if someone will email a copy to me. We will begin the research on them soon. However, in all likelihood, it will be the first of the new year before we finish / mail them. Once we get a little further on our way with them, I will request a hearing date for those cases.

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Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-2661

THE CIRCUIT COURT, THIRD JUDICIAL CIRCUIT
IN AND FOR SUWANNEE COUNTY, FLORIDA

William P. Craig, Sr.,
Plaintiff,

--VS--

CASE NO. 06-076 CA

Gloria Burchett, et. al.,
Defendant(s),

NOTICE OF LACK OF PROSECUTION

PLEASE TAKE NOTICE that it appears on the face of the record that no activity by filing of pleadings, order of court, or otherwise has occurred for a period of 10 months immediately preceding service of this notice, and no stay has been issued or approved by the court. Pursuant to Rule 1.420(e), if no such record activity occurs within 60 days following the service of this notice, and if no stay is issued or approved during such 60-day period, this action may be dismissed by the court on its own motion or on the motion of any interested person, whether a party to the action or not, after reasonable notice to the parties unless a party shows good cause in writing at least 5 days before the hearing on the motion why the action should remain pending.

HEARING DATE: February 9, 2011
TIME: 3:30 P.M.
JUDGE: DAVID W. FINA
LOCATION: SUWANNEE COUNTY COURTHOUSE
200 SOUTH OHIO AVENUE
CIRCUIT COURT HEARING ROOM
LIVE OAK, FLORIDA 32064

NOTE: If you have filed a written response requesting the case **NOT TO BE DISMISSED**, unless **EXCUSED BY THE JUDGE**, the parties **MUST APPEAR** at the hearing to argue their response to the notice; otherwise the case **WILL BE DISMISSED**.

I HEREBY CERTIFY that a copy of this notice was mailed to the parties and to the addresses as listed on the attached mailing list this _____ day of _____, 2010.

BARRY BAKER
CLERK OF THE CIRCUIT COURT

By: _____
DEPUTY CLERK

Introduction of firearms and other weapons in the Courthouse is prohibited. Appropriate dress is required for court. Shorts, collarless shirts and "flip-flops" are not appropriate dress.

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Carrina Cooper, Court Administration, at 173 NE Hernando Avenue, Room 408, Lake City, Florida 32055, 386-758-2163 at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.

Cc:

John Weed, P.A.
605 S. Jefferson Street
Perry, FL 32347

Davis, Schnitker, Reeves & Browning, P.A.
E. Bailey Browning III, Esq.
P.O. Drawer 652
Madison, FL 32341

Gloria Townsend
508 Wade Bare Road
Jefferson, NC 28640

Gloria Townsend
145 NE Fulton Road
Mayo, FL 32066

IN THE CIRCUIT COURT, THIRD JUDICIAL CIRCUIT
IN AND FOR SUWANNEE COUNTY, FLORIDA

William P. Craig, Sr.,
Plaintiff,

--VS--

CASE NO. 06-076 CA

Gloria Burchett, et. al.,
Defendant(s),

ORDER OF DISMISSAL

THE FOLLOWING cause came before the Court on February 9, 2011.
Pursuant to the court's motion for lack of prosecution served on December 9, 2010.

The court finds that:

- (1) notice prescribed by rule 1.420(e) was served on December 9, 2010.;
- (2) there was no record activity during the 10 months immediately preceding service of the foregoing notice;
- (3) there was no record activity during the 60 days immediately following service of the foregoing notice;
- (4) no stay has been issued or approved by the court; and
- (5) no party has shown good cause why this action should remain pending.

Accordingly,

IT IS ORDERED that the case be and is hereby dismissed for lack of prosecution.

DONE AND ORDERED in Chambers at the Suwannee County Courthouse, Live Oak, Florida, this ___ day of _____, 2010.

DAVID W. FINA
Circuit Court Judge

Cc:

John Weed, P.A.
605 S. Jefferson Street
Perry, FL 32347

Davis, Schnitker, Reeves & Browning, P.A.
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508 Wade Bare Road
Jefferson, NC 28640

Gloria Townsend
145 NE Fulton Road
Mayo, FL 32066

Jenn C. Lussier

From: Ronna M. Cobble
Sent: Wednesday, December 08, 2010 10:50 AM
To: Greg S. Parker; Julian E. Collins; Leandra G. Johnson; Paul S. Bryan
Subject: Lack of Prosecution Notices

Mandy and I will begin working on Lack of Prosecution Notices for all counties very soon. I am learning that counties handle these a little differently. Please send me an email copy of the notice that you would like sent. It would be helpful if you send all documents associated with the multiple steps involved with Lack of Prosecution (including orders of dismissal) as we try to do all the forms at once while we have the addresses and information available in order to save time later on. We save the documents and then if the dismissal or other notices are needed they will already be completed. (These will, of course, be going out on those cases that have had no action for more than 10 months.)

If you find this message confusing, my apologies. Feel free to call me at 362-2661

Ronna Cobble
Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-2661

Jenn C. Lussier

From: Kevin Lunsford <klunsford@suwanneemediation.org>
Sent: Thursday, December 02, 2010 11:11 AM
To: David W. Fina; Sondra M. Lanier
Cc: Leandra G. Johnson
Subject: November 30 2010 RMFM Program 120 Day Report
Attachments: RMFM120DayReport_Nov2010.pdf

November 2010 RMFM Program 120 Day Status Report attached.

Kevin C. Lunsford
Suwannee Valley Foreclosure Mediation, Inc.
P.O. Box 6126
Live Oak, FL 32064
(386) 269-4992
www.SuwanneeMediation.org

RMFM Program 120 Day Status Report (Key Determinants Identified by Supreme Court)	2/2010 Run 6/30/2010	3/2010 Run 7/31/2010	4/2010 Run 8/31/2010	5/2010 Run 9/30/2010	6/2010 Run 10/31/2010	7/2010 Run 11/30/2010	6 Mo. Total
A. Listing of Totals							
1. Total Form A Referrals Received for the Month-Case Eligible	0	0	4	43	38	51	136
2. Total Borrowers Contacted Total Form A Referrals in which the Program spoke on phone or in person to Borrower about program.	0	0	4	22	22	20	68
3. Total Mediations Scheduled	0	0	2	7	15	7	31
4. Total Mediations Conducted	0	0	2	7	15	7	31
5. Total Form A Referrals Closed With Failure to Appear: Borrower Only	0	0	0	0	0	0	0
6. Total Form A Referrals Closed With Failure to Appear: Lender Only	0	0	0	0	0	0	0
7. Total Form A Referrals Closed With Failure to Appear: Both Borrower and Lender	0	0	0	0	0	0	0
8. Total Form A Referrals Closed With Written Agreement Total Form A Referrals With Partial Written Agreement or Full Written Agreement After Mediation	0	0	0	4	5	2	11
9. Total Form A Referrals Closed Without Agreement	0	0	2	2	9	5	18
10. Total Form A Referrals Pending After 120 Days	0	0	0	1	1	0	2
B. Results by Percentage							
1. Borrower Contacted Percentage Total Borrower Contacted divided by Total Form A Referrals Received for the Month-Case Eligible	% 0.0	% 0.0	% 100.0	% 51.2	% 57.9	% 39.2	% 50.0
2. Mediations: Lender Failure to Appear Percentage Total Form A Referrals Failure to Appear: Lender Only divided by Total Mediations Scheduled	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0
3. Mediations: Borrower Failure to Appear Percentage Total Form A Referrals Failure to Appear: Borrower Only divided by Total Mediations Scheduled	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0
4. Mediations: Both Borrower and Lender Failure to Appear Percentage Total Form A Referrals Failure to Appear: Both Borrower and Lender divided by Total Mediations Scheduled	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0	% 0.0
5. Mediations With Agreement Percentage Total Form A Referrals With Written Agreements divided by Total Mediations Conducted	% 0.0	% 0.0	% 0.0	% 57.1	% 33.3	% 28.6	% 35.5
6. Mediations Without Agreement Percentage Total Form A Referrals Without Agreement divided by Total Mediations Conducted	% 0.0	% 0.0	% 100.0	% 28.6	% 60.0	% 71.4	% 58.1

RMFM Program 120 Day Status Report
Key Determinates Identified by Supreme Court, August 2010

Submitted by: Suwannee Valley Foreclosure Mediation, Inc.
Report created on: 12/02/10

3rd Cir 00

FCM V1.16

Jenn C. Lussier

From: Leandra G. Johnson
Sent: Wednesday, December 01, 2010 4:41 PM
To: Sondra M. Lanier
Subject: RE: Ronna

Thank you for letting me know. I hope she is O.K. She is doing a great job.

LGJ

From: Sondra M. Lanier
Sent: Wednesday, December 01, 2010 2:56 PM
To: Leandra G. Johnson
Subject: Ronna

Judge Johnson,

Ronna is having some health problems and has been out for most of the week so far. We are not sure when she will be able to return. We are checking her e-mails and trying to keep things moving along on the foreclosures, but I wanted to give you a heads up in case responses are a little slower than usual for a few days.

Sondra

Jenn C. Lussier

From: Leandra G. Johnson
Sent: Tuesday, November 30, 2010 3:43 PM
To: Ronna M. Cobble
Cc: Diane B. Hiers
Subject: RE: Stern's cases from Nov. 15 hearing

Ronna,

Thank you so much for staying on top of these cases. You are awesome!

Under the law, since the 10th day by which the Stern law firm was to file the case status report in the cases fell on a holiday (the day after Thanksgiving) and the days after that were on the weekend, the 10th day for filing was actually yesterday. I will give them the benefit of the doubt (and a few days for mailing). If nothing has been filed by next Monday, December 6, I will review each of the cases and determine whether dismissal is appropriate. If so, I will prepare the order.

As to the other two cases, although CCIS does not reflect that notices have been sent yet by the attorneys, they did reserve hearing time with Diane on my calendar. Case No. 10-26-CA is scheduled on January 27, 2011 at 10:45 and Case No. 10-38-CA is set on the same day at 11:15.

You may not have a "formal" tickling system, but whatever you are doing, please keep on doing it. I appreciate it. Please follow up on these cases with me.

Thanks!

Leandra Johnson
Circuit Judge

From: Ronna M. Cobble
Sent: Tuesday, November 30, 2010 12:56 PM
To: Leandra G. Johnson
Subject: Stern's cases from Nov. 15 hearing

You may have already noticed this, but there have been no status reports filed by Stern's office on the first 7 cases that were to be heard on the morning of Nov. 15. Furthermore, in case 10-38, there was to be mediation scheduled or a hearing on msj scheduled w/in 10 days. That has not happened. In case 10-26, the Plaintiff attorney was to set a hearing date with Diane the day the case was heard (11/15). CCIS does not show that as having taken place.

I can't say I have formally "tickled" your cases but those observations do bring us up to date.

Ronna Cobble
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386-362-1017

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386-362-1017

Jenn C. Lussier

From: Leandra G. Johnson
Sent: Friday, November 26, 2010 1:43 PM
To: Diane B. Hiers
Subject: RE: Foreclosure Notices of Intent to Dismiss

Please follow up on this. I'd like to get my notices out before mid December.

From: Diane B. Hiers
Sent: Tuesday, November 23, 2010 2:55 PM
To: Leandra G. Johnson
Subject: Foreclosure Notices of Intent to Dismiss

I spoke to Sondra – Ronna's part-time assistant will begin employment next week and they plan to have that person start on the foreclosure notices of intent to dismiss. The clerks' offices do not have the staff to prepare all the notices but the clerks received money that will be used for mailing the notices.

Diane

Jenn C. Lussier

From: David W. Fina
Sent: Tuesday, November 23, 2010 2:25 PM
To: Debra P. Sadler; Darren K. Jackson; David W. Fina; Debra P. Sadler; E. Vernon Douglas; Frederick L. Koberlein; Greg S. Parker; H. Wetzel Blair; James R. Bear; Jean Pittman; Julian E. Collins; Leandra G. Johnson; Paul S. Bryan; Sonny Scaff; Tom Coleman; William R. Slaughter
Cc: Ronna M. Cobble
Subject: MFCM

Colleagues,

I held our second round of mortgage foreclosure case management hearings in Suwannee County last Friday. Pursuant to our discussion @ our November meeting, my brief report follows.

The case files were properly tabbed prior to the hearings.

We again scheduled 15 cases every 30 minutes.

The docket was completed on schedule and ran rather smoothly.

The hearings were again held in the courtroom as opposed to a hearing room. Little down time for positioning parties and counsel.

Attorneys were permitted to appear by tele-court.(this made life much easier on Millie, Ronna and me)

After the hearings I met with Ronna, our case manager. She briefed me on the process used currently around the circuit.

If you are not using tele-court, I urge you again to please reconsider.

Please share your experiences with us all so that we can continue to better address these matters.

Thanks,

David W. Fina
Circuit Court Judge
Third Judicial Circuit

Jenn C. Lussier

From: David W. Fina
Sent: Tuesday, November 23, 2010 1:53 PM
To: Barry Baker <barryb@suwclerk.org> (barryb@suwclerk.org); 'Ricky Lyons'; 'Greg Godwin'; 'P. DeWitt Cason'; 'Dana Johnson'; 'Annie Mae Murphy'; 'Tim Sanders'; Tony Cameron (sheriff@suwanneesherriff.com) (sheriff@suwanneesherriff.com); Debra P. Sadler; Darren K. Jackson; David W. Fina; Debra P. Sadler; E. Vernon Douglas; Frederick L. Koberlein; Greg S. Parker; H. Wetzel Blair; James R. Bean; Jean Pittman; Julian E. Collins; Leandra G. Johnson; Paul S. Bryan; Sonny Scaff; Tom Coleman; William R. Slaughter
Subject: FW: Mortgage Foreclosure Proceedings
Attachments: Memo to Chief Judges re Mortgage Foreclosure Proceedings.pdf; Letter to Florida Press Assn et al.pdf

Please see attached the directive I have received from our chief justice. Pursuant to said directive, remember that mortgage foreclosure proceedings are open to the public. Please continue to ensure the public has open access to these hearings.

Thanks for your continued cooperation.

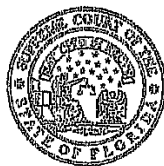
David W. Fina
Circuit Court Judge
Third Judicial Circuit

From: Debbie Howells [mailto:howellsd@flcourts.org]
Sent: Wednesday, November 17, 2010 8:03 AM
To: Trial Court Chief Judges
Cc: Trial Court Administrators; Lisa Goodner; Blan Teagle; Laura Rush; Kristine Slayden; Brenda Johnson; Judge John Laurent
Subject: Mortgage Foreclosure Proceedings

Please see the attached memorandum from Chief Justice Canady regarding mortgage foreclosure proceedings.

Also attached is a copy of Chief Justice Canady's letter to The Florida Press Association.

Debbie Howells
Office of the State Courts Administrator
500 S. Duval Street
Tallahassee, FL 32399-1900
Phone 850-922-4370
Fax 850-488-0156
Email howellsd@flcourts.org



Supreme Court of Florida

500 South Duval Street
Tallahassee, Florida 32399-1925

CHARLES T. CANADY
CHIEF JUSTICE
BARBARA J. PARIENTE
R. FRED LEWIS
PEGGY A. QUINCE
RICKY L. POLSTON
JORGE LABARGA
JAMES E.C. PERRY
JUSTICES

THOMAS D. HALL
CLERK OF COURT

KEVIN WHITE
ACTING MARSHAL

MEMORANDUM

TO: Chief Judges of the Circuit Courts

FROM: Chief Justice Charles T. Canady *CTC*

DATE: November 17, 2010

SUBJECT: Mortgage Foreclosure Proceedings

Enclosed for your review and action is a letter dated November 12, 2010, that I received from the Florida Press Association and other organizations. The letter alleges that in some instances, members of the public and/or press either have been advised that they cannot attend mortgage foreclosure proceedings or have been prevented from attending such proceedings.

As the chief administrative officer of the Florida judicial branch, I am directing all chief judges to examine the current practices within their respective circuits to ensure that those practices are entirely consistent with the constitutional, statutory, procedural rule, and case law requirements of this state regarding the presumption that state court proceedings are open to the public.

I also ask that you communicate with all judges and court staff in your circuit to remind them of the relevant provisions relating to open court proceedings. It is important for you to communicate with the clerks of court and bailiffs within your circuit as well to ensure that those offices provide any visitors

Chief Judges of the Circuit Courts
November 17, 2010
Page Two

or callers with the correct information about attendance at mortgage foreclosure or other court proceedings.

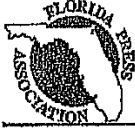
I would also like to take this opportunity to clarify the Supreme Court's understanding of the goals of the Foreclosure and Economic Recovery Funding Initiative, which was partially funded by the Legislature during the 2010 Legislative Session. I have reviewed Judge John Laurent's memorandum of October 28, 2010, a copy of which is attached and incorporated herein by reference. I agree with his description of the 62-percent goal established by the Trial Court Budget Commission as a means to help measure the court system's progress in the initiative and to document how the appropriation for the foreclosure initiative is being spent. There is no reason why the 62-percent goal should interfere with a judge's ability to adjudicate each case fairly on its merits. Each case must be adjudicated in accordance with the law.

Thank you for your ongoing efforts to appropriately administer and resolve the avalanche of mortgage foreclosure cases that have been overwhelming the court system during the past few years. I recognize that the challenge you face in assuring that these cases are resolved properly is unprecedented. I am confident that with the cooperation of all judges and court staff—along with the tools of the revised rules of court procedure, implementation of the managed mediation program, and the influx of court resources through the Foreclosure and Economic Recovery Funding Initiative—the Florida courts will be able to meet this challenge in a manner that protects and preserves the rights of all parties as well as interested observers.

CTC/LG/dgh

Enclosures

cc: Trial Court Administrators



Florida Press Association
336 E. College Avenue, Suite 203
Tallahassee, FL 32301
(850) 521-1199
Fax (850) 577-3629

Chief Justice Charles T. Canady
Florida Supreme Court
500 South Duval Street
Tallahassee, FL 32399-1925

November 12, 2010

Dear Chief Justice Canady,

We write to express our concern that the right to open access to judicial proceedings is being unduly impeded in foreclosure proceedings around the state. Our organizations have received numerous reports that extraordinary barriers to access are preventing members of the general public, as well as representatives of the news media, from observing foreclosure proceedings in judicial circuits around the state. We believe these barriers undercut the transparency of the judicial process; they also violate the strong presumption of open access to judicial proceedings under Florida law. We urge you to take action to secure the public's right to observe the workings of the judicial system.

As you know, Florida law recognizes a strong presumption in favor of open access to judicial proceedings. We have no objection, of course, to ordinary security screening measures. We are concerned, however, that the barriers to access here go far beyond such measures, leaving members of the public and press subject to the discretion of individual foreclosure judges to admit or exclude them.

The reports we have received come from all around the state, and although the precise nature of the barriers to access varies, a troubling pattern emerges: foreclosure divisions recently established by the judicial circuits have been operating under a presumption of closure to members of the general public, rather than the presumption of openness mandated by Florida law. An illustrative, but not exhaustive, list of encounters that have been reported to our organizations since August 2010 follows:

- A court observer in Hillsborough County called the court to ask about the rules governing attendance at foreclosure proceedings and was told that the proceedings were not open to the public.
- A pro se defendant in Duval County was told by a member of court security that she could not access foreclosure proceedings because only attorneys were permitted.
- A court observer called the Orange County courthouse to ask about attending foreclosure proceedings. She was informed that foreclosure hearings were held "in private chambers" and therefore not open to the public.

- In Citrus County, an individual preparing to mount a pro se defense in his own foreclosure case attempted to attend foreclosure hearings in advance of his own so that he could know what to expect when his case was heard. He was told that foreclosure hearings are “private” and take place in judges’ chambers, and that he would not be permitted to observe them.
- Most recently, a legal aid attorney in Jacksonville attended a foreclosure proceeding accompanied by a reporter from Rolling Stone Magazine. Neither the attorney nor the reporter did anything disruptive to the proceedings. At one point the reporter left the proceedings in order to interview a pro se litigant whose case had just been heard. Later that day, the judge sent an email to the attorney castigating her for bringing the reporter into the proceedings. He stated that, while “attorneys are welcome in Chambers at their leisure,” members of the media are “permitted” entry only upon “proper request to the security officer.” He further informed the attorney that she “did not have authority to take anyone back to chambers without proper screening” and stated that her “apparent authorization that the reporter could pursue a property owner immediately out of Chambers into the hallway for an interview” may be “sited [sic] for possible contempt charges in the future.”¹

In raising our concerns about this pattern of exclusion, we rely on the extensive body of case law that has made Florida a model for open government. Systematically excluding members of the press and public from judicial foreclosure proceedings violates the robust guarantee of open access to courts provided by Florida law. This Court has held that “both civil and criminal court proceedings in Florida are public events and adhere to the well established common law right of access to court proceedings and records.” *Barron v. Fla. Freedom Newspapers, Inc.*, 531 So. 2d 113, 116 (Fla. 1988); see also Fla. R. Jud. Admin. 2.420 (codifying public right of access to records of the judiciary). *Barron* articulated this right of access in forceful terms. It emphasized that “a strong presumption of openness exists for all court proceedings” and outlined the carefully circumscribed exceptions to this broad rule:

[C]losure of court proceedings or records should occur only when necessary (a) to comply with established public policy set forth in the constitution, statutes, rules, or case law; (b) to protect trade secrets; (c) to protect a compelling governmental interest [e.g., national security; confidential informants]; (d) to obtain evidence to properly determine legal issues in a case; (e) to avoid substantial injury to innocent third parties [e.g., to protect young witnesses from offensive testimony; to protect children in a divorce]; or (f) to avoid substantial injury to a party by disclosure of matters protected by a common law or privacy right not generally inherent in the specific type of civil proceeding sought to be closed.

¹ Since the incident in Duval County was particularly egregious, we have also asked that Chief Judge Moran consider appropriate action.

Id., at 118. Even in these exceptional circumstances, “before entering a closure order, the trial court shall determine that no reasonable alternative is available to accomplish the desired result, and, if none exists, the trial court must use the least restrictive closure necessary to accomplish its purpose.” *Id.*

The protection of public access to judicial proceedings serves fundamental constitutional values. In particular, the “value of openness lies in the fact that people not actually attending trials can have confidence that standards of fairness are being observed; the sure knowledge that *anyone* is free to attend gives assurance that established procedures are being followed and that deviations will become known.” *Sarasota Herald-Tribune v. State*, 924 So. 2d 8, 12 (Fla. 2d DCA 2005) (quoting *Press-Enter. Co. v. Super. Ct.*, 464 U.S. 501, 508 (1984)). “A trial courtroom is a public place where people have a general right to be present, and what transpires in the courtroom is public property.” *Plaintiff B v. Francis*, No. 5:08-cv-79, 2010 WL 503067, *2 (N.D. Fla. Feb. 5, 2010). Foreclosure proceedings are currently a matter of intense public interest. Indeed, the media has, in recent months, scrutinized them for possible procedural deficiencies. *See, e.g.*, Gretchen Morgenson and Geraldine Fabrikant, *Florida’s High-Speed Answer to a Foreclosure Mess*, N.Y. TIMES, Sept. 14, 2010; Polyana da Costa, *Before Foreclosing, Judges Must Hear Out Homeowners*, MIAMI DAILY BUS. REV., Oct. 14, 2010.

As the examples outlined above show, Florida’s presumption of openness is being inverted in the context of foreclosure proceedings: courts across the state are effectively imposing a presumption of closure, which may be overcome only by special permission to observe proceedings. In effect, only those who actively assert their right of access in the face of initial barriers, and then ultimately receive permission, may exercise their right to observe foreclosure hearings.

Under Florida law, there are few justifications that can counterbalance the right to access. Even when those exceptional circumstances exist, the court must still determine that no more narrowly tailored alternative is available. *Barron*, 531 So. 2d at 118; *see also Globe Newspaper Co. v. Super. Ct. for the County of Norfolk*, 457 U.S. 596 (1982) (invalidating statute closing trials for certain sex offenses involving minors where state had a “compelling” interest in protecting minors’ privacy but where the court “offered no empirical support” that closure would effectively further that interest). There is no indication that closure of foreclosure courts occurs only when such rigorous analysis has taken place. Indeed, the opposite appears to be true: by choosing to conduct foreclosure hearings in “private” conference rooms or judicial chambers and treat those as closed proceedings, the burden shifts to members of the press or public to convince the court to allow access.

We recognize that the heavy volume of foreclosure cases has led to difficulties finding judges and courtrooms to hear the cases. As a result, some cases are being held in chambers for lack of an available traditional courtroom. Nevertheless, the proceedings must be open, even if they are held temporarily in a smaller and less formal physical

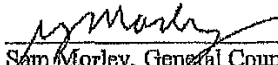
setting than usual. While we understand the necessity for ordinary and uniform security screening procedures, the unavailability of a traditional courtroom cannot justify a deprivation of the rights established under Florida law and the U.S. Constitution.

This Court has noted that the press plays an indispensable role in maintaining "the judicial system's credibility in a free society." *Barron*, 531 So. 2d at 116. That credibility cannot be maintained when members of the public and media are dependent on the indulgence of the presiding judge to allow them to observe important judicial proceedings.

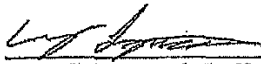
It is our sincere hope that we, and other representatives of the media, will be able to avoid instituting litigation over the issue of access to foreclosure proceedings. We do face certain time constraints, however, because Florida Rule of Appellate Procedure 9.100(d) provides for expedited review of orders excluding the public and media from judicial proceedings, and it requires such petitions to be filed within 30 days of an exclusion order.²

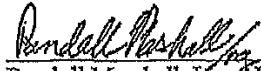
Accordingly, we respectfully urge you to take corrective action to ensure citizen and press access as guaranteed by Florida's right-of-access jurisprudence. In particular, we ask that you promulgate an Administrative Order or take other expeditious and appropriate action to ensure that both the public and media may observe proceedings consistent with Florida law and subject only to ordinary security measures

We thank you for your attention to this important matter.


Sam Morley, General Counsel
The Florida Press Association


Talbot D'Alemberte, Bar No. 0017529
The Florida Press Association


Larry Schwartz, Staff Attorney
The American Civil Liberties Union


Randall Marshall, Legal Director
The American Civil Liberties Union of Florida

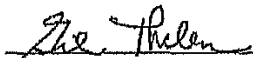
² The incident in Duval County occurred on October 26th. Accordingly, the last day to file a petition for review pursuant to Rule 9.100(d) is November 29th.



James Parker Rhea, Director & General Counsel
The First Amendment Foundation



C. Patrick Roberts, President & CEO
Florida Association of Broadcasters



Gil Thelen, Executive Director
The Florida Society of Newspaper Editors



James Denton, Editor
The Florida Times-Union



MEMORANDUM

TO: Chief Judges of the Circuit Courts

FROM: John Laurent

DATE: October 28, 2010

SUBJECT: Foreclosure Initiative

*The Honorable
John F. Laurent, Chair*

*The Honorable
Margaret Steinbeck,
Vice-Chair*

Members

- Catherine Brunson, Circuit Judge*
- Paul S. Bryan, Circuit Judge*
- Joseph P. Farina, Circuit Judge*
- Charles A. Francis, Circuit Judge*
- Mark Mahon, Circuit Judge*
- J. Thomas McGrady, Circuit Judge*
- Wayne M. Miller, County Judge*
- Belvin, Perry, Jr., Circuit Judge*
- Robert E. Roundtree, Jr., Circuit Judge*
- Clayton D. Simmons, Circuit Judge*
- Elijah Smiley, Circuit Judge*
- Patricia V. Thomas, Circuit Judge*
- Mike Bridenback, Court Administrator*
- Tom Genung, Court Administrator*
- Sandra Lonergan, Court Administrator*
- Carol Lee Ortman, Court Administrator*
- Walt Smith, Court Administrator*
- Mark Weinberg, Court Administrator*
- Robin Wright, Court Administrator*

Ex-Officio Members

- The Honorable Kevin M. Emas
Florida Conference of Circuit Court Judges*
- The Honorable Susan F. Schaeffer
Chair Emeritus*

Supreme Court Liaison

- Justice James E. C. Perry*

Florida State Courts System

500 South Duval Street

Tallahassee, FL 32399-1900

www.flcourts.org

In follow up to the Judicial Administration Committee conference call held on October 18, 2010, I am writing to reiterate the Trial Court Budget Commission's purpose for tracking the progress of cases the trial courts are hearing using funding provided for the foreclosure and economic recovery initiative. When the Florida Legislature appropriated special funding of \$6 million to help the trial courts with the significant backlog of foreclosure cases, the Trial Court Budget Commission established a measurement of progress that corresponded to the funding received: 62% of the backlog cases potentially could be processed because the Legislature funded 62% of the original request from the courts. A simple case tracking system was set up to monitor the progress and identify any reasons for delays. This is so that we will be able to report to the Legislature on how these funds were used. However, the Legislature has not specifically directed us to make such a report.

The 62% rate is not a quota. The 62% rate is simply a goal set by the TCBC to help measure the courts' progress in this initiative and document how the appropriation for the foreclosure initiative is being spent. The 62% rate was set before the initiative began and, most notably, before many of the lender moratoriums and other delays occurred. Please assure judges working on this project that the 62% rate was never intended to interfere with their ability to adjudicate each case fairly on its merits.

We will continue to monitor the progress of this initiative because we have an obligation to account for how these funds have been used. But we also will document all issues related to any difficulties that prevent or delay the court from hearing and disposing of cases before them.

JL/ks

cc: TCBC Members



Supreme Court of Florida

500 South Duval Street
Tallahassee, Florida 32399-1925

CHARLES T. CANADY
CHIEF JUSTICE
BARBARA J. PARIENTE
R. FRED LEWIS
PEGGY A. QUINCE
RICKY POLSTON
JORGE LABARGA
JAMES E. C. PERRY
JUSTICES

THOMAS D. HALL
CLERK OF COURT

KEVIN WHITE
ACTING MARSHAL

November 17, 2010

Mr. Sam Morley
General Counsel
The Florida Press Association
336 East College Avenue, Suite 203
Tallahassee, Florida 32301

Mr. Talbot D'Alemberte
Mr. Larry Schwartzto
Mr. Randall Marshall
Mr. James Parker Rhea
Mr. C. Patrick Roberts
Mr. Gil Thelen
Mr. James Denton

Gentlemen:

Thank you for your letter of November 12, 2010, regarding public access to Florida foreclosure proceedings. As you know, judicial ethics rules prohibit me from intervening in actual legal disputes pending or likely to be filed in lower courts, including the possible future litigation you mentioned with regard to an incident in Duval County.

But Canon 3C(3) of the Florida Code of Judicial Conduct expressly says that "[a] judge with supervisory authority for the judicial performance of other judges shall take reasonable measures to assure . . . the proper performance of their other judicial responsibilities." Under the Florida Constitution, article V, section 2(b), I

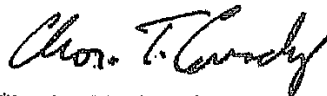
Mr. Sam Morley, et al.
November 17, 2010
Page Two

am the chief administrative officer of the state courts system. I write you solely in that capacity.

The courts of Florida belong to the people of Florida. The people of Florida are entitled to know what takes place in the courts of this state. No crisis justifies the administrative suspension of the strong legal presumption that state court proceedings are open to the public.

Today I have sent to the chief judges of Florida's twenty judicial circuits a supervisory memorandum—a copy of which is enclosed—setting forth my administrative directive on this matter. Under that directive, the chief judges shall ensure that the judges they supervise and the staff who report to those judges, as well as bailiffs and employees of the clerks of court, are not violating the rights of Floridians by improperly closing judicial proceedings to the public. The chief judges shall promptly exercise their administrative and supervisory authority to countermand closures or impediments to access that are inconsistent with Florida law.

Sincerely,



Charles T. Canady

CTC/ps

Enclosure

Jenn C. Lussier

From: Leandra G. Johnson
Sent: Tuesday, November 16, 2010 10:19 AM
To: David W. Fina
Subject: dismissal of action for failure to appear at c.m.c.
Attachments: Order to Show Cause (failure to appear 09-714-CA).doc

Attached is a copy of the order I drafted yesterday and used in a couple of cases where Plaintiff's counsel did not appear for a case management conference in foreclosure cases. If no response is filed or if no good cause is shown for the non-appearance, I will dismiss the case upon a finding that the party's action was willful and flagrant.

You may want to look at the following cases: Drakeford v. Barnett, 694 So. 2d 822 (Fla. 2nd DCA 1997) and First Fairway Condominium I Ass'n, Inc. v. Gulfstream Roofing, Inc., 701 So. 2d 652 (Fla. 4th DCA 1997), which hold that dismissal of an action is a drastic remedy which should only be used in extreme situations and a dismissal for failure of counsel to attend a case management conference must contain findings that the party's actions were "flagrant, willful, persistent and contumacious".

LGJ

IN THE CIRCUIT COURT OF THE THIRD JUDICIAL CIRCUIT
IN AND FOR COLUMBIA COUNTY, FLORIDA

BAC HOME LOANS SERVICING, LP,
f/k/a COUNTRYWIDE HOME LOANS
SERVICING, LP,
Plaintiff

CASE NO. 09-714-CA

vs.

TERESA DIBBLE, ET AL,
Defendant(s)

ORDER TO SHOW CAUSE

THIS CAUSE came before the Court on November 15, 2010, at 4:15 p.m. for a Case Management Conference scheduled pursuant to Rule 1.200(a), Fla. R. Civ. P. Notice of the hearing was provided to counsel for Plaintiff and the parties through U.S. mail on October 26, 2010. No one called and no one appeared on the noticed date and time. Therefore, it is hereby

ORDERED AND ADJUDGED:

Plaintiff's counsel shall file no later than **November 30, 2010**, a written response as to the failure to appear at the scheduled Case Management Conference. If no good cause is shown, this action shall be dismissed.

DONE AND ORDERED in Lake City, Columbia County, Florida this 15th day of November, 2010.

LEANDRA G. JOHNSON
CIRCUIT JUDGE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished by U.S. First Class Mail on November _____, 2010, to the following:

Allison J. Brandt, Esquire
Laura E. Noyes, Esquire
Kass, Shuler, Solomon, Spector,
Foyle, & Singer, P.A.
P.O. Box 800
Tampa, FL 33601

Auto Vest, LLC
26250 Northwestern Highway, Suite 200
Southfield, MI 48076

Teresa Dibble
Frances Hawk
P. O. Box 2852
Lake City, FL 32056

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Jenn C. Lussier

From: Sondra M. Lanier
Sent: Friday, November 12, 2010 4:35 PM
To: Candice T. Herring; Darren K. Jackson; David W. Fina; Debbie J. Saunders; Debra P. Sadler; Diane B. Hiers; Donna D. Moore; Donna K. Jones; E. Vernon Douglas; Frederick L. Koberlein; Greg Parker; Heather J. Norris; James R. Bean; Jean Pittman; Joyce Cameron; Julian E. Collins; Leandra G. Johnson; Linda H. Morgan; Marcie A. Kemp; Melanie A. Vaughn; Millicent A. Schneider; Pam K. Ring; Paul S. Bryan; Sonny Scaff; Sybil C. Powell; Tom Coleman; William R. Slaughter
Cc: Debbie A. DeNike; Carrina M. Cooper
Subject: Notes from Judges' Meeting

Good afternoon. Following are notes from today's judges' meeting (with a few additional pieces of information).

Court Administration Update

- Jackie Jo Brinson and Junaid Savani, two of our law clerks, presented information about WestLaw Next. Jackie Jo demonstrated some of the features of the new program and advised that Debbie DeNike is working to bring some training to the circuit. Judge Fina asked that the training be on the day of a future judges' meeting for the convenience of those who choose to participate.
- Sondra advised that in the past 6 months the law clerks have reduced the backlog of post-conviction motions from 501 to 297. They expect that all motions filed prior to 2009 will be completed by the end of this year. A backlog has existed for several years, and the situation was aggravated by turnover and hiring freezes. Debbie DeNike and the law clerks have done a wonderful job of organizing and prioritizing the cases so that the backlog continues to be reduced.
- Staff positions are being filled, and court administration expects to be back up to full staff by the end of the year. An updated employee directory has not been produced because of staff turnover and vacancies, but a new one will be published and distributed in early 2011.

Judge Case Count Reporting Requirement

- The clerks of court are supposed to be cleaning up the data in CCIS so that the case count by judge report will be as accurate as possible when it is presented to the Legislature. Some of the clerks have been in contact with the judges in their counties about this, but access to this information through CCIS will not be available to judges and court administration until December 1. At that time, we should be able to access the "appropriations" report through CCIS. Court administration staff will review the data and work with each judge to address whatever issues may exist. This is the data that will be used to prepare the alternative report by division to be prepared and submitted by the court administrator. Staff should be able to look at reopened cases and determine how many were VOP's so that those proceedings will be properly accounted for, and we will work with each judge to determine the other factors that need to be considered in order to present the most accurate picture of workload in each county/division.

E-Portal Update

- A memo regarding the recently established ePortal Interlocal Authority was provided to the judges. The Florida E-Filing Authority is the public body that will own the new Statewide E-Filing Court Records Portal through which attorneys and litigants will be able to file pleadings. The portal is to be up and running by January 1, 2011. The

e-filing plans for probate court in all of the counties in our circuit have been approved. Taylor County recently submitted an application for most of the other divisions in their county, and we expect the other counties to submit a coordinated plan for their other divisions soon. Additional equipment and training will be provided before the judges are expected to begin using the system.

Courtroom Space

- Judge Fina reminded everyone that when you are scheduling a hearing in a courthouse other than where you are primarily assigned, please remind your JA's to notify courthouse security in advance. Also, please remember to coordinate with the local judges as well to be sure that courtroom space is available.

Mortgage Foreclosure Case Management Issues

- Because of a "disparity in judicial philosophies" regarding mortgage foreclosure case management, Judge Fina advised the judges to work with Ronna Cobble in Court Administration to manage their cases as they see fit. Judge Fina described how he handled his first foreclosure case management docket, and he asked other judges to share their experiences after their hearings as well. Although there was no consensus on a circuit-wide form, Ronna has examples of notices/orders that other judges in our circuit have used.

Duty Judge Protocol

- Judge Fina discussed the duty judge protocol again and asked for input regarding whether the protocol should be continued. The consensus was that it should be continued. Judge Fina emphasized the importance of judges being available when they are the duty judge, including answering their cell phones when called and being in proximity to the technology necessary for them to receive, sign, and return emergency petitions, search warrants, etc. Also, Judge Fina asked that judges be sure their JA's are familiar with the protocol and follow it appropriately.

County Funding

- The judges reviewed the options available to address the issue of counties not paying their portion of the technology and/or facilities budgets for the courts. (For more information, please contact Judge Fina.) There will be a 15-minute meeting prior to the Christmas luncheon to follow up on this.

Judicial Assignments for July

- There will be a Chief Judge election in February, and judicial assignments will be made accordingly.

Court Calendar

- Once again, Judge Fina reminded judges of the importance of reviewing the draft master calendar when it is sent out for comments. If you have concerns, including scheduling around certain holidays, etc., those should be addressed with Carrina at that time rather than after the calendar has been finalized.

FUTURE MEETINGS: December – There will be a 15-minute meeting prior to the Christmas luncheon at Melody Christian Center.

January – We will invite our legislative delegation to attend this meeting, which will be held in Live Oak. Lin Williams' investiture may be held after lunch on the same day, but this has not been confirmed.

February – The meeting will be held in Hamilton County in February.

Jenn C. Lussier

From: Leandra G. Johnson
Sent: Monday, October 25, 2010 5:43 PM
To: Sondra M. Lanier; Ronna M. Cobble
Cc: Diane B. Hiers
Subject: RE: Staff News

I really appreciate Ronna and whoever helped her in court administration prepare the orders on case management in my pending foreclosure cases.

Leandra Johnson
Circuit Judge

From: Sondra M. Lanier
Sent: Monday, October 25, 2010 10:25 AM
To: Barb Lussier; Bonnie S. Page; Brenda P. Pryce; Carrina M. Cooper; Casey C. Harrison; Charna E. Raines; Crystal M. Ecker; D. Judd Walden; Debbie A. DeNike; Debbie L. Copeland; Dianna W. Peeler; Duane L. Bestoso; Jackie-Jo Brinson; Jana D. Sullivan; Janice M. Howard; Jennifer R. Kuyrkendall; John Lake; Judy S. Eichar; Junaid X. Savani; June Byers; Kathleen M. Brackney; Laurie A. Chaffin; Lisa L. Butler; Lori A. McKee; Lynn Sapp; Nancy T. Blanton; Ronna M. Cobble; Rosalind Merrick; Sandy A. Ring; Tracy Brantley
Cc: Candice T. Herring; Darren K. Jackson; David W. Fina; Debbie J. Saunders; Debra P. Sadler; Diane B. Hiers; Donna D. Moore; Donna K. Jones; E. Vernon Douglas; Frederick L. Koberlein; Greg Parker; H. Wetzel Blair; Heather J. Norris; James R. Bean; Jean Pittman; Joyce Cameron; Julian E. Collins; Leandra G. Johnson; Linda H. Morgan; Marcie A. Kemp; Melanie A. Vaughn; Millicent A. Schneider; Pam K. Ring; Paul S. Bryan; Sonny Scaff; Sybil C. Powell; Tom Coleman; William R. Slaughter
Subject: Staff News

Good morning. Please join me in congratulating Janice Howard who will be assuming the duties of family court case manager next week. Janice was first hired as part-time secretary for the Child Support Hearing Officer, and she then moved to the front desk in Lake City when she was promoted to Administrative Assistant II.

Charna Raines will remain at the front desk in the Lake City office, and she will assume all of the responsibility for the phones and assisting walk-in's. We will not have a second person at the front as we have had in the past, so I am asking Lake City staff to pitch in and help as needed.

The Administrative Assistant III and Administrative Services Manager postings close tomorrow. We will be advertising soon for 2 digital court reporters, although we do not expect those positions to be filled until December. We have not yet hired a User Support Analyst to fill Jacob's old position, although we hope to fill that position soon as well.

Ronna Cobble, who is the Foreclosure Case Manager, is able to work only a few hours per week until mid-December. We are pitching in as much as possible to keep the foreclosure cases moving in her absence, but her absence is definitely being felt.

Thanks to all of you who are pitching in to fill the voids created by all of these vacancies, and to those who are being patient as we adjust workloads and do our best to respond to you in a timely manner.

Sondra

Jenn C. Lussier

From: Leandra G. Johnson
Sent: Wednesday, October 20, 2010 11:20 AM
To: Sondra M. Lanier
Subject: RE: United Way

Sondra,

I understand completely the amount of work that is pending – and I'm sure that a brief explanation to United Way would be sufficient to indicate that perhaps this year no one from court administration can be involved with United Way. At this point, based upon what you indicated, that is probably what you need to do. Simply explain to United Way that due to budgetary staff cut-backs, we do not have the personnel available at this time to be involved with United Way. Obviously, I cannot do it since ethically I cannot solicit money as a judge. My involvement with United Way is only with the planning committee, which rules of ethics allow. The only reason that I called you yesterday was because I was contacted about neither you nor Lisa having responded to the notice of the meeting.

LGJ

From: Sondra M. Lanier
Sent: Wednesday, October 20, 2010 10:58 AM
To: Leandra G. Johnson
Subject: United Way

Judge Johnson,

I am going to have someone pick up our materials from the United Way office, and we will follow whatever instructions come along with the materials. However, given our workload and our current staff shortage, I do not have anyone who can attend the meetings.

In addition to the 6 positions that we permanently lost during reductions in force, we have 6 positions that are currently vacant and Lynn Sapp is out for 8 weeks due to surgery. We have the foreclosure project that needs a tremendous amount of attention, and Ronna is out until December. As was discussed at the Judges' Meeting, we also have this big case count project that will require a lot of work between now and January 15. I don't mean to sound like I'm making excuses, but I wanted you to understand why I have no one I can assign to the United Way meetings at this point.

Sondra

Jenn C. Lussier

From: Kevin Lunsford <klunsford@suwanneemediation.org>
Sent: Thursday, October 14, 2010 11:34 PM
To: David W. Fina
Cc: Leandra G. Johnson
Subject: Initial RMFM 120 Day Status Report attached
Attachments: RMFM_120_Day_Status_Report_Sept30_2010.pdf

Original will be hand-delivered to Judge Fina tomorrow morning.

Kevin C. Lunsford
Suwannee Valley Foreclosure Mediation, Inc.
P.O. Box 6126
Live Oak, FL 32064
(386) 269-4992
www.SuwanneeMediation.org

Jenn C. Lussier

From: Leandra G. Johnson
Sent: Wednesday, October 13, 2010 10:37 PM
To: Diane B. Hiers
Subject: RE: Priority of Case Management

O.K. I've cooled off.

After Sondra reviews the order, get Ronna to send you a sample so I can review it. Obviously, I'm going to only sign whatever I think is appropriate. Each case should have a minimum of 15 minutes.

From: Diane B. Hiers
Sent: Wednesday, October 13, 2010 8:40 PM
To: Leandra G. Johnson
Subject: FW: Priority of Case Management

I'm not sure if anyone explained to you, but Ronna told me when we spoke today that she is working on the foreclosure cases in the afternoon and evening because of her prior commitment to substitute for a teacher out on maternity leave through mid-December (which Judge Fina and Sondra knew about when she was hired).

Ronna said that she completed all the case management conference orders (except for the hearing date) for your cases and e-mailed them to Sondra last night for review. She said that she was "following instructions" by doing the case management conference orders before the Notices of Intent to Dismiss, but certainly understood your concerns.

Should I get her to e-mail one of the orders to us or have you already approved the form being used? And I guess we are back to the question of how many cases to set per hour?

AND..... I received the following e-mail after I spoke to Ronna today.

Diane

-----Original Message-----

From: Sondra M. Lanier
Sent: Wednesday, October 13, 2010 4:23 PM
To: Diane B. Hiers
Cc: Ronna M. Cobble; David W. Fina
Subject: Priority of Case Management

Diane,

Ronna mentioned to me that you had asked about why we are trying to schedule case management conferences before we handle the "lack of prosecution" cases, so I thought I would explain. Ronna is very limited in the amount of time she can work for us until mid-December, and most of the work she is doing now is actually done at night and on the weekends. Barb Lussier is helping to the extent that time allows. As you know, Barb has many other responsibilities which limit her available time as well. Because of this, we are having to triage cases as much as we can.

The cases in which a case management conference is needed will presumably require additional steps before disposition, and they may involve mediation and other things that can take a while to accomplish. For that reason, we are trying to get those cases moving first to allow time for the process to run its course. Because the lack of prosecution cases can be closed 60 days after the notices go out, those are not as open-ended as the ones in which we are scheduling case management conferences. We know that we can most likely close the lack of prosecution cases 60 days after the notice is mailed. That means that if we tackle those by the end of the year, or even in January, we will still have

plenty of time to close those cases out before the June 30 deadline. It may not be ideal, but we can't do all of the cases in all of the counties at once and are having to approach this like I said – triage!

I hope this helps.

Sondra

Jenn C. Lussier

From: Kevin Lunsford <klunsford@suwanneemediation.org>
Sent: Tuesday, October 12, 2010 2:17 PM
To: Leandra G. Johnson
Cc: Diane B. Hiers
Subject: Re: Revised Order to Show Cause
Attachments: SVFM-OSC.doc

In furtherance of our telephone conversation, please find attached a "Microsoft Word" formatted version of the revised Order to Show Cause I provided to Judge Fina last week. Our forms are actually generated by the case management software so the formatting, font, spacing, etc. will look a little different in the final version than it does in the attached form. I have not included the footer which will be included in the software generated version.

As the matter was not discussed at the Judge's meeting last week, I would appreciate your help and input in getting this revised. Once approved, I can provide it to our software vendor and ask him to upload it to our system.

Thank you for your patience and consideration of this matter.

Kevin C. Lunsford
Suwannee Valley Foreclosure Mediation, Inc.
P.O. Box 6126
Live Oak, FL 32064
(386) 269-4992
www.SuwanneeMediation.org

From: [Leandra G. Johnson](mailto:Leandra.G.Johnson@suwanneemediation.org)
Sent: Monday, October 11, 2010 10:27 AM
To: klunsford@suwanneemediation.org
Cc: [Diane B. Hiers](mailto:Diane.B.Hiers@suwanneemediation.org)
Subject: 21st Mortgage Corp v. Chadwick Cornett, et al., Col. Co. Case No. 10-540-CA and Wells Fargo Bank v. Jack Beighley, et al., Col. Co. Case No. 10-347-CA

Thank you for returning my call regarding the above-referenced cases. As we discussed, you are going to check on the cases to see if they have come into compliance. If so, you will let me know and I will take no action pending your report as to whether all issues are settled. Otherwise, you will submit to me another proposed order without the misspelled word and including language regarding a "purge" provision.

Leandra Johnson
Circuit Judge
386-719-2012

IN THE CIRCUIT COURT OF THE THIRD JUDICIAL CIRCUIT
IN AND FOR _____ COUNTY, FLORIDA

CASE NO.

Plaintiff,

v.

Defendants.
_____ /

ORDER TO SHOW CAUSE

(Plaintiff's Failure to Comply with Administrative Order 2010-003)

It appearing to the court that Plaintiff has failed to comply with the requirements of Administrative Order 2010-003 in regards to the following (*as marked*):

Form A

___ Plaintiff failed to file Form A.

___ Plaintiff failed to electronically submit Form A to the Program Manager using the approved secure email platform.

Payment of RMFM Program Fees

___ Plaintiff failed to pay the portion of the RMFM Program fees payable at the time suit is filed.

___ Plaintiff failed to pay the portion of the RMFM Program fees payable within 10 days after notice of mediation conference is filed.

Electronic Transmittal of Case Number and Borrower Contact Information

___ Plaintiff failed to electronically submit the case number and contact information for the borrower to the Program Manager using the approved secure email platform.

Attendance at Mediation

___ Plaintiff's counsel failed to attend the mediation.

___ Plaintiff's representative designated in the most recent Form A filed in the court file failed to attend the mediation.

___ Plaintiff's agent with full authority to sign a settlement agreement failed to attend the mediation.

___ Plaintiff's representative failed to attend by telephone at all times during the mediation session.

___ After the mediation resulted in an impasse, Plaintiff's representative failed to file the certification regarding attendance at the mediation by telephone at all times (Form Exhibit 7 attached to the Administrative Order).

IT IS ORDERED that Plaintiff shall appear before the court at the _____ County Courthouse, _____, Room _____, _____, Florida _____ on _____ at _____ a.m./p.m. to show cause why sanctions for noncompliance with Third Circuit Administrative Order 2010-003 should not be imposed. Plaintiff is cautioned that failure to appear at the show cause hearing may result in the case being dismissed and the imposition of other appropriate sanctions. The hearing will be canceled upon the Plaintiff's providing the court with proof of compliance no later than five (5) days prior to the hearing date.

Signed on _____

CIRCUIT COURT JUDGE

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a conformed copy of the foregoing was [] personally served [] mailed this _____ day of _____, 20 __, to:

- [] Plaintiff (*name and address*)
- [] Counsel for Plaintiff (*name and address*)
- [] Defendant (*name and address*)
- [] Counsel for Defendant (*name and address*)

JUDICIAL ASSISTANT

Jenn C. Lussier

From: Kevin Lunsford <klunsford@suwanneemediation.org>
Sent: Tuesday, October 12, 2010 1:28 PM
To: Leandra G. Johnson
Cc: Diane B. Hiers
Subject: Re: 21st Mortgage Corp v. Chadwick Cornett, et al., Col. Co. Case No. 10-540-CA and Wells Fargo Bank v. Jack Beighley, et al., Col. Co. Case No. 10-347-CA

Thank you for your email and follow up on these cases. I am pleased to report that both cases have come into compliance and require no action on the proposed Order to Show Cause.

Kevin C. Lunsford
Suwannee Valley Foreclosure Mediation, Inc.
P.O. Box 6126
Live Oak, FL 32064
(386) 269-4992
www.SuwanneeMediation.org

From: Leandra G. Johnson
Sent: Monday, October 11, 2010 10:27 AM
To: klunsford@suwanneemediation.org
Cc: Diane B. Hiers
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Leandra Johnson
Circuit Judge
386-719-2012

Jenn C. Lussier

From: Leandra G. Johnson
Sent: Monday, October 11, 2010 8:05 PM
To: Diane B. Hiers
Subject: FW: pending foreclosure cases

I forgot to send you a copy.

From: Leandra G. Johnson
Sent: Monday, October 11, 2010 8:03 PM
To: Ronna M. Cobble
Subject: pending foreclosure cases

I'm sorry I was not available when you returned my call this afternoon. I was in court and didn't finish until after 5. I just wanted to touch base with you and determine what, if anything, you are doing with my cases. If you are only in the office late in the afternoons, I probably will not be able to speak with you this week. Therefore, please give my J.A., Diane, a call so she may discuss the issues with you.

Thank you for your assistance.

Leandra Johnson
Circuit Judge

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Thank you for your assistance.

Leandra Johnson
Circuit Judge

Jenn C. Lussier

From: Leandra G. Johnson
Sent: Wednesday, October 06, 2010 11:39 AM
To: Diane B. Hiers
Subject: FW: Case Management Conference (foreclosure cases)

Here's Judge Fina's response. You and I need to talk about what's been given to Ronna so I can then talk to her about how to handle our cases.

From: David W. Fina
Sent: Wednesday, October 06, 2010 9:09 AM
To: Leandra G. Johnson
Subject: RE: Case Management Conference (foreclosure cases)

We work quickly in Suwannee County.
The cases set for C.M. here do not qualify for DWOP. Those matters were handled earlier.
C.M. will be handled @ the discretion of the judge assigned. No circuit wide policy is in place due to issues discussed @ a recent staff meeting. Handle them and schedule as you wish.
I'll let you know how the Suwannee C.M. went if you wish.

From: Leandra G. Johnson
Sent: Tuesday, October 05, 2010 8:53 PM
To: David W. Fina
Cc: Diane B. Hiers
Subject: Case Management Conference (foreclosure cases)

Diane received a phone call today from Ronna asking for time on my calendar to set case management conferences in foreclosure cases. She indicated that in Suwannee County 15 are being set in 30-minute time periods.

I was under the understanding that initially we would be sending notices for lack of prosecution on those cases with no activity for more than 10 months and setting them for hearing if no response is filed. Certainly, those types of cases can be set in large numbers in a short span of time since most likely nobody is going to show up if no one responded to the notice. However, for a case management conference when we are trying to find out the status of the case, discovery issues, referral to mediation, etc., and the plaintiff's attorney is going to be calling in, I'm not sure we can accomplish all that in 2 minutes.

Please let me know how you want to proceed on this and if you have a circuit-wide procedure for how to handle these cases and what Ronna's role is. My goal, of course, is to comply with the directive we are under and to resolve the cases expeditiously.

Jenn C. Lussier

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Sent: Wednesday, October 06, 2010 9:09 AM
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Please let me know how you want to proceed on this and if you have a circuit-wide procedure for how to handle these cases and what Ronna's role is. My goal, of course, is to comply with the directive we are under and to resolve the cases expeditiously.

Jenn C. Lussier

From: Sondra M. Lanier
Sent: Friday, September 24, 2010 10:04 AM
To: Leandra G. Johnson
Cc: Ronna M. Cobble; David W. Fina
Subject: FW: Case Management Notice
Attachments: Order Scheduling Case Management Conference (revised by LGJ 9-23-10).doc; Order Setting Case Management Conference (LGJ's short version).doc

Judge Johnson,

Thanks so much for your input on this subject. I am meeting with Judge Fina in a little while and hope to finalize this very soon.

As far as the ADA notice, Brenda has been serving as our ADA coordinator which is a designation required by OSCA. Those responsibilities are largely administrative, including serving as the point of contact with state courts, etc. However, Carrina is the person who arranges for interpreters and makes other accommodations when needed. Carrina also has more responsibility with forms and documents that require the ADA language. Therefore, we are in the process of transitioning all of the ADA responsibilities to Carrina and this is the reason her name is on the notices. We use the main Court Administration number on notices to be sure that people speak to a person when they call rather than getting a voice mailbox.

The ADA requirements are changing on January 1, 2011, and the language on the form Ronna prepared is in compliance with the new laws. Rather than having to request accommodations within 2 days of receipt of a notice/order, the parties only have to notify us 7 days before the court date or immediately upon receiving the notification if less than 7 days. The 711 number is pursuant to direction from OSCA. That number serves as a portal for both hearing and voice impaired, and that makes it easier for the parties to call for assistance. Beginning in January, notices must be printed in either Times New Roman or Courier fonts with a size of 14 points.

We will be providing this information to all of the judges before the effective date, but we made the changes to these forms so that we will already be in compliance without a need for changing them later.

I hope that this information helps. We will be in touch soon regarding approval of the form.

Sondra

From: Ronna M. Cobble
Sent: Friday, September 24, 2010 8:38 AM
To: Sondra M. Lanier
Subject: FW: Case Management Notice

Ronna Cobble
Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-1017

From: Leandra G. Johnson
Sent: Thursday, September 23, 2010 7:56 PM
To: Ronna M. Cobble
Cc: David W. Fina; Diane B. Hiers
Subject: FW: Case Management Notice

Attached for consideration is a very simple one-page order setting case management conference.

LGJ

From: Leandra G. Johnson
Sent: Thursday, September 23, 2010 7:37 PM
To: Ronna M. Cobble
Cc: David W. Fina; Diane B. Hiers
Subject: RE: Case Management Notice

Ronna,

I've reviewed the sample order you sent me yesterday and I've made some suggested revisions as attached and explained below. The revisions or additions are in red. I'm copying Judge Fina with this message since he should address and approve the suggested revisions.

1. I think that the date/time should be listed first, then the location, then the name of the judge presiding.
2. The notice, as initially drafted does not "order" the parties or their attorneys to appear. Therefore, I added a sentence (while revising what was there) commanding the parties and/or their counsel to appear.
3. I deleted the title of the person sending the copies on the certificate of service, as the title is irrelevant. The person sending it may add it, nevertheless.
4. Regarding the ADA Notice, has Carrina Cooper been designated as the person to contact in Court Administration regarding ADA requests? If so, I don't recall being notified of this. The last designation made was to contact Brenda Pryce. I included, for consideration, the ADA notice I use in all my notices of court proceedings. It also includes the numbers to call for hearing and voice impairment. The proposed order you sent me indicates to call "711" if impaired, and I have no idea what that means. All of this needs to be confirmed with court administration to make sure we don't send out erroneous information.

Thank you for the work you are doing.

Leandra Johnson
Circuit Judge

From: Ronna M. Cobble
Sent: Thursday, September 23, 2010 1:01 PM
To: Leandra G. Johnson
Subject: Case Management Notice

Good afternoon, Judge Johnson. Judge Fina said that you were looking over the Case Management Notice to see if there were changes you wanted to suggest. Have you had a chance to look at it? Please let me know where that stands as I will begin Notices for Suwannee as soon as I get it. Since he wants the notice to be circuit wide for case management, I want to be sure to hold off on sending out any notices until you have had a chance to review it.
Thanks.

Ronna Cobble

Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-1017

IN THE CIRCUIT COURT OF THE THIRD JUDICIAL CIRCUIT
IN AND FOR COLUMBIA COUNTY, FLORIDA

CASE NO.

_____ /

TO:

ORDER SCHEDULING CASE MANAGEMENT CONFERENCE

PLEASE BE ADVISED that, pursuant to Rule 1.200(a), Fla.R.Civ.P., the case listed above will be called up for Case Management Conference:

DATE/TIME:

LOCATION:

JUDGE:

Rule 2.250, Florida Rules of Judicial Administration, provides time standards which are presumptively reasonable for the completion of cases. The court file reveals either that the above-styled cause has exceeded these standards or that there are other compelling reasons for case management.

The parties and/or their counsel shall appear at the noted date and time to address the following issues that may aid in the prompt and fair disposition of this action:

1. Schedule or reschedule trial or additional case management conference(s);
2. Schedule or reschedule the service of motions, pleadings and other papers;
3. Coordinate the progress of the action if complex litigation factors are present;
4. Limit, schedule, order or expedite discovery;
5. Schedule disclosure of expert witnesses and discovery of facts known and opinions held by such experts;
6. Require filing of preliminary stipulations if issues can be narrowed;

7. Possibilities of settlement;
8. Referral to mediation;
9. Dismissal.

DONE AND ORDERED in _____, County, Florida this _____ day of _____, 201____.

CIRCUIT JUDGE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished by U.S. First Class Mail to the parties named above this _____ day of _____, 201____.

By _____

AMERICAN WITH DISABILITIES ACT NOTICE

Any individual who has a disability and needs a reasonable accommodation to participate in this proceeding should immediately contact Carrina Cooper at the Administrative Office of the Courts, 173 NE Hernando Ave., Room 408, Lake City, Florida 32055; telephone 386-758-2163 [or if hearing impaired at 711].

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Brenda Pryce, Human Resources Manager for the Third Judicial Circuit, 173 NE Hernando Avenue, Room 408, Lake City, FL 32055,, 386-719-7576 within two working days of your receipt of this Order; if you are hearing impaired call 1-800-955-8771; if you are voice impaired call 1-800-955-8770.

IN THE CIRCUIT COURT OF THE THIRD JUDICIAL CIRCUIT
IN AND FOR COLUMBIA COUNTY, FLORIDA

CASE NO.

_____ /

TO:

ORDER SCHEDULING CASE MANAGEMENT CONFERENCE

Notice is hereby given to the parties in this action that a Case Management Conference shall be held as follows:

DATE/TIME:

LOCATION:

JUDGE:

The parties and/or their counsel shall appear at the noted date and time to report on the status of the case and be prepared to address issues for the prompt and fair disposition of the case.

DONE AND ORDERED in _____, County, Florida this _____ day of _____, 201_____.

CIRCUIT JUDGE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished by U.S. First Class Mail to the parties named above this _____ day of _____, 201_____.

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Jenn C. Lussier

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Sent: Thursday, September 23, 2010 7:56 PM
To: Ronna M. Cobble
Cc: David W. Fina; Diane B. Hiers
Subject: FW: Case Management Notice
Attachments: Order Scheduling Case Management Conference (revised by LGJ 9-23-10).doc; Order Setting Case Management Conference (LGJ's short version).doc

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Circuit Judge

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Thanks.

Ronna Cobble

Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-1017

IN THE CIRCUIT COURT OF THE THIRD JUDICIAL CIRCUIT
IN AND FOR COLUMBIA COUNTY, FLORIDA

CASE NO.

_____ /

TO:

ORDER SCHEDULING CASE MANAGEMENT CONFERENCE

PLEASE BE ADVISED that, pursuant to Rule 1.200(a), Fla.R.Civ.P., the case listed above will be called up for Case Management Conference:

DATE/TIME:

LOCATION:

JUDGE:

Rule 2.250, Florida Rules of Judicial Administration, provides time standards which are presumptively reasonable for the completion of cases. The court file reveals either that the above-styled cause has exceeded these standards or that there are other compelling reasons for case management.

The parties and/or their counsel shall appear at the noted date and time to address the following issues that may aid in the prompt and fair disposition of this action:

1. Schedule or reschedule trial or additional case management conference(s);
2. Schedule or reschedule the service of motions, pleadings and other papers;
3. Coordinate the progress of the action if complex litigation factors are present;
4. Limit, schedule, order or expedite discovery;
5. Schedule disclosure of expert witnesses and discovery of facts known and opinions held by such experts;
6. Require filing of preliminary stipulations if issues can be narrowed;

7. Possibilities of settlement;
8. Referral to mediation;
9. Dismissal.

DONE AND ORDERED in _____, County, Florida this _____ day of _____, 201____.

CIRCUIT JUDGE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished by U.S. First Class Mail to the parties named above this _____ day of _____, 201____.

By _____

AMERICAN WITH DISABILITIES ACT NOTICE

Any individual who has a disability and needs a reasonable accommodation to participate in this proceeding should immediately contact Carrina Cooper at the Administrative Office of the Courts, 173 NE Hernando Ave., Room 408, Lake City, Florida 32055; telephone 386-758-2163 [or if hearing impaired at 711].

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Brenda Pryce, Human Resources Manager for the Third Judicial Circuit, 173 NE Hernando Avenue, Room 408, Lake City, FL 32055,, 386-719-7576 within two working days of your receipt of this Order; if you are hearing impaired call 1-800-955-8771; if you are voice impaired call 1-800-955-8770.

IN THE CIRCUIT COURT OF THE THIRD JUDICIAL CIRCUIT
IN AND FOR COLUMBIA COUNTY, FLORIDA

CASE NO.

_____ /

TO:

ORDER SCHEDULING CASE MANAGEMENT CONFERENCE

Notice is hereby given to the parties in this action that a Case Management Conference shall be held as follows:

DATE/TIME:

LOCATION:

JUDGE:

The parties and/or their counsel shall appear at the noted date and time to report on the status of the case and be prepared to address issues for the prompt and fair disposition of the case.

DONE AND ORDERED in _____, County, Florida this _____ day of _____, 201__.

CIRCUIT JUDGE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished by U.S. First Class Mail to the parties named above this _____ day of _____, 201__.

By _____

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Brenda Pryce, Human Resources Manager for the Third Judicial Circuit, 173 NE Hernando Avenue, Room 408, Lake City, FL 32055,, 386-719-7576 within two working days of your receipt of this Order; if you are hearing impaired call 1-800-955-8771; if you are voice impaired call 1-800-955-8770.

Jenn C. Lussier

From: Leandra G. Johnson
Sent: Thursday, September 23, 2010 7:37 PM
To: Ronna M. Cobble
Cc: David W. Fina; Diane B. Hiers
Subject: RE: Case Management Notice
Attachments: Order Scheduling Case Management Conference (revised by LGJ 9-23-10).doc

Ronna,

I've reviewed the sample order you sent me yesterday and I've made some suggested revisions as attached and explained below. The revisions or additions are in red. I'm copying Judge Fina with this message since he should address and approve the suggested revisions.

1. I think that the date/time should be listed first, then the location, then the name of the judge presiding.
2. The notice, as initially drafted does not "order" the parties or their attorneys to appear. Therefore, I added a sentence (while revising what was there) commanding the parties and/or their counsel to appear.
3. I deleted the title of the person sending the copies on the certificate of service, as the title is irrelevant. The person sending it may add it, nevertheless.
4. Regarding the ADA Notice, has Carrina Cooper been designated as the person to contact in Court Administration regarding ADA requests? If so, I don't recall being notified of this. The last designation made was to contact Brenda Pryce. I included, for consideration, the ADA notice I use in all my notices of court proceedings. It also includes the numbers to call for hearing and voice impairment. The proposed order you sent me indicates to call "711" if impaired, and I have no idea what that means. All of this needs to be confirmed with court administration to make sure we don't send out erroneous information.

Thank you for the work you are doing.

Leandra Johnson
Circuit Judge

From: Ronna M. Cobble
Sent: Thursday, September 23, 2010 1:01 PM
To: Leandra G. Johnson
Subject: Case Management Notice

Good afternoon, Judge Johnson. Judge Fina said that you were looking over the Case Management Notice to see if there were changes you wanted to suggest. Have you had a chance to look at it? Please let me know where that stands as I will begin Notices for Suwannee as soon as I get it. Since he wants the notice to be circuit wide for case management, I want to be sure to hold off on sending out any notices until you have had a chance to review it.
Thanks.

Ronna Cobble
Foreclosure Case Manager
Administrative Office of the Courts
Third Judicial Circuit
105 North Ohio Avenue
Live Oak, FL 32064
386-362-1017

IN THE CIRCUIT COURT OF THE THIRD JUDICIAL CIRCUIT
IN AND FOR COLUMBIA COUNTY, FLORIDA

CASE NO.

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