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Jenn C. Lussier

From: Sondra M. Lanier
Sent: Tuesday, August 24, 2010 11:01 AM
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
Subject: Notes from August Judges' Meeting

Good morning. Following are some notes from the August Judges' Meeting that was held in Madison on Friday, August 13.

- Junaid Savani and Jackie-Jo Brinson started at the beginning of the month as law clerks, and their office is in Suwannee County. Sara Hall did a great job as a law clerk intern for the summer and is now going back to college. Crystal Ecker, Sara Hall, and Debbie DeNike have been working diligently to address the backlog of post-conviction motions, and we look forward to great things from our current staff as well.

Vacancies currently being advertised include a temporary case manager and secretary to work on the foreclosure case management project. These positions were funded through a special appropriation for this specific purpose, and although we are advertising for both, we expect to hire only one person. We are advertising for both positions to give us more options when making a hiring decision. We are also advertising for a user support analyst to replace Jacob Bell, and for a family court case manager to replace Jill Hoblick. The case manager will handle Taylor and Dixie Counties, as well as Judge Collins' portion of the Columbia County caseload.

- Judge Bryan reported on the recent Trial Budget Commission meeting and provided an update on the present status of our state courts' budget. Foreclosure filing fees continue to be the primary single source of funding for the courts. Our salary budget is stable, in large part due to the controls (i.e. waiting periods for filling vacant positions) that are remaining in place for the current fiscal year.
- Judge Fina reported on the recent Chief Judges' meeting. He emphasized the importance of foreclosure case management and backlog reduction, along with the legislative implications of this project. Judge Fina also discussed some pay and benefits issues, and judges can call him for more information on that subject. The legislature is requiring a report, by judge, regarding the number of cases disposed during the current year. We will be working with the clerks to ensure that these numbers are as accurate as possible.
- Sondra has been meeting with judges and clerks to determine how to best handle foreclosure case management in each of the counties. Because we received funding for positions under this initiative and the clerks only received expense money, we are doing whatever we can to minimize the additional workload on clerks' staff. The courts are required to eliminate 62% of our backlog, and our success will be measured based on the number of cases on which no additional court action is required. The clerks will be measured on sales and issuance of certificates of title.
- Protocol for duty judge was discussed, and Judge Fina will be sending a memo to all of the agencies that may need a judge on the weekend. The memo will explain the protocol and ask that the agency heads share the memo with all of their staff/officers who may need to know about it. Weekly reminders will then be sent to

- clerks and dispatch for each of the sheriff's departments, and they can serve as the point of contact when an emergency judge is needed.
- Judges are asked to provide dates for every Thursday on which they are available for the dinner with the clerks at Judge Fina's house.
- During the meeting, a couple of legal questions arose. Debbie DeNike researched those issues, and her summary is provided below for your information. If a more formal memo is required, I can ask her to prepare that for distribution:

Electronic signatures - In *Haire v. Fla. Dept. of Agriculture and Consumer Services*, 870 So.2d 774 (Fla. 2004), the Supreme Court affirmed the 4th DCA's holding that when a judge issuing a warrant directs the use of an electronic signature, it is clear that the judge is attesting to the act of issuing the warrant and that the use of the electronic signature is "within the discretion of the issuing magistrate". In so holding, the Supreme Court stated that reasoning was consistent with the general rule that absent a statute or rule prescribing the method of a signature, a signature may be validly affixed in a variety of ways. This is also consistent with §688.004, Fla.Stat. (2003), which states: "[u]nless otherwise prohibited by law, an electronic signature may be used to sign a writing and shall have the same force and effect as a written signature" and the Rules of Judicial Administration, Rule 2.515.

Court seal - As to the use of the court seal on search warrants, §933.07, Fla.Stat. does not require affixing of a seal. Further, in *Johnson v. State of Florida*, 339 So.2d 667 (Fla. 2nd DCA 1976), the court stated the failure of the judge to affix a seal or the name of her office to the search warrant pursuant to s. 933.07, Fla.Stat. (1973), did not vitiate the warrants validity.

- Since the meeting, we have scheduled a retirement ceremony and reception for Judge Slaughter and the Court Christmas Luncheon.

Thursday, December 9 from 4:00 until 6:00 – Judge Slaughter's retirement ceremony reception at the Suwannee County Courthouse

Friday, December 17 – Christmas luncheon for judges and Court Staff – Details to be announced soon.

Please let me know if you have any questions or need more information on any of these subjects.

Sondra

Jenn C. Lussier

From: Sondra M. Lanier
Sent: Tuesday, August 24, 2010 8:32 AM
To: David W. Fina
Subject: Re: Judicial College

Lisa is working on evaluations. I will do minutes this morning. I will also e-mail emergency judge protocol in a little while.

Foreclosure forms?

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

From: David W. Fina
To: Sondra M. Lanier
Sent: Tue Aug 24 08:08:15 2010
Subject: RE: Judicial College

Thanks.
Let me know when it's set.
Don't forget the evaluations, minutes and foreclosure forms

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

From: Sondra M. Lanier
Sent: Monday, August 23, 2010 9:37 PM
To: David W. Fina
Subject: Re: Judicial College

The calendar I checked was OSCA's. The site for Phase 1 is TBA.

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

From: David W. Fina
To: Sondra M. Lanier
Cc: Millicent A. Schneider
Sent: Mon Aug 23 17:11:53 2010
Subject: FW: Judicial College

It should be @ OSCA?

From: Sondra M. Lanier
Sent: Monday, August 23, 2010 1:50 PM
To: David W. Fina
Cc: Millicent A. Schneider
Subject: Judicial College

Judge Fina,

Phase I of the Judicial College is scheduled for January 2-7. The second phase isn't on the court calendar yet.

Sondra

Jenn C. Lussier

From: David W. Fina
Sent: Tuesday, August 24, 2010 8:08 AM
To: Sondra M. Lanier
Subject: RE: Judicial College

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Judge Fina,

Phase I of the Judicial College is scheduled for January 2-7. The second phase isn't on the court calendar yet.

Sondra

Jenn C. Lussier

From: Daily Business Review <dbr_editor@alm.com>
Sent: Tuesday, August 17, 2010 7:53 PM
To: David W. Fina
Subject: Litigation Alert

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[State AG hopefuls locked in heated primary battle](#)

[The Rodent: Half the fun of working downtown is getting there](#)

DailyBusinessReview.com

August 17, 2010

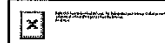
Legal News And Information You Can't Get Anywhere Else

Justice Watch

O'Connor, panel side with preparer against IRS

By: John Pacenti

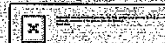
The Internal Revenue Service lost its battle against a tax preparer in a Miami case in which ex-Supreme Court Justice Sandra Day O'Connor wrote the opinion.



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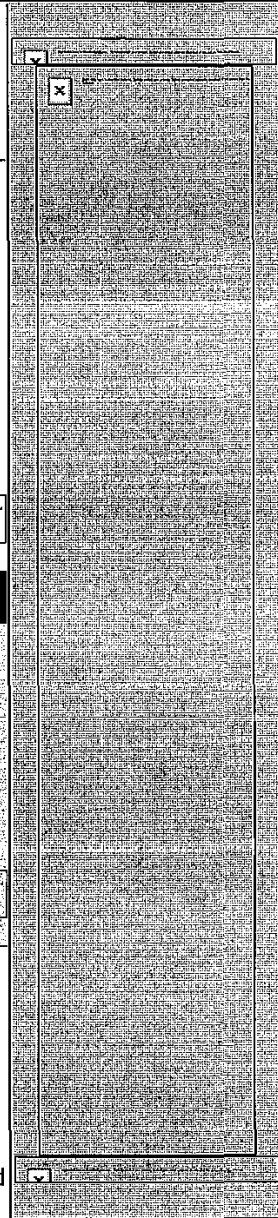


Chinese Drywall

Judge OKs \$6.6 million settlement fund

By: Adolfo Pesquera

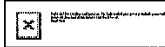
A Miami-Dade circuit judge has approved a class action settlement between a Homestead builder, real estate brokerage and 149



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homeowners who sought damages for Chinese drywall installed in their houses.

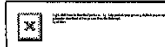


Rothstein Fallout

Chorus of bankruptcy lawyers protest settlements

By: Julie Kay

Miami solo practitioner Paul McMahon appears to have thrown a monkey wrench into agreements with George Levin and his Banyon investment funds.

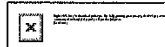


Attorney General

State investigates 3 South Florida foreclosure firms

By: Julie Kay

Bill McCollum's office is looking into whether improper documentation was used to speed up foreclosures without the knowledge of the homeowners.

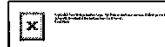


Asbestos

Judge tosses expert witness, lawsuit in asbestos case

By: The Daily Report

Orders from a Georgia judge throwing out an expert witness and the asbestos suit his testimony was going to support have defense attorneys celebrating and plaintiff lawyers bearing down for an appellate battle.



From the Courts

Paris Hilton in trouble for hair extensions

By: The Associated Press

Paris Hilton is being sued for allegedly wearing someone else's hair.

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Jenn C. Lussier

From: The Florida Bar <careercenter@flabar.org>
Sent: Tuesday, August 17, 2010 6:45 AM
To: David W. Fina
Subject: Job Flash: 13 new legal jobs

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Florida Bar Job Flash

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active trial practice. The position requires handling of primarily Palm Beach Litigation files. [more info...](#)

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Nou Kab (We Can) Attorney - Creole Speaker Florida Immigrant Advocacy Center - Miami, FL

Seeks a bright, energetic and passionate attorney who speaks Creole fluently to represent Haitian women who are victims of domestic violence. The attorney will also be responsible for maintaining the project's high visibility in the Haitian community. [more info...](#)

Family Law Attorney Confidential - Miami, FL

Our firm is looking for a Family Law Associate with 3-5 years experience. The applicant must have Family Law experience and Trial experience. The Associate will be in Court on a daily basis, meeting with clients, and working on documentation in the office. [more info...](#)

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Regional defense litigation firm, seeks associates with 2-4 years of products liability/general civil litigation experience for Tallahassee, Orlando, Miami, and Tampa offices. Must have strong academics (top 20%) with excellent research, writing, case management experience, including depositions and hearings, and be a member in good standing of The Florida Bar. [more info...](#)

Litigation Attorney Seiden, Alder & Matthewman, P.A. - Boca Raton, FL

AV Rated Litigation Firm with three Florida offices established in 1998 seeks Litigation Attorney with 3 to 5 years commercial litigation experience a plus in state and federal courts for their Boca Raton office. Excellent benefits. Please email resume with writing sample to trey@seidenlaw.com [more info...](#)

First Party Property Attorney Lydecker | Diaz - Miami, FL

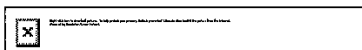
Mid-sized law firm seeking a motivated attorney with 3 years experience in First Party Property litigation for its Miami office. Excellent benefits. Salary commensurate with experience. [more info...](#)

Court Reporter DOAH, Office of the Judges of Compensation Claims - Tallahassee, FL

The State of Florida, Division of Administrative Hearings is currently advertising for a certified Court Reporter with Registered Professional Reporter certification from the National Court Reporter's Association with a minimum of 3 years experience. Duties, in part, include transcribing audio recordings, preparing electronic record of proceedings, and indexing of records to be filed with the 1st District Court of Appeal in accordance with the Rules of Appellate Procedure. [more info...](#)

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Jenn C. Lussier

From: Daily Business Review <dbr_editor@alm.com>
Sent: Tuesday, August 10, 2010 12:36 PM
To: David W. Fina
Subject: Litigation Alert

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August 10, 2010

Legal News And Information You Can't Get Anywhere Else

On Appeal

11th circuit lengthens sex-crime sentence

By: Alyson M. Palmer

A sentencing decision by the full 11th U.S. Circuit Court of Appeals came in a particularly extreme child sex case.

Rothstein Fallout

RRA litigators to be allowed to see e-mails

By: Julie Kay

Six thousand e-mails and 10 boxes of work files from the former RRA law firm will be turned over to attorneys engaged in litigation against RRA and convicted Ponzi schemer Scott Rothstein, Judge Raymond Ray ruled.

Rothstein Fallout

RRA trustee sues ex-accounting firm

By: Julie Kay

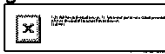
The bankruptcy trustee for Scott Rothstein's defunct law firm is going after its former

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accountants for millions in damages.

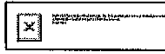


Justice Watch

Lawyers fear 11th Circuit reversal could leave 'chill'

By: John Pacenti

South Florida criminal defense attorneys worry an appellate decision in a child pornography case could chill federal judges who want to impose a lower-than-recommended sentence.

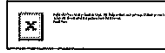


On Appeal

\$1.4M award reversed for 'inflammatory' comments

By: Review staff

The 3rd District Court of Appeal excoriated Miami attorney Ronald M. Simon for "improper litigation tactics" in representing an injured motorcyclist.

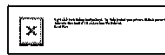


U.S. Supreme Court

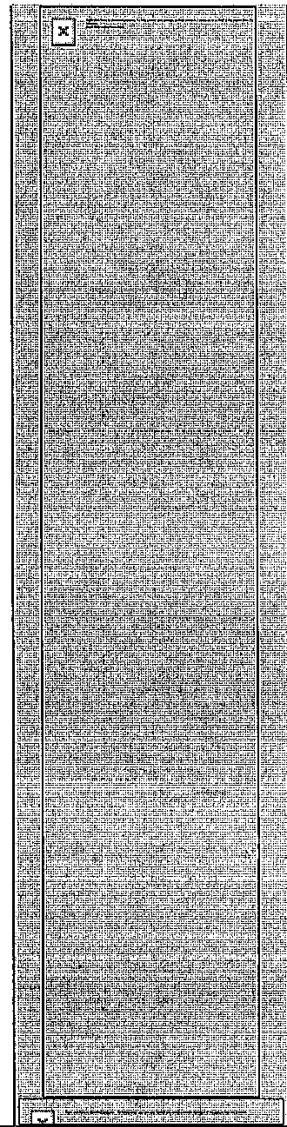
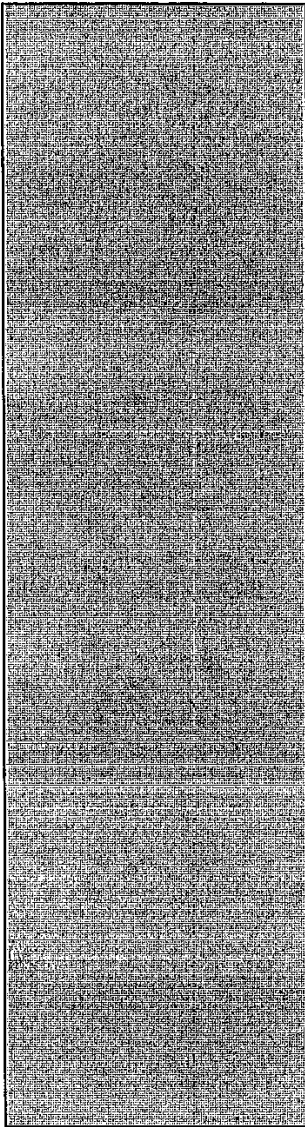
High court trims Miranda warning rights

By: The Associated Press

The U.S. Supreme Court has altered the familiar Miranda warnings, in part based on Florida police policies.



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Jenn C. Lussier

From: Sondra M. Lanier
Sent: Monday, August 09, 2010 3:54 PM
To: David W. Fina
Subject: Fw: Foreclosure Project

Judge Fina,

This is great news for us.

Sondra

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

From: Kristine Slayden <slaydenk@flcourts.org>
To: Sondra M. Lanier
Sent: Mon Aug 09 15:34:02 2010
Subject: RE: Foreclosure Project

Absolutely. It is within the Chief Judge's discretion to focus on whatever he wants. No need to enter any new cases in the tracking system. Kris

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

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

From: Sondra M. Lanier [mailto:lanier.sondra@jud3.flcourts.org]
Sent: Monday, August 09, 2010 3:31 PM
To: Kristine Slayden
Subject: Re: Foreclosure Project

We aren't using either so we can just focus on the ones outstanding as of June 30 for now?

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

From: Kristine Slayden <slaydenk@flcourts.org>
To: Sondra M. Lanier
Sent: Mon Aug 09 14:11:39 2010
Subject: RE: Foreclosure Project

Any new case that is assigned to the project, using senior judges or general magistrates. Does that make sense? Kris

Kris Slayden

Research and Data

Office of the State Courts Administrator

Florida Supreme Court

500 S. Duval Street

Tallahassee, Florida 32399

850-922-5106 (wk)

850-556-2335 (cell)

850-414-1342 (fax)

From: Sondra M. Lanier [mailto:lanier.sondra@jud3.flcourts.org]

Sent: Monday, August 09, 2010 1:18 PM

To: Kristine Slayden

Subject: Foreclosure Project

Hi Kris,

I'm admittedly a little slow on this, but can you please tell me which new cases we are supposed to add? Since we are working on "backlog", are we really supposed to add a case as soon as it's filed?

Sondra

Jenn C. Lussier

From: Millicent A. Schneider
Sent: Monday, August 09, 2010 2:26 PM
To: David W. Fina
Subject: FW: LAST CHANCE TODAY, MONDAY, AUGUST 9TH! SIGN UP FOR THE BANKRUPTCY/CLE TAX LUNCHEON

I thought this was supposed to be free for you all.
m

*Millie J. Schneider
Judicial Assistant to
Circuit Judge David W. Fina
Third Judicial Circuit*

***If you have an urgent communication or if you have not heard from me in response to your e-mail, telephone me. **DO NOT ASSUME THAT YOUR E-MAIL HAS BEEN RECEIVED.**

From: Georgia Chamberlin [mailto:georgia.chamberlin@trls.org]
Sent: Monday, August 09, 2010 1:45 PM
To: Donna D. Moore; Millicent A. Schneider; Debbie J. Saunders; Pam K. Ring; Candice T. Herring; sadler.debra@jud3.flcourts.org; Melanie A. Vaughn; Jean Pittman; Joyce Cameron; Donna K. Jones; Marcie A. Kemp
Subject: LAST CHANCE TODAY, MONDAY, AUGUST 9TH! SIGN UP FOR THE BANKRUPTCY/CLE TAX LUNCHEON

Reserve Your Ticket for this August 20th Special Event

before the August 9, 2010 deadline!

(Tickets are not available at the door. See Event Details below.)

Co-Sponsors

TCAWL

(Third Circuit Association for Women Lawyers)

and

Three Rivers Legal Services, Inc.

cordially invite you to attend a

CLE Luncheon & Bankruptcy Judicial Reception

**honoring the
United States Bankruptcy Court Judges sitting in the
Third Judicial Circuit of Florida**

Our honored guests include:

**The Honorable Paul M. Glenn
Chief United States Bankruptcy Judge
Middle District of Florida, Jacksonville Division**

**The Honorable Lewis Killian, Jr.
Chief United States Bankruptcy Judge
Northern District of Florida**

**The Honorable Jerry A. Funk
United States Bankruptcy Judge
Middle District of Florida**

Erica R. Shaffor, LLM, tax counsel for
Three Rivers Legal Services, Inc.'s Low Income Tax Payer Clinic

will present a CLE luncheon presentation on the

Tax Ramifications of Mortgage Foreclosure

followed by a panel discussion with our honored guests.

CLE Credits from the Florida Bar

Event Details

When:

Friday, August 20, 2010

11:30am - 1:30pm

Where:

At the Woman's Club, 257 SE Hernando Avenue, Lake City, FL

Menu:

Please choose your luncheon entrée:

Prime Rib, Chicken, or Vegetarian

Cost and RSVP:

Cost is \$45 per person

RSVP by TODAY, MONDAY, AUGUST 9, 2010

by sending your name and menu selection on the form below
together with a check payable to Three Rivers Legal Services, Inc.

(Due to the nature of this event, the deadline for both ticket reservations and registration payment
cannot be extended.

Thank you in advance for assisting in meeting the August 6th deadline.)

Send the RSVP form and payment to the following address:

Three Rivers Legal Services, Inc.

P.O. Drawer 3067

Lake City, FL 32056-3067

Attention: Georgia Chamberlin

Please direct any questions about the event to Georgia Chamberlin

Email: georgia.chamberlin@trls.org

Phone: (386)752-5960

RSVP FORM-BANKRUPTCY JUDICIALRECEPTION AUGUST 20, 2010

For convenience, please detach and enclose this RSVP form with your payment.

Please reserve tickets and menu preferences (choose Prime Rib, Chicken, or Vegetarian) for:

Print name: _____ **Entrée:** _____

Print name: _____ **Entrée:** _____

Print name: _____ Entrée: _____

Total Payment enclosed: \$ _____

Jenn C. Lussier

From: David W. Fina
Sent: Monday, August 09, 2010 1:36 PM
To: Millicent A. Schneider
Subject: FW: Mark Your Calendar - JAC Meetings

David W. Fina
Third Circuit Court Judge
Third Judicial Circuit

From: Debbie Howells [mailto:howellsd@flcourts.org]
Sent: Wednesday, August 04, 2010 2:10
To: Trial Court Chief Judges; Trial Court Administrators; Judge Kevin M. Emas; Judge Wayne Miller
Cc: OSCA-MANAGERS; Judge John Laurent; Kristine Slayden; Heather Thuotte-Pierson; Sue Bruce; Greg Smith
Subject: Mark Your Calendar - JAC Meetings

Chief Judge Lee Haworth, Chair of the Judicial Administration, has scheduled the following meetings of the Judicial Administration Committee:

1. Monday, September 20, 2010; 12:00 – 1:00 p.m.; via conference call.
2. Monday, October 18, 2010; 12:00 – 1:00 p.m.; via conference call.
3. Tuesday, December 7, 2010; afternoon meeting in Tallahassee, in conjunction with the TCBC meeting.

As discussed at the July 25 meeting, the agenda for the September and October conference calls will include review of progress on the Foreclosure Backlog Reduction Initiative.

Additional information will be provided in advance of the meetings.

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

Jenn C. Lussier

From: Georgia Chamberlin <georgia.chamberlin@trls.org>
Sent: Monday, August 09, 2010 10:02 AM
To: neveragainmichele@yahoo.com; kendrahinton@bellsouth.net;
dtomsawyer@yahoo.com; BOBDEKLE@yahoo.com; bill.brannon@sa3.state.fl.us;
phillipstracie@yahoo.com; lloydpeterson@hotmail.com;
melissa.blackwell@dot.state.fl.us; dana.brady@dot.state.fl.us;
jocelyn.croci@dot.state.fl.us; bonnie.green@dot.state.fl.us;
david.robertson@dot.state.fl.us; nancyfieldsdisabilitylaw@hotmail.com;
dosslaw@comcast.net; duane@duanethomas.org; gsdow@excite.com;
ruth.dow@va.gov; jhmccormick2@windstream.net; phendricklaw@aol.com;
adamsfarm@hughes.net; davisrb1@windstream.net; ksedor@windstream.net;
jay@jaywillingham.com; ralphdeas@windstream.net; sonnyscaff@yahoo.com;
timandamy@hotmail.com; wadelaw@gmail.com; mainesiv@aol.com;
thingson@avera.com; tseifert@avera.com; brianjb@bellsouth.net;
mcm@bbattorneys.com; alegalvision@yahoo.com; jonah.farr@sa3.state.fl.us;
kim.garner@sa3.state.fl.us; roberta.getzan@sa3.state.fl.us;
crystal.wilkerson@sa3.state.fl.us; Debbie A. DeNike; mefeagle@bellsouth.net;
robertfjordan@msn.com; tbyrd@morganlawcenter.com; wes_douglas@hotmail.com;
mcraelaw@yahoo.com; jjk@rkkattorneys.com; tjkrkkattorneys.com;
bwr@rkkattorneys.com; joye_clayton@dcf.state.fl.us; James_Kirkconnell@dcf.state.fl.us;
tracy_sorcek@dcf.state.fl.us; ellisherb@hotmail.com; E. Vernon Douglas;
jeff@lakecitylawoffice.com; joel@foremanolvera.com; heather@foremanolvera.com;
toby@foremanolvera.com; frankgafford@hotmail.com; twb@bbattorneys.com;
scb@bbattorneys.com; lct@bbattorneys.com; cmc@bbattorneys.com;
wjh@bbattorneys.com; flk@rkkattorneys.com; kbr@rkkattorneys.com;
emapaloan@bellsouth.net; rdb@pd3.coj.net; cdc@pd3.coj.net; traviskoon@gmail.com;
kkm@pd3.coj.net; cdr@pd3.coj.net; wfw@pd3.coj.net; jgw@pd3.coj.net;
gps@pd3.coj.net; leagle@bellsouth.net; herbertdarby@bellsouth.net;
saustinpeelee@bellsouth.net; tomi@bellsouth.net; Tom Coleman; ttdemas@bellsouth.net;
marseejdanielatt@bellsouth.net; em_domain@msn.com; mayorwitt@yahoo.com; Julian
E. Collins; lauraann@taxattorney.comcastbiz.net; Leandra G. Johnson;
gnorris@norrisattorneys.com; jnorris@norrisattorneys.com; brian@briansganga.com;
broling.rc1@gmail.com; danclark_rc1@jac.state.fl.us; millera_rc1@jac.state.fl.us;
verapage_rc1@jac.state.fl.us; cliffwilson_rc1@jac.state.fl.us; jimmyhunt@bellsouth.net;
najah.adams@trls.org; donna.macrae@trls.org; deborah.rivera@trls.org;
condemnationlawyer@gmail.com; slaughter.william@jud3.fl.courts.org;
jkylemcleod@hotmail.com; jerry.blair@windstream.net; christownsend@windstream.net;
djchris386@nefcom.net; jbeslaw@yahoo.com; masseyd_rc1@jac.state.fl.us;
horsenut@greatlaw.net; joe@greatlaw.net; omega@nefcom.net;
frank@frankmaloney.us; edwardsg@sao8.org; papell@sao8.org; yazdiyar@sao8.org;
johnsonjulie@pdo8.org; nelsong@pdo8.org; prattent@circuit8.org; mike.minerva1
@gmail.com; dalereci@nefcom.net; srparks62@aol.com; watch_horse32063
@yahoo.com; james_bessinger@dcf.state.fl.us; dunmire.kristin@gmail.com;
hat@prevattlaw.com; airth_h@yahoo.com; alex1946@comcast.net;
anthonywchauncey@windstream.net; decklaw@windstream.net;
andrewjdecker@windstream.net; rmdeckerjr@windstream.net; dmv@pd3.coj.net;
jennifer.kuyrkendall@gmail.com; lalawrence39@hotmail.com;
adam.morrison@suwanneelawyers.com; esellers@windstream.net;
lucas.taylor@suwanneelawyers.com; feliciathrem@gmail.com;
georgeblow@windstream.net; justinwblow@gmail.com; David W. Fina;

To:

craunlaw@msn.com; krisanne.hall@sa3.state.fl.us; karen.hatton@sa3.state.fl.us;
craig.jacobsen@sa3.state.fl.us; mindy.janousek@sa3.state.fl.us; skip.jarvis@sa3.state.fl.us;
wesley.paxson@sa3.state.fl.us; danahill@windstream.net; rdzlaw@ymail.com;
Dcbraunesq@yahoo.com; rjplaw@windstream.net; Sandra.haas@gal.fl.gov;
rhettbullard@hotmail.com; liveoakjohn@yahoo.com; jmj@pd3.coj.net; youngkwon1
@juno.com; pd3liveoak@hotmail.com; yromagnolo@nflattorney.com;
websterbaker@gmail.com; info@kevinlunsford.com; fschutte@windstream.net;
hland@windstream.net; Darren K. Jackson; mcmillanlaw@windstream.net;
info@brownandbroling.com; wesexton@brownandsextonlaw.com; heb@circuit8.org;
gatorlaw@atlantic.net; hellingb@sao8.org; reboone@bellsouth.net; drenee_88
@email.com; rcbliinn@yahoo.com; grahams@pdo8.org; thesandersfirm@yahoo.com;
dudleyph@embarqmail.com; sandersmplaw@yahoo.com; Jessica_Melnik@dcf.state.fl.us;
daniel_sikes@yahoo.com; socorro_antiques@yahoo.com; john@johnscooperpa.com;
mwatts@carolinacas.com; wseubanks@windstream.net; spousey@pcsposphate.com;
sjmaciver@gmail.com; David_Rothamer@dcf.state.fl.us; wtcopelandlaw@yahoo.com;
zant17@shareinet.net; thomasestone@usa.net; lawhatter@aol.com;
erniepage@embarqmail.com; ebbrowning@earthlink.net; tomreeves@earthlink.net;
cschnitker@earthlink.net; TaiblLaw@aol.com; scotcopelandlaw@earthlink.net;
aball_law@hotmail.com; bill@blueandbyers.com; junebyers@blueandbyers.com;
erniepage@fairpoint.net; mike@smithandsmithpa.net; cline@fairpoint.net;
elise.blair@sa3.state.fl.us; chris.lewis@sa3.state.fl.us; dave.phelps@sa3.state.fl.us;
thoward@omhlaw.com; lawbishop@fairpoint.net; bigbish@gtcom.net;
rommesil@fairpoint.net; flcpd3@gtcom.net; jellison@bellsouth.net;
duffyylaw@gmail.com; masseylaw@gmail.com; boyara@shands.ufl.edu;
cambrc@shands.ufl.edu; mcdols@shands.ufl.edu; WHITEE@shands.ufl.edu;
mcauthon@cox.net; jchilders@smartbizlaw.com; fdk@windstream.net; noahjk@cox.net;
mcguiganm@bellsouth.net; srudenstine@yahoo.com; jillconti@aol.com;
cdfranklin@gmail.com; eric_hope@hotmail.com; rwilder@boyeslaw.com; HSilver800
@aol.com; carrillolawoffice@gmail.com; DFDALY001@msn.com; N.A.Bacharach@att.net;
mdc@circuit8.org; ach@circuit8.org; tsm@circuit8.org; rer@circuit8.org;
tcarrington@chestnutfirm.com; chris.chestnut@chestnutfirm.com;
Rob@moodysalzman.com; john@jlsalterlaw.com; tsilverman@gru.net;
Brett.Meltzer@usdoj.gov; patricia.antonucci@trls.org; staci.chisholm@trls.org;
judy.collins@trls.org; lynn.kish@trls.org; rod.runyons@trls.org;
allison.thompson@trls.org; gloria.walker@trls.org; thomas.williams@trls.org;
nancy.wright@trls.org; MartinM221@yahoo.com; jennifer@springfieldlawpa.com;
astesq@yahoo.com; cvalbates@aol.com; barrygravespa@hotmail.com;
rakeeter@compdefender.com; littlepatio@gmail.com; neil.chonin@southernlegal.org;
kirsten.clanton@southernlegal.org; natalie.maxwell@southernlegal.org;
ALICE.NELSON@southernlegal.org; gabriela.ruiz@southernlegal.org;
JODI.SIEGEL@southernlegal.org; jwestindivorce@aol.com; bbrashear@nflalaw.com;
pfocks@nflalaw.com; JGOBLE@nflalaw.com; rkurdziel@nflalaw.com;
lmarsh@nflalaw.com; mmccarty@nflalaw.com; lauraghizibel@yahoo.com;
esqary@gru.net; paulbrockway@bellsouth.net; benhutson@bellsouth.net;
cfwoodhouse@woodouselaw.com; billcervone@yahoo.com;
glen_m_boecher@dcf.state.fl.us; kels_burnette@yahoo.com;
stacey_steinberg@dcf.state.fl.us; jalison1@aol.com; Lucy_Goddard@dcf.state.fl.us;
efh@turnerandhodge.com; peg@turnerandhodge.com; jamessullivaniii@bellsouth.net;
lgt@turnerandhodge.com; thomas@hawkinspa.com; mikefine@bellsouth.net;
mmstack@att.net; boyeslaw@bellsouth.net; john@johnhayter.com; at392@aol.com;
gaslaw@gmail.com; yulbluka1@yahoo.com; tfarkash@ffplaw.com; cheriefine@cox.net;
jfine@ffplaw.com; darbylaw@bellsouth.net; jjkearns@bellsouth.net;
psr@rothsteinforjustice.com; attymaggie@aol.com; baldwinnt@cox.net;

To:

gsedinger@aol.com; kemlaw@cox.net; mjmeadors@aol.com; judith@judithnagan.com; esellersjr@gmail.com; soracilaw@hotmail.com; ronald_surrency@yahoo.com; ncollier@teamparadigm.com; chipperfieldda@pdo8.org; goldmanc@pdo8.org; hatchd@pdo8.org; vjhayes@mail.com; jtlesq@yahoo.com; luci8_kky@yahoo.com; phillipsl@pdo8.org; noah@rashkind.com; scotts@pdo8.org; tcopeland@meldonlaw.com; jmeldon@meldonlaw.com; tom.daniel@gal.fl.gov; gvillelaw@aol.com; rstern5557@aol.com; emckillop@dellgraham.com; kmcneill@dellgraham.com; sseigle@dellgraham.com; mthomas@dellgraham.com; alexanders@sao8.org; becker@sao8.org; catheym@sao8.org; chessera@sao8.org; eatons@sao8.org; ezellb@sao8.org; fleckg@sao8.org; friscos@sao8.org; hechavarriao@sao8.org; hunt@sao8.org; keithk@sao8.org; kramerb@sao8.org; leonardj@sao8.org; marguliesd@sao8.org; mellmanl@sao8.org; muirheada@sao8.org; petersonm@sao8.org; pettismacklec@sao8.org; pritchetta@sao8.org; singerj@sao8.org; thompsons@sao8.org; walkerr@sao8.org; WrightG@sao8.org; john.nettles@mindspring.com; wittmertl@sbac.edu; tosha@foldsandwalker.com; alan@alanmcmichael.com; kelly@mcnealyochim.com; sondra@foldsandwalker.com; scott@foldsandwalker.com; karen@mcnealyochim.com; gregory.mcmahon@usdoj.gov; frank.williams@usdoj.gov; combsrd@ci.gainesville.fl.us; marchmansm@cityofgainesville.org; needm@cityofgainesville.org; waratukeea@ci.gainesville.fl.us; bakerb@circuit8.org; wed@circuit8.org; blg@circuit8.org; tmj@circuit8.org; kreiderd@circuit8.org; Miller5@circuit8.org; mwm@circuit8.org; rapczakm@circuit8.org; tullya@circuit8.org; mvg@circuit8.org; wrpursell@comcast.net; virginiahamner@gmail.com; mcpherson24@cox.net; jcschaible@bellsouth.net; Breeze@starbks.com; goldbej@gmail.com; mjgbrg@aol.com; bhoffman_10@hotmail.com; mtruppert@gmail.com; jake@rushandglassman.com; marian@rushandglassman.com; robert@rushandglassman.com; nick@rushandglassman.com; braswell@scruggs-carmichael.com; jurecko@scruggs-carmichael.com; kstinson@scruggs-carmichael.com; colemk@shands.ufl.edu; kovalc@shands.ufl.edu; palacc@shands.ufl.edu; bodlaw1@yahoo.com; rpc@circuit8.org; FerreroD@circuit8.org; jonesj@circuit8.org; ywm@circuit8.org; srm@circuit8.org; huntleyjohnson@msn.com; AtriaE_RC1@jac.state.fl.us

Subject:

LAST CHANCE TODAY, MONDAY, AUGUST 9TH! SIGN UP FOR THE BANKRUPTCY/CLE TAX LUNCHEON

Reserve Your Ticket for this August 20th Special Event

before the August 9, 2010 deadline!

(Tickets are not available at the door. See Event Details below.)

Co-Sponsors

TCAWL

(Third Circuit Association for Women Lawyers)

and

Three Rivers Legal Services, Inc.
cordially invite you to attend a
CLE Luncheon & Bankruptcy Judicial Reception
honoring the
United States Bankruptcy Court Judges sitting in the
Third Judicial Circuit of Florida

Our honored guests include:

The Honorable Paul M. Glenn

Chief United States Bankruptcy Judge

Middle District of Florida, Jacksonville Division

The Honorable Lewis Killian, Jr.

The Honorable Jerry A. Funk

Chief United States Bankruptcy Judge

United States Bankruptcy Judge

Northern District of Florida

Middle District of Florida

Erica R. Shaffor, LLM, tax counsel for

Three Rivers Legal Services, Inc.'s Low Income Tax Payer Clinic

will present a CLE luncheon presentation on the

Tax Ramifications of Mortgage Foreclosure

followed by a panel discussion with our honored guests.

CLE Credits from the Florida Bar

Event Details

When:

Friday, August 20, 2010

11:30am – 1:30pm

Where:

At the Woman's Club, 257 SE Hernando Avenue, Lake City, FL

Menu:

Please choose your luncheon entrée:

Prime Rib, Chicken, or Vegetarian

Cost and RSVP:

Cost is \$45 per person

RSVP by TODAY, MONDAY, AUGUST 9, 2010

by sending your name and menu selection on the form below

together with a check payable to Three Rivers Legal Services, Inc.

(Due to the nature of this event, the deadline for both ticket reservations and registration payment cannot be extended.)

Thank you in advance for assisting in meeting the August 6th deadline.)

Send the RSVP form and payment to the following address:

Three Rivers Legal Services, Inc.

P.O. Drawer 3067

Lake City, FL 32056-3067

Attention: Georgia Chamberlin

Please direct any questions about the event to Georgia Chamberlin

Email: georgia.chamberlin@trls.org

Phone: (386)752-5960

RSVP FORM-BANKRUPTCY JUDICIALRECEPTION AUGUST 20, 2010

For convenience, please detach and enclose this RSVP form with your payment.

Please reserve tickets and menu preferences (choose Prime Rib, Chicken, or Vegetarian) for:

Print name: _____ **Entrée:** _____

Print name: _____ **Entrée:** _____

Print name: _____ **Entrée:** _____

Total Payment enclosed: \$ _____

Jenn C. Lussier

From: Kristine Slayden <slaydenk@flcourts.org>
Sent: Friday, August 06, 2010 2:53 PM
To: Trial Court Chief Judges; Trial Court Administrators
Cc: Lisa Goodner; Judge John Laurent; Judge Margaret O. Steinbeck; P.J. Stockdale; Arlene Johnson; Charlotte Jerrett
Subject: Foreclosure and Economic Recovery Initiative
Attachments: 62% Estimated RPFM Backlog.pdf

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

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

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

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

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

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

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

Jenn C. Lussier

From: Georgia Chamberlin <georgia.chamberlin@trls.org>
Sent: Thursday, August 05, 2010 10:34 AM
To: neveragainmichele@yahoo.com; kendrahinton@bellsouth.net;
dtomsawyer@yahoo.com; BOBDEKLE@yahoo.com; bill.brannon@sa3.state.fl.us;
phillipstracie@yahoo.com; lloydpeterson@hotmail.com;
melissa.blackwell@dot.state.fl.us; dana.brady@dot.state.fl.us;
jocelyn.croci@dot.state.fl.us; bonnie.green@dot.state.fl.us;
david.robertson@dot.state.fl.us; nancyfieldsdisabilitylaw@hotmail.com;
dosslaw@comcast.net; duane@duanethomas.org; gsdow@excite.com;
ruth.dow@va.gov; jhmccormick2@windstream.net; phendricklaw@aol.com;
adamsfarm@hughes.net; davisrb1@windstream.net; ksedor@windstream.net;
jay@jaywillingham.com; ralphdeas@windstream.net; sonnyscaff@yahoo.com;
timandamy@hotmail.com; wadelaw@gmail.com; mainesiv@aol.com;
thingson@avera.com; tseifert@avera.com; brianjb@bellsouth.net;
mcm@bbattorneys.com; alegalvision@yahoo.com; jonah.farr@sa3.state.fl.us;
kim.garner@sa3.state.fl.us; roberta.getzan@sa3.state.fl.us;
crystal.wilkerson@sa3.state.fl.us; Debbie A. DeNike; mefeagle@bellsouth.net;
robertfjordan@msn.com; tbyrd@morganlawcenter.com; wes_douglas@hotmail.com;
mcraelaw@yahoo.com; jjk@rkkattorneys.com; tjkrkkattorneys.com;
bwr@rkkattorneys.com; joye_clayton@dcf.state.fl.us; James_Kirkconnell@dcf.state.fl.us;
tracy_sorcek@dcf.state.fl.us; ellisherb@hotmail.com; E. Vernon Douglas;
jeff@lakecitylawoffice.com; joel@foremanolvera.com; heather@foremanolvera.com;
toby@foremanolvera.com; frankgafford@hotmail.com; twb@bbattorneys.com;
scb@bbattorneys.com; lct@bbattorneys.com; cmc@bbattorneys.com;
wjh@bbattorneys.com; flk@rkkattorneys.com; kbr@rkkattorneys.com;
emapaloan@bellsouth.net; rdb@pd3.coj.net; cdc@pd3.coj.net; traviskoon@gmail.com;
kkm@pd3.coj.net; cdr@pd3.coj.net; wfw@pd3.coj.net; jgw@pd3.coj.net;
gps@pd3.coj.net; leagle@bellsouth.net; herbertfdarby@bellsouth.net;
saustinpeelee@bellsouth.net; tomi@bellsouth.net; Tom Coleman; ttdemas@bellsouth.net;
marseejdanielatt@bellsouth.net; em_domain@msn.com; mayorwitt@yahoo.com; Julian
E. Collins; lauraann@taxattorney.comcastbiz.net; Leandra G. Johnson;
gnorris@norrisattorneys.com; jnorris@norrisattorneys.com; brian@briansganga.com;
broling.rc1@gmail.com; danclark_rc1@jac.state.fl.us; millera_rc1@jac.state.fl.us;
verapage_rc1@jac.state.fl.us; cliffwilson_rc1@jac.state.fl.us; jimmyhunt@bellsouth.net;
najah.adams@trls.org; donna.macrae@trls.org; deborah.rivera@trls.org;
condemnationlawyer@gmail.com; jkylemcleod@hotmail.com;
jerry.blair@windstream.net; christowndsend@windstream.net; hat@prevattlaw.com;
airth_h@yahoo.com; alex1946@comcast.net; anthonywchauncey@windstream.net;
decklaw@windstream.net; andrewjdecker@windstream.net;
rmdeckerjr@windstream.net; dmv@pd3.coj.net; jennifer.kuyrkendall@gmail.com;
lalawrence39@hotmail.com; adam.morrison@suwanneelawyers.com;
esellers@windstream.net; lucas.taylor@suwanneelawyers.com; feliciathrem@gmail.com;
georgeblow@windstream.net; justinwblow@gmail.com; David W. Fina;
craunlaw@msn.com; krisanne.hall@sa3.state.fl.us; karen.hatton@sa3.state.fl.us;
craig.jacobsen@sa3.state.fl.us; mindy.janousek@sa3.state.fl.us; skip.jarvis@sa3.state.fl.us;
wesley.paxson@sa3.state.fl.us; danahill@windstream.net; rdzlaw@ymail.com;
Dcbraunesq@yahoo.com; rjplaw@windstream.net; Sandra.haas@gal.fl.gov;
rhettbullard@hotmail.com; liveoakjohn@yahoo.com; jmj@pd3.coj.net; youngkwon1
@juno.com; pd3liveoak@hotmail.com; yromagnolo@nflattorney.com;
websterbaker@gmail.com; info@kevinlunsford.com; fschutte@windstream.net;

To: hland@windstream.net; Darren K. Jackson; mcmillanlaw@windstream.net; wseubanks@windstream.net; sposey@pcsposphate.com; sjmaciver@gmail.com; David_Rothamer@dcf.state.fl.us; wtcopelandlaw@yahoo.com; zant17@shareinet.net; thomasestone@usa.net; lawhatter@aol.com; erniepage@embarqmail.com; ebbrowning@earthlink.net; tomreeves@earthlink.net; cschnitker@earthlink.net; TaiblLaw@aol.com; scotcopelandlaw@earthlink.net; aball_law@hotmail.com; bill@blueandbyers.com; junebyers@blueandbyers.com; erniepage@fairpoint.net; mike@smithandsmithpa.net; cline@fairpoint.net; elise.blair@sa3.state.fl.us; chris.lewis@sa3.state.fl.us; dave.phelps@sa3.state.fl.us; thoward@omhlaw.com; lawbishop@fairpoint.net; bigbish@gtcom.net; rommesil@fairpoint.net; flcpd3@gtcom.net; jellison@bellsouth.net; wewhitley@bellsouth.net; mlbryant3@yahoo.com

Subject: Training for August 13, 2010

Foreclosure Defense and Consumer Rights training is a multi-layered approach to learning how to advocate for your clients. This training by Jacksonville Area Legal Aid will include all aspects of homeownership preservation, debt collection and sound alternative strategies to better serve low-income and vulnerable clients.

ON-LINE REGISTRATION DEADLINE IS AUGUST 6,2010.

The August 13th training will be held at the Santa Fe College located at 3000 Northwest 83rd Street, Gainesville in room S326. Training will begin promptly at 9:00am and will end at approximately 4:30 pm. Lunch will be provided. Training is free if you take a pro bono case with your local legal services organization. This training is worth 7 CLE and 1 ethics credit.

If you have any question please feel free to contact Atheia Inman, Training Coordinator, Atheia.Inman@jaxlegalaid.org or by phone at (904) 356-8371 x377.

Registration link: <http://surveygoldplus.com/s/63C9A0C6C0F841BB/31.htm>

Jenn C. Lussier

From: Debbie Howells <howellsd@flcourts.org>
Sent: Wednesday, August 04, 2010 2:10 PM
To: Trial Court Chief Judges; Trial Court Administrators; Judge Kevin M. Emas; Judge Wayne Miller
Cc: OSCA-MANAGERS; Judge John Laurent; Kristine Slayden; Heather Thuotte-Pierson; Sue Bruce; Greg Smith
Subject: Mark Your Calendar - JAC Meetings

Chief Judge Lee Haworth, Chair of the Judicial Administration, has scheduled the following meetings of the Judicial Administration Committee:

1. Monday, September 20, 2010; 12:00 – 1:00 p.m.; via conference call.
2. Monday, October 18, 2010; 12:00 – 1:00 p.m.; via conference call.
3. Tuesday, December 7, 2010; afternoon meeting in Tallahassee, in conjunction with the TCBC meeting.

As discussed at the July 25 meeting, the agenda for the September and October conference calls will include review of progress on the Foreclosure Backlog Reduction Initiative.


Additional information will be provided in advance of the meetings.

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

Jenn C. Lussier

From: Daily Business Review <DBR_Editor@alm.com>
Sent: Tuesday, August 03, 2010 12:51 PM
To: David W. Fina
Subject: Litigation Alert

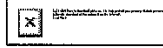
<p>Subscribe to the Review</p> <p>Subscribe to the print & Web editions</p> <p>Free 30-day Web Trial</p>	<p>August 3, 2010</p>	
<p>Today's Headlines</p> <p>Prosecutors outline restitution plan for Rothstein victims</p> <p>Florida may be first state to require paralegal certification</p> <p>Office Depot close to SEC settlement</p> <p>The Rodent: Lawyers who go on junkets would never think of taking vacation</p> <p>DailyBusinessReview.com</p>	<p><input type="checkbox"/> Legal News And Information You Can't Get Anywhere Else</p>	
	<p><u>Foreclosure</u></p> <p>Homeowner files fraud suit against firm, lawyer</p> <p>By: Paola Iuspa-Abbott</p> <p>A lawsuit filed in Miami federal court this week claims attorney David Stern and his Plantation firm filed fraudulent court actions, filed suits on behalf of lenders that didn't own debt on the homes targeted for foreclosure, and provided misleading information to the courts.</p>	
	<p><u>Jury Verdicts & Settlements</u></p> <p>Attorneys win \$6 million for parents of teen killed in wreck</p> <p>By: Review staff & VerdictSearch</p> <p>Rebecca Lee Larson and Michael R. Santana were successful in a one-day trial on damages only after the defense admitted liability for a fatal car wreck.</p>	
	<p><u>Rothstein Fallout</u></p> <p>Miami businessman added as plaintiff in Ponzi suit</p>	

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By: John Pacenti

Investors claiming losses in Scott Rothstein's \$1.2 billion Ponzi scheme have filed a third amended complaint against parties associated with the former Fort Lauderdale law firm chairman, claiming they were cheated out of \$165 million.

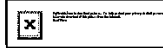


Justice Watch

Settlement silences opinion in sex-harassment case

By: Alyson M. Palmer

Home Depot and two fired store managers gave the 11th U.S. Circuit Court of Appeals an easy way out of a prickly same-sex harassment case by settling after the full court heard arguments.

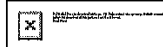


Gulf Oil Spill

Personal injury suits filed over dispersant


By: Tresa Baldas


The first personal injury suit involving the use of the chemical dispersant Corexit 9500 in response to the Gulf oil spill has surfaced in Alabama federal court.

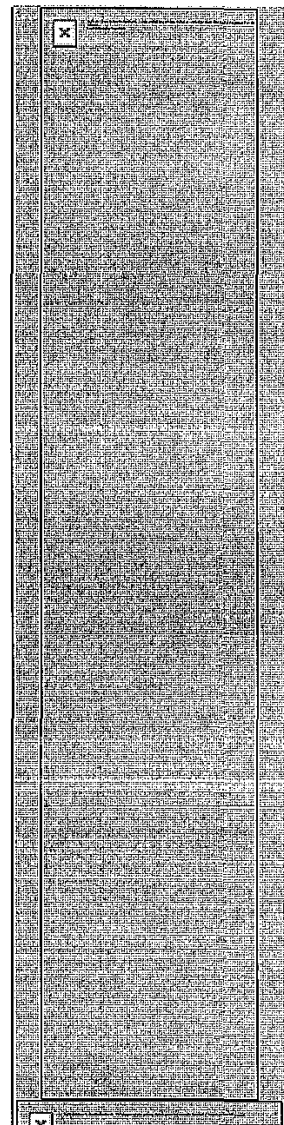
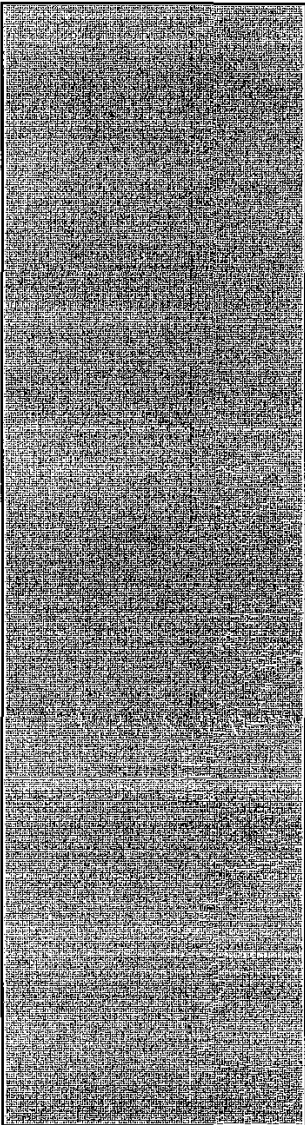


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Jenn C. Lussier

From: The Florida Bar <careercenter@flabar.org>
Sent: Tuesday, August 03, 2010 6:53 AM
To: David W. Fina
Subject: Job Flash: 18 new legal jobs

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Commercial Litigation Associate Colodny, Fass, Talenfeld, Karlinsky & Abate, P.A. - Ft. Lauderdale, FL

Colodny, Fass, Talenfeld, Karlinsky & Abate seeks an Associate with 3 years or more of Commercial Litigation and Trial Experience in the State of Florida. [more info...](#)

Workers Compensation Defense Attorney Stiles, Taylor & Grace - Hollywood, FL

Insurance defense firm is in search of workers compensation defense attorney to join our Hollywood, FL office. The ideal candidate will have 3-5 years verifiable experience successfully defending Florida workers' compensation claims. [more info...](#)

Community Association Attorney Gerstin & Associates - Boca Raton, FL

Gerstin & Associates, Boca Raton, FL. Established and reputable small firm seeking an associate attorney with a minimum of 3 years experience representing community associations. Benefits and competitive salary. The ideal candidate is an eager, personable communicator seeking a challenge, career growth and hands on experience with clients and Florida's judicial system. [more info...](#)

Associate Goldstein Law Group - Fort Lauderdale, FL

Insurance Defense attorney with strong writing and litigation skills. Will hit the ground running and have a heavy litigation intensive caseload including motion drafting, discovery, hearing attendance, case analysis and defense strategy. [more info...](#)

Foreclosure Case Load Attorney Law Offices of Marshall C. Watson P.A. - Fort Lauderdale, FL

Prestigious Florida full service foreclosure law firm, which strictly represents mortgage lenders and servicers throughout Florida is seeking a Foreclosure Attorney. The services our firm provides range from foreclosure, bankruptcy representation and evictions to REO closings and title insurance. Our office provides the highest quality representation available and continually strives to ensure our interests are aligned with those of our clients. [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...](#)

Litigation Senior Associate McClane Partners - Orlando, FL

McClane Partners is seeking an experienced (4-7 years), highly motivated litigation attorney. Must have trial experience, from inception through verdict; able to handle case load independently; and possess excellent research and writing skills. McClane Partners offers opportunity, good benefits and excellent compensation for the right candidate. Please email resume to gof@mcclanepa.com or fax 407-872-1227. [more info...](#)

In-house Counsel Fortress Family Office Group - Tampa, FL

In-house counsel located in Tampa, FL to handle and manage litigation in state and federal courts, provide general advice, and draft contracts. Must have 3-5 years federal litigation experience. Member of Illinois Bar a plus. Some work at home possible. Salary and benefits based on experience. Fax resume, cover letter and salary requirement to 866-896-7664. [more info...](#)

PIP Attorney Lydecker | Diaz - Miami, FL

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

Senior Trial Attorney Albertelli Law - Tampa, FL

Tampa Creditors Rights practice seeks a senior attorney experienced in handling commercial and real property litigation. Position presents an opportunity for departmental oversight and profit sharing. Please submit your resume to hr@albertellilaw.com. [more info...](#)

Insurance Regulatory Attorney Colodny, Fass, Talenfeld, Karlinsky & Abate, P.A. - Ft. Lauderdale, FL

Colodny, Fass, Talenfeld, Karlinsky & Abate, P.A. maintains a comprehensive insurance regulatory practice representing insurance companies, reinsurers, managing general agencies and premium financing companies. We are looking for an energetic associate to join our team. A strong qualified candidate would have comprehensive insurance and related transactional and research experience. [more info...](#)

Senior Associate Confidential - Miami, FL

Coral Gables insurance defense firm seeking an experienced (5 years) senior associate. Must be highly motivated, be able to handle case load independently, and have a strong work ethic. Excellent research and writing skills are a must. Experience in insurance defense is a plus, but not required. Please submit resume and cover letter to coralgablesattorney@gmail.com. [more info...](#)

Trial Attorney Associates & Bruce L. Scheiner P. A. - Fort Myers, FL

The successful candidate must have experience conducting a minimum of 5 jury trials. Personal injury experience helpful. Insurance industry defense experience preferred. [more info...](#)

Court Reporter DOAH, Office of the Judges of Compensation Claims - Tallahassee, FL

The State of Florida, Division of Administrative Hearings is currently advertising for a certified Court Reporter with Registered Professional Reporter certification from the National Court Reporter's Association with a minimum of 3 years experience. Duties, in part, include transcribing audio recordings, preparing electronic record of proceedings, and indexing of records to be filed with the 1st District Court of Appeal in accordance with the Rules of Appellate Procedure. [more info...](#)

Attorney Law Office of James J. Pratt-Geico Staff Counsel - Tampa, FL

GEICO Insurance Company Staff Counsel. Staff attorney to handle all aspects of defending automobile bodily injury and uninsured motorist lawsuits. Seeking attorney with a minimum of three years insurance defense experience. Prior experience taking Plaintiffs' depositions, doctors' depositions, conducting mediations, general file management, trial preparation and trial. [more info...](#)

Paralegal Confidential - Orlando, FL

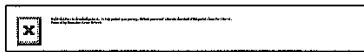
Bachelor's degree from an accredited college or university and an ABA paralegal certificate, or its equivalent, are preferred. Resumes without GPA will not be considered. [more info...](#)

Paralegal Confidential - Winter Park, FL

Full-time litigation paralegal position; prefer 5 years experience in general commercial litigation. Additional experience in bankruptcy practices and procedures is a plus. [more info...](#)

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Jenn C. Lussier

From: Georgia Chamberlin <georgia.chamberlin@trls.org>
Sent: Monday, August 02, 2010 3:16 PM
To: neveragainmichele@yahoo.com; kendrahinton@bellsouth.net;
dtomsawyer@yahoo.com; BOBDEKLE@yahoo.com; bill.brannon@sa3.state.fl.us;
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melissa.blackwell@dot.state.fl.us; dana.brady@dot.state.fl.us;
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crystal.wilkerson@sa3.state.fl.us; Debbie A. DeNike; mefeagle@bellsouth.net;
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E. Collins; lauraann@taxattorney.comcastbiz.net; Leandra G. Johnson;
gnorris@norrisattorneys.com; jnorris@norrisattorneys.com; brian@briansganga.com;
broling.rc1@gmail.com; danclark_rc1@jac.state.fl.us; millera_rc1@jac.state.fl.us;
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@gmail.com; dalereci@nefcom.net; srparks62@aol.com; watch_horse32063
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hat@prevattlaw.com; airth_h@yahoo.com; alex1946@comcast.net;
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jennifer.kuyrkendall@gmail.com; lalawrence39@hotmail.com;
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lucas.taylor@suwanneelawyers.com; feliciathrem@gmail.com;
georgeblow@windstream.net; justinwblow@gmail.com; David W. Fina;

To:

craunlaw@msn.com; krisanne.hall@sa3.state.fl.us; karen.hatton@sa3.state.fl.us;
craig.jacobsen@sa3.state.fl.us; mindy.janousek@sa3.state.fl.us; skip.jarvis@sa3.state.fl.us;
wesley.paxson@sa3.state.fl.us; danahill@windstream.net; rdzlaw@ymail.com;
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mmstack@att.net; boyeslaw@bellsouth.net; john@johnhayter.com; at392@aol.com;
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psr@rothsteinforjustice.com; attymaggie@aol.com; baldwinnt@cox.net;

To:

gsedinger@aol.com; kemlaw@cox.net; mjmeadors@aol.com; judith@judithnagan.com; esellersjr@gmail.com; soracilaw@hotmail.com; ronald_surrency@yahoo.com; ncollier@teamparadigm.com; chipperfielda@pdo8.org; goldmanc@pdo8.org; hatchd@pdo8.org; vjhayes@mail.com; jtlesq@yahoo.com; luci8_kky@yahoo.com; phillips1@pdo8.org; noah@rashkind.com; scotts@pdo8.org; tcopeland@meldonlaw.com; jmeldon@meldonlaw.com; tom.daniel@gal.fl.gov; gvillelaw@aol.com; rstern5557@aol.com; emckillop@dellgraham.com; kmcneill@dellgraham.com; sseigle@dellgraham.com; mthomas@dellgraham.com; alexanders@sao8.org; becker@sao8.org; catheym@sao8.org; chessera@sao8.org; eatons@sao8.org; ezellb@sao8.org; fleckg@sao8.org; friscos@sao8.org; hechavarria@sao8.org; hunt@d@pdo8.org; keithk@sao8.org; kramerb@sao8.org; leonardj@sao8.org; marguliesd@sao8.org; mellmanl@sao8.org; muirheada@sao8.org; petersonm@sao8.org; pettismacklec@sao8.org; pritchetta@sao8.org; singerj@sao8.org; thompsons@sao8.org; walkerr@sao8.org; WrightG@sao8.org; john.nettles@mindspring.com; wittmertl@sbac.edu; tosha@foldsandwalker.com; alan@alanmcmichael.com; kelly@mcnealyochim.com; sonda@foldsandwalker.com; scott@foldsandwalker.com; karen@mcnealyochim.com; gregory.mcmahon@usdoj.gov; frank.williams@usdoj.gov; combsrd@ci.gainesville.fl.us; marchmansm@cityofgainesville.org; needm@cityofgainesville.org; waratukeea@ci.gainesville.fl.us; bakerb@circuit8.org; wed@circuit8.org; blg@circuit8.org; tmj@circuit8.org; kreiderd@circuit8.org; MillerS@circuit8.org; mwm@circuit8.org; rapczakm@circuit8.org; tullya@circuit8.org; mvg@circuit8.org; wrpursell@comcast.net; virginiahamner@gmail.com; mcpherson24@cox.net; jcschaible@bellsouth.net; Breeze@starbks.com; goldbej@gmail.com; mjgbrg@aol.com; bhoffman_10@hotmail.com; mtruppert@gmail.com; jake@rushandglassman.com; marian@rushandglassman.com; robert@rushandglassman.com; nick@rushandglassman.com; braswell@scruggs-carmichael.com; jurecko@scruggs-carmichael.com; kstinson@scruggs-carmichael.com; colemk@shands.ufl.edu; kovalc@shands.ufl.edu; palacc@shands.ufl.edu; bodlaw1@yahoo.com; rpc@circuit8.org; FerreroD@circuit8.org; jonesj@circuit8.org; ywm@circuit8.org; srm@circuit8.org; huntleyjohnson@msn.com; AtriaE_RC1@jac.state.fl.us; lori@dunhamlittle.com; vippermanl@bellsouth.net; billsalmonatty@bellsouth.net; jill.womble@cox.net; dschwartz@alachuacounty.us; michael_dupee@flnd.uscourts.gov; ruppert@law.ufl.edu; lisacaro@bellsouth.net; aabernethy1@cox.net; bjb0028@gmail.com; cmeldon@meldonlaw.com; griggss@hotmail.com; lawfit@msn.com; falr@falr.com; votesmith04@yahoo.com; shalleynm@cityofgainesville.org; robert.griscti@grisctilaw.com; dgaligani@thegralfirm.com; lgaligani@thegralfirm.com; lprebor@thegralfirm.com; kroberson@thegralfirm.com; mnh@alachuaclerk.org; jas@alachuaclerk.org; bctlaw@gmail.com; lynn.monaco@avmed.org; ecolins@dellgraham.com; egershow@dellgraham.com; jjopling@dellgraham.com; jlester@dellgraham.com; amorey@dellgraham.com; dpaleschic@dellgraham.com; cschwait@dellgraham.com; slf1931@bellsouth.net; bevin@bellsouth.net; michael@reasonable-doubt.org; prsl030@aol.com; naw@circuit8.org; susananders_rc1@jac.state.fl.us; dashwell@hotmail.com; jeanneconway_rc1@jac.state.fl.us; johnfloyd_rc1@jac.state.fl.us; evelynsapp_rc1@jac.state.fl.us; radsonmj@cityofgainesville.org; rfrpa@bellsouth.net; cweygant@alachuasheriff.org; afn01114@afn.org; marroyo@wsalawfirm.com; awtalbert@yahoo.com; jwershow@wsalawfirm.com; ros@striplinglawfirm.com; joshua@lawgainesville.com; adam@lawgainesville.com; allan_kornblum@flnd.uscourts.gov; abaker@umanlaw.com; uman@umanlaw.com; miles@kzwlaw.com; john@kzwlaw.com; bart@kzwlaw.com; snblaw@atlantic.net; norm@foldsandwalker.com; alison@foldsandwalker.com; jonmills@sprynet.com; MikeH1017@aol.com; jhjesq@aol.com; Gary@moodysalzman.com;

To: Tony@moodysalzman.com; juancalama@yahoo.com; cotterk@pdo8.org;
lhjusticelaw@cox.net; johnsonb@pdo8.org; maguirej@pdo8.org; parkerr@pdo8.org;
smallc@pdo8.org; stacyh@pdo8.org; suggsj@pdo8.org; wuntiedt@gmail.com;
wharlan@alachuacounty.us

Subject: Deadline to sign up this Friday, August 6

Reserve Your Ticket for this August 20th Special Event
before the August 6, 2010 deadline!
(Tickets are not available at the door. See Event Details below.)

Co-Sponsors
TCAWL
(Third Circuit Association for Women Lawyers)
and
Three Rivers Legal Services, Inc.

cordially invite you to attend a
CLE Luncheon & Bankruptcy Judicial Reception
honoring the
United States Bankruptcy Court Judges sitting in the
Third Judicial Circuit of Florida

Our honored guests include:

The Honorable Paul M. Glenn
Chief United States Bankruptcy Judge
Middle District of Florida, Jacksonville Division

The Honorable Lewis Killian, Jr.
Chief United States Bankruptcy Judge
Northern District of Florida

The Honorable Jerry A. Funk
United States Bankruptcy Judge
Middle District of Florida

Erica R. Shaffor, LLM, tax counsel for
Three Rivers Legal Services, Inc.'s Low Income Tax Payer Clinic
will present a CLE luncheon presentation on the
Tax Ramifications of Mortgage Foreclosure
followed by a panel discussion with our honored guests.

CLE Credits Pending Florida Bar Authorization

Event Details

When:

Friday, August 20, 2010
11:30am – 1:30pm

Where:

At the Woman's Club, 257 SE Hernando Avenue, Lake City, FL

Menu:

Please choose your luncheon entrée:
Prime Rib, Chicken, or Vegetarian

Cost and RSVP:

Cost is \$45 per person

RSVP by August 6, 2010

by sending your name and menu selection on the form below
together with a check payable to Three Rivers Legal Services, Inc.
(Due to the nature of this event, the deadline for both ticket reservations and registration payment
cannot be extended.)

Thank you in advance for assisting in meeting the August 6th deadline.)

Send the RSVP form and payment to the following address:

**Three Rivers Legal Services, Inc.
P.O. Drawer 3067
Lake City, FL 32056-3067
Attention: Georgia Chamberlin**

Please direct any questions about the event to Georgia Chamberlin

Email: georgia.chamberlin@trls.org

Phone: (386)752-5960



RSVP FORM-BANKRUPTCY JUDICIALRECEPTION AUGUST 20, 2010

For convenience, please detach and enclose this RSVP form with your payment.

Please reserve tickets and menu preferences (choose Prime Rib, Chicken, or Vegetarian) for:

Print name: _____ Entrée: _____

Print name: _____ Entrée: _____

Print name: _____ Entrée: _____

Total Payment enclosed: \$ _____

Jenn C. Lussier

From: Third Circuit Bar Association <3circuitbar@gmail.com>
Sent: Monday, August 02, 2010 1:36 PM
To: alegalvision@yahoo.com; aball_law@hotmail.com; acancio@alltel.net; adamsfarm@hughes.net; airth_h@yahoo.com; andrewjdecker@windstream.net; angela.miller@dot.state.fl.us; bigbish@gtcom.net; bill@blueandbyers.com; BOBDEKLE@yahoo.com; bonnie.green@dot.state.fl.us; William B. Brannon, Jr; brianjb@bellsouth.net; briansganga@bellsouth.net; bwr@rkkattorneys.com; cdr@pd3.coj.net; cliffwilson_rc1@jac.state.fl.us; cline@fairpoint.net; cmc@bbattorneys.com; Tom Coleman; Julian E. Collins; craig.jacobsen@sa3.state.fl.us; craunlaw@msn.com; cschnitker@earthlink.net; dana@lakecitylawoffice.com; danahill@windstream.net; danclark_rc1@jac.state.fl.us; dave.phelps@sa3.state.fl.us; David_Rothamer@dcf.state.fl.us; david.robertson@dot.state.fl.us; davisrb1@windstream.net; deborah.rivera@trls.org; decklaw@windstream.net; Debbie A. DeNike; dkdavisonlaw@gmail.com; dmv@pd3.coj.net; donna.macrae@trls.org; dosslaw@comcast.net; E. Vernon Douglas; dstathopoulos@tampabay.rr.com; dtomsawyer@yahoo.com; duane@duanethomas.org; ebbrowning@earthlink.net; ebrown@norrisattorneys.com; em_domain@msn.com; emapaloan@bellsouth.net; erniepage@fairpoint.net; erniepage3@embarqmail.com; esellers@windstream.net; ewlaw02@bellsouth.net; feliciathrem@alltel.net; David W. Fina; flcpd3@gtcom.net; flk@rkkattorneys.com; foyebwalker@comcast.net; frankgafford@bellsouth.net; fschutte@windstream.net; georgeblow@windstream.net; gnorris@norrisattorneys.com; gps@pd3.coj.net; gsdow@excite.com; gsparker@gp-attorney.com; hat@prevattlaw.com; heather@foremanolvera.com; herbertfdarby@bellsouth.net; hland@windstream.net; hwe@pd3.coj.net; info@kevinlunsford.com; Darren K. Jackson; James_Kirkconnell@dcf.state.fl.us; jay@jaywillingham.com; jeff@lakecitylawoffice.com; jerry.blair@windstream.net; jgw@pd3.coj.net; jhmccormick2@windstream.net; jjk@rkkattorneys.com; jkylemcleod@hotmail.com; jnorris@norrisattorneys.com; jocelyn.croci@dot.state.fl.us; joel@foremanolvera.com; john.weed@sa3.state.fl.us; Leandra G. Johnson; jonah.farr@sa3.state.fl.us; joye_clayton@dcf.state.fl.us; jrhd3@fairpoint.net; junebyers@blueandbyers.com; justinwblow@gmail.com; karen.hatton@sa3.state.fl.us; kendrahinton@bellsouth.net; kim.garner@sa3.state.fl.us; kim.sedor@sa3.state.fl.us; kkm@pd3.coj.net; Frederick L. Koberlein; krisanne.hall@sa3.state.fl.us; lalawrence39@hotmail.com; lauraann@taxattorney.comcastbiz.net; lawbishop@fairpoint.net; lawhatter@aol.com; lct@bbattorneys.com; ldepaz@foremanolvera.com; leagle@bellsouth.net; liveoakjohn@yahoo.com; lloydpeterson@hotmail.com; lucas.taylor@sa3.state.fl.us; maf@pd3.net; mao@pd3.coj.net; marseejdanielatt@bellsouth.net; mayorwitt@yahoo.com; mcm@bbattorneys.com; mcmillanlaw@windstream.net; mcraelaw@yahoo.com; mctunsil@bellsouth.net; mefeagle@bellsouth.net; michael.sanfilippo@sa3.state.fl.us; mike@smithandsmithpa.net; mindy.wollitz@sa3.state.fl.us; mlbryant3@yahoo.com; mmosteen79@yahoo.com; Adam L. Morrison; najah.adams@trls.org; nancyfieldsdisabilitylaw@hotmail.com; neveragainmichele@yahoo.com; pd3liveoak@hotmail.com; phendricklaw@aol.com; prossi@jaa.aero; ralph.maxon@dot.state.fl.us; ralphdeas@windstream.net; rdb@pd3.coj.net; rhettbullard@hotmail.com; rick@lakecitylawoffice.com; rjplaw@windstream.net; rmdeckerjr@windstream.net; roberta.getzan@sa3.state.fl.us; robertfjordan@msn.com; robertmoellenpa@bellsouth.net; rommesil@fairpoint.net; rudser@alltel.net; ruth.dow@va.gov; sandra.peterson@gal.fl.gov; saustinpeelee@bellsouth.net; scb@bbattorneys.com; skhaas@windstream.net; slaughter.william@jud3.fl.courts.org; sonnyscaff@yahoo.com;

To: sposey@pcsphosphate.com; TaiblLaw@aol.com; thingson@avera.com;
thomasestone@usa.net; thoward@omhlaw.com; tomi@bellsouth.net; tomk1@alltel.net;
tomreeves@earthlink.net; tseifert@avera.com; ttdemas@bellsouth.net;
twb@bbattorneys.com; walter_j_flinn@yahoo.com; websterbaker@gmail.com;
wendyt@mail.sa3.state.fl.us; wes_douglas@hotmail.com; wewhitley@bellsouth.net;
wfw@pd3.coj.net; wjh@bbattorneys.com; wm197@bellsouth.net;
wseubanks@windstream.net; wtcopelandlaw@yahoo.com; youngkwon1@juno.com;
zant17@shareinet.net; skip.jarvis@sa3.state.fl.us; brannon.bill@sa3.state.fl.us; Losmin
Jimenez; georgia.chamberlin@trls.org; anita426@hotmail.com
Subject: Fwd: CLE Luncheon and Bankruptcy Judicial Reception

Reserve Your Ticket for this August 20th Special Event

before the August 6, 2010 deadline!

(Tickets are not available at the door. See Event Details below.)

Co-Sponsors

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followed by a panel discussion with our honored guests.

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cannot be extended.

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Three Rivers Legal Services, Inc.

P.O. Drawer 3067

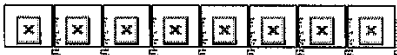
Lake City, FL 32056-3067

Attention: Georgia Chamberlin

Please direct any questions about the event to Georgia Chamberlin

Email: georgia.chamberlin@trls.org

Phone: (386)752-5960



RSVP FORM-BANKRUPTCY JUDICIALRECEPTION AUGUST 20, 2010

For convenience, please detach and enclose this RSVP form with your payment.

Please reserve tickets and menu preferences (choose Prime Rib, Chicken, or Vegetarian) for:

Printname: _____ **Entrée:** _____

Printname: _____ **Entrée:** _____

Printname: _____ **Entrée:** _____

Total Payment enclosed: \$ _____

Jenn C. Lussier

From: David W. Fina
Sent: Thursday, July 29, 2010 4:49 PM
To: Sondra M. Lanier
Subject: Emailing: Foreclosure Master Calendar.htm

Eleventh Judicial Circuit of Florida



Search: [] [Go]

Foreclosure Master Calendar

NOTICE

FMCFORQUESTIONS@JUD11.FLCOURTS.ORG IS BEING UPDATED.
ANSWERS TO THE MAJORITY OF QUESTIONS RAISED CAN BE FOUND IN THE FMC BROCHURE.
PLEASE DO NOT ANTICIPATE RESPONSES TO YOUR INQUIRIES UNTIL JULY 6, 2010.

- **FMC Master Calendar Update**
- **Certificate of Compliance**
- **Order Rejecting Request for Hearing**
- **Master Calendar Brochure**
- **FMC Notice of Hearing**
- **FMC Cover Sheet**
- **FMC Cover Sheet-Cancellation of Sale**
- **RMFM Case Status**

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Jenn C. Lussier

From: Heather Thuotte-Pierson <piersonh@flcourts.org>
Sent: Thursday, July 29, 2010 2:50 PM
To: Trial Court Chief Judges
Cc: Judge John Laurent; Judge Margaret O. Steinbeck; Judge Joseph P. Farina; Lisa Goodner; Kristine Slayden; Jessie Emrich
Subject: Clerk's Foreclosure Allocation Plan
Attachments: ClerkForeclosureFundingDistribution_June112010.pdf

Chief Judges –

As promised at the JAC meeting, attached is the clerk's foreclosure allocation plan with funding distributions by circuit and county.

Thanks,
Heather

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

FLORIDA CCOC

Clerks of Court
Operations Corporation



Memorandum

Honorable Howard Forman
Broward County
Chair

Honorable Harvey Rubin
Palm Beach County
Vice Chairman

Honorable Richard Weis
Polk County
Secretary/Treasurer

Honorable John Cawford
Nassau County

Honorable Scott Ellis
Brevard County

Honorable Bob Inze
Leon County

Honorable Buddy Ivey
Alachua County

Honorable Jim Sanders
Madison County

Honorable
Margaret Steinbeck
Judge

Senate

Honorable Sharon Book
Palm Beach County

House

Lydia Gardner

Joe Boyd

General Counsel

John Dew

Executive Director

2500 A02 Carolina Circle
Tallahassee, Florida 32308

Phone: 850-867-2223
Fax: 850-386-2224

To: CCOC Executive Council Members

From: John Dew

Date: June 11, 2010

Re: Agenda Item #4, Foreclosure Allocation Plan

The 2010 Legislature provided \$3.6 million in nonrecurring dollars to the Clerks in 10/11 to assist the Courts in removing backlogged foreclosure cases. The Council at your May 25th meeting developed a methodology for distribution which involved allocating dollars to Clerks partially based on the plan put in place by each Circuit Chief Judge. Mr. Forman sent a letter to each Chief Judge, in those circuits that have more than one county, asking for their plan. (See attached letter.)

The Council approved the allocation amount for each circuit at your May 25th meeting. Please find attached a draft allocation amount for each Clerk by county within those circuits for your review.

I will be meeting with Legislative Appropriations Staff on June 16th to present the allocation plan approved by the Council along with staff from the Court system. We will then provide a budget amendment, through the Justice Administrative Commission, to the Governor's office which will take approximately 10 days. Once approved we will begin allocation to the Clerks.

DRAFT FORECLOSURE DISTRIBUTION

Circuits	Total Circuit Allocation	County Distribution of Circuit Allocation																
		Escambia	Okaloosa	Santa Rosa	Walton	Liberty	Leon	Wakulla	Franklin	Gadsden	Jefferson	Madison	Columbia	Suwannee	Lafayette	Dixie	Hamilton	Taylor
1	\$ 74,464.74	\$ 19,733.00	\$ 25,318.74	\$ 9,680.00	\$ 19,733.00													
2	\$ 48,899.48	\$ 1,465.61	\$ 32,976.20	\$ 3,664.02	\$ 3,664.02	\$ 3,664.02	\$ 3,664.02	\$ 3,664.02	\$ 1,465.61									
3	\$ 24,077.72	\$ 2,585.95	\$ 8,446.47	\$ 5,116.52	\$ 1,040.16	\$ 2,063.46	\$ 1,880.47	\$ 2,944.71										
4	\$ 184,794.53	\$ 25,000.00	\$ 104,794.53	\$ 5,000.00														
5	\$ 129,676.88	\$ 2,593.54	\$ 10,374.15	\$ 36,309.53	\$ 46,683.68	\$ 33,715.99												
6	\$ 227,632.39	\$ 90,976.09	\$ 133,656.23															
7	\$ 134,993.84	\$ 40,498.15	\$ 6,749.69	\$ 20,249.08	\$ 67,496.92													
8	\$ 41,081.04	\$ 3,500.00	\$ 1,000.00	\$ 30,831.04	\$ 3,500.00	\$ 1,750.00	\$ 500.00											
9	\$ 293,871.90	\$ 196,894.17	\$ 96,977.73															
10	\$ 74,525.81	\$ 74,525.81	\$ -	\$ -														
11	\$ 548,601.65	\$ 548,601.65																
12	\$ 147,762.26	\$ -	\$ 73,881.13	\$ 73,881.13														
13	\$ 254,577.79	\$ 254,577.79																
14	\$ 47,699.92	\$ 47,699.92	\$ -	\$ -	\$ -	\$ -	\$ -											
15	\$ 403,208.26	\$ 403,208.26																
16	\$ 41,389.64	\$ 41,389.64																
17	\$ 384,280.65	\$ 384,280.65																
18	\$ 124,884.87	\$ 124,884.87	\$ 73,345.08															
19	\$ 192,203.56	\$ -	\$ 26,440.71	\$ 79,322.14	\$ 26,440.71													
20	\$ 263,028.06	\$ 34,193.65	\$ 65,757.01	\$ 15,781.68	\$ 15,781.68	\$ 131,514.03												
Total	\$ 3,600,000.00																	

Notes

Any remainders in the distributions were provided to the counties with the largest overall distribution within the circuit.

Jenn C. Lussier

From: Davis, Steven <SDavis@becker-poliakoff.com>
Sent: Wednesday, July 28, 2010 11:50 AM
To: David W. Fina
Cc: Stephen C. Bullock
Subject: USA v. Morrison interest calculations

Judge Fina:

To assist the court in preparing a final judgment of foreclosure in this matter, I am providing a spreadsheet with daily interest calculations:

Date	Interest	Subtotal P+I	Total	Principal	Per diem	Costs	Fees
7/29/2010	\$ 127,854.47	\$361,621.83	\$467,686.74	\$233,767.36	\$ 26.76	\$ 30,244.57	\$ 75,820.34
7/30/2010	\$ 127,881.23	\$361,648.59	\$467,713.50		4/4/2010		
7/31/2010	\$ 127,907.99	\$361,675.35	\$467,740.26				
8/1/2010	\$ 127,934.75	\$361,702.11	\$467,767.02				
8/2/2010	\$ 127,961.51	\$361,728.87	\$467,793.78				
8/3/2010	\$ 127,988.27	\$361,755.63	\$467,820.54				
8/4/2010	\$ 128,015.02	\$361,782.38	\$467,847.29				
8/5/2010	\$ 128,041.78	\$361,809.14	\$467,874.05				
8/6/2010	\$ 128,068.54	\$361,835.90	\$467,900.81				
8/7/2010	\$ 128,095.30	\$361,862.66	\$467,927.57				
8/8/2010	\$ 128,122.06	\$361,889.42	\$467,954.33				
8/9/2010	\$ 128,148.82	\$361,916.18	\$467,981.09				
8/10/2010	\$ 128,175.58	\$361,942.94	\$468,007.85				
8/11/2010	\$ 128,202.34	\$361,969.70	\$468,034.61				
8/12/2010	\$ 128,229.10	\$361,996.46	\$468,061.37				
8/13/2010	\$ 128,255.86	\$362,023.22	\$468,088.13				
8/14/2010	\$ 128,282.62	\$362,049.98	\$468,114.89				
8/15/2010	\$ 128,309.38	\$362,076.74	\$468,141.65				
8/16/2010	\$ 128,336.14	\$362,103.50	\$468,168.41				
8/17/2010	\$ 128,362.90	\$362,130.26	\$468,195.17				
8/18/2010	\$ 128,389.65	\$362,157.01	\$468,221.92				
8/19/2010	\$ 128,416.41	\$362,183.77	\$468,248.68				
8/20/2010	\$ 128,443.17	\$362,210.53	\$468,275.44				
8/21/2010	\$ 128,469.93	\$362,237.29	\$468,302.20				
8/22/2010	\$ 128,496.69	\$362,264.05	\$468,328.96				
8/23/2010	\$ 128,523.45	\$362,290.81	\$468,355.72				
8/24/2010	\$ 128,550.21	\$362,317.57	\$468,382.48				
8/25/2010	\$ 128,576.97	\$362,344.33	\$468,409.24				
8/26/2010	\$ 128,603.73	\$362,371.09	\$468,436.00				
8/27/2010	\$ 128,630.49	\$362,397.85	\$468,462.76				
8/28/2010	\$ 128,657.25	\$362,424.61	\$468,489.52				
8/29/2010	\$ 128,684.01	\$362,451.37	\$468,516.28				
8/30/2010	\$ 128,710.77	\$362,478.13	\$468,543.04				
8/31/2010	\$ 128,737.53	\$362,504.89	\$468,569.80				
9/1/2010	\$ 128,764.29	\$362,531.65	\$468,596.56				
9/2/2010	\$ 128,791.04	\$362,558.40	\$468,623.31				
9/3/2010	\$ 128,817.80	\$362,585.16	\$468,650.07				
9/4/2010	\$ 128,844.56	\$362,611.92	\$468,676.83				
9/5/2010	\$ 128,871.32	\$362,638.68	\$468,703.59				

9/6/2010 \$ 128,898.08 \$362,665.44 \$468,730.35
9/7/2010 \$ 128,924.84 \$362,692.20 \$468,757.11
9/8/2010 \$ 128,951.60 \$362,718.96 \$468,783.87

BECKER & POLLAKOFF Legal and Business Strategists	Steven M. Davis Attorney at Law
	Becker & Pollakoff, P.A. Alhambra Towers 121 Alhambra Plaza, 10th Floor Coral Gables, FL 33134 305.262.4433 Phone 305.442.2232 Fax SDavis@becker-poliakoff.com www.becker-poliakoff.com

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Jenn C. Lussier

From: Daily Business Review <DBR_Editor@alm.com>
Sent: Tuesday, July 27, 2010 12:28 PM
To: David W. Fina
Subject: Litigation Alert

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July 27, 2010

Legal News And Information You Can't Get Anywhere Else

Class Actions

Brickell Honda class action certified on trade-in values

By: Review staff

A statewide class action has been certified against Brickell Honda for customers who claim they were cheated on trade-in values.

Gulf Oil Spill

Plaintiff attorneys want Feinberg to disclose BP pay

By: John Pacenti

Plaintiff attorneys representing oil spill victims say the Washington lawyer managing BP's \$20 billion victim compensation fund should disclose how much he is getting paid by the petroleum giant.

Litigation

Auto dealer Potamkin sues lawyers over prenup deal

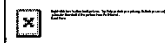
By: Gina Passarella

A pivotal decision by Miami-Dade Circuit

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Judge Ivan Fernandez has produced a legal malpractice suit against the defunct law firm Wolf Block and its former partners.

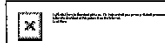


Rothstein Fallout

Hedge fund owner agrees to surrender bulk of assets

By: Julie Kay

George Levin, the owner of a hedge fund that funneled about \$830 million into Scott Rothstein's Ponzi scheme, has agreed to surrender the bulk of his assets under a bankruptcy settlement.

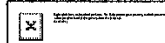


Evidence

Judge overturns ruling based on 'People's Court'

By: Mark Fass

A hearing officer rejected a woman's claim to a subsidized apartment, but a state judge concluded TV proceedings can't be treated as the equivalent of an actual court.

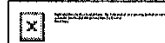


Justice Watch

HSBC trying to avoid becoming next UBS

By: John Pacenti

After bringing UBS to its knees, the Justice Department and Internal Revenue Service are eyeing another big fish — HSBC.

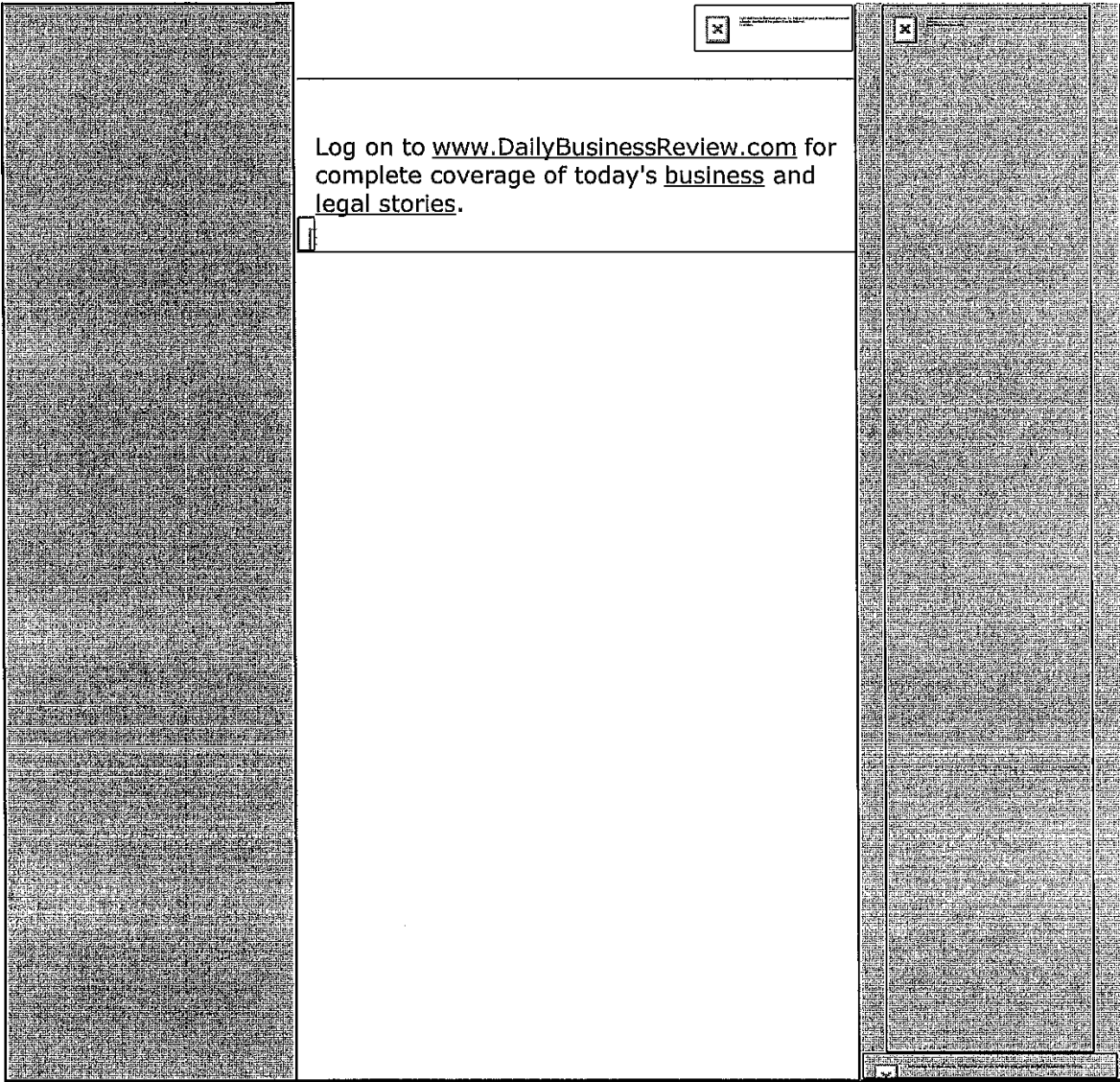


Federal Court

Lewis Freeman sentenced to more than 10 years

By: Susannah Nesmith

The prolific court-appointed receiver and trustee was sentenced today to more than 10 years for stealing \$2.6 million from accounts under his control.



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Jenn C. Lussier

From: Sondra M. Lanier
Sent: Thursday, July 22, 2010 11:55 AM
To: David W. Fina
Cc: Millicent A. Schneider
Subject: Need to See You

Judge Fina,

I am leaving in the morning for Marco Island, so I need to get with you today on a couple of things **please**. I want to get you to sign our judicial certification package so that I can get it out before I leave. (Judge Coleman has approved the narrative.) I also need to touch base on the foreclosure case management.

Thanks.

Sondra Lanier
Trial Court Administrator
Third Judicial Circuit
(386)758-2163 Lake City
(386)362-1017 Live Oak
(386)362-2658 Fax

Jenn C. Lussier

From: Debbie J. Saunders
Sent: Wednesday, July 21, 2010 8:56 AM
To: David W. Fina
Subject: RE:

Thanks! Happy "hump day"!

=====

*Debbie Saunders, Judicial Assistant to
Honorable Paul S. Bryan, Circuit Judge
173 NE Hernando Avenue
Lake City, FL 32055
Phone: 386-758-2147; Fax: 386-758-2151*

From: David W. Fina
Sent: Wednesday, July 21, 2010 8:55
To: Debbie J. Saunders
Subject: RE:

Debbie,

Hope you are well.

Yes, a default doesn't preclude the requirement for mediation assuming the borrower has met all the requirements outlined in the order.

Keep in touch.

David W. Fina

Third Circuit Court Judge

Third Judicial Circuit

From: Debbie J. Saunders
Sent: Tuesday, July 20, 2010 2:38
To: David W. Fina
Subject:

Judge Fina:

Per your administrative order on foreclosure (homestead) mediation, if the defendants have been defaulted, does the case still need to go to mediation? Can you please let me know?

How are you? Happy Tuesday!

Debbie

=====

Debbie Saunders, Judicial Assistant to

Honorable Paul S. Bryan, Circuit Judge

173 NE Hernando Avenue

Lake City, FL 32055

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Debbie Saunders, Judicial Assistant to

Honorable Paul S. Bryan, Circuit Judge

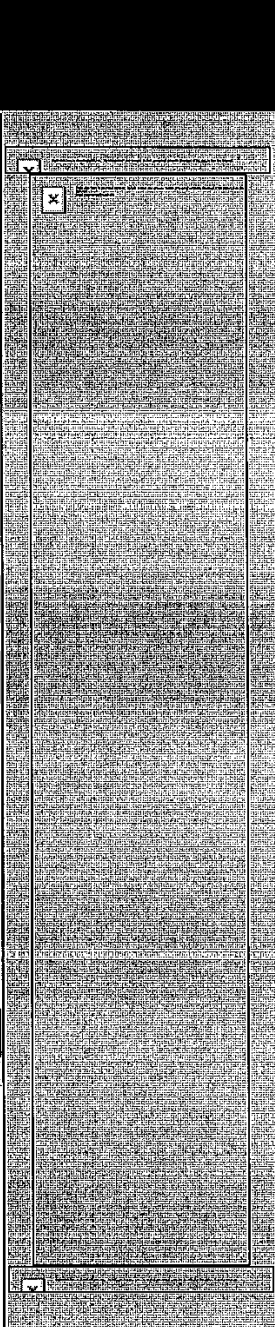
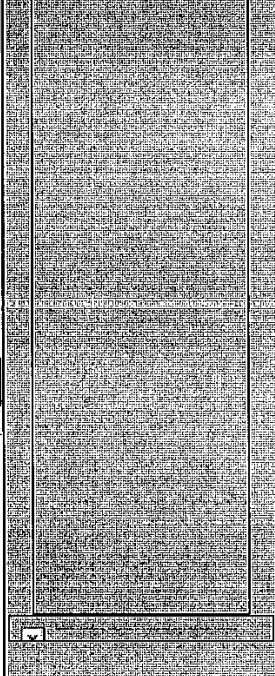
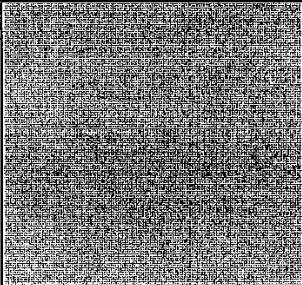
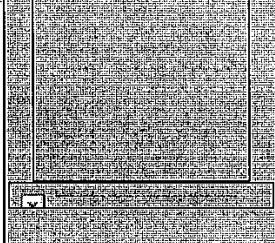
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Lake City, FL 32055

Phone: 386-758-2147; Fax: 386-758-2151

Jenn C. Lussier

From: Daily Business Review <dbr_editor@alm.com>
Sent: Tuesday, July 20, 2010 12:51 PM
To: David W. Fina
Subject: Litigation Alert

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<p>Today's Headlines</p> <p>North Miami's Solar Mountain project iced</p> <p>Auto dealer Potamkin sues lawyers over prenup deal</p> <p>Proposed Fla. tax relief amendment under attack</p> <p>The Rodent: Bar association dinners: Drink, schmooze, eat, feign listening</p> <p>DailyBusinessReview.com</p>	<p>Sponsor Spotlight</p> <p>MyMotionCalendar.com: Coverage & Contract Attorney Solution</p> <p>Our coverage and contract attorneys are located throughout Florida. Hire one of our contract attorneys to handle motion calendar hearings or to provide substantive legal work on an hourly basis. The best part: it can be profitable for you.</p> <p>x</p>	
	<p><u>Election Law</u></p> <p>Candidate sued over not quitting council seat</p> <p>By: Jose Pagliery</p> <p>Two candidates for a state House seat are</p>	

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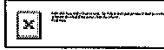
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trying to boot a third challenger, Democrat Sandra Ruiz, off the ballot with lawsuits filed in Miami-Dade Circuit Court.

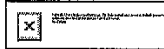


Justice Watch

Extradition battle about revenge or justice?

By: John Pacenti

Argentina wants the United States to extradite North Miami businessman Roberto Guillermo Bravo for his alleged role in the 1972 Trelew massacre of 16 jailed leftist rebels. Bravo said he was cleared of any wrongdoing and has since prospered in North Miami.

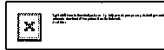


Tobacco Litigation

Smoker with emphysema wins \$21 million award

By: Julie Kay


Gary Paige and his legal team have won their fourth smoker verdict — a \$21 million award on behalf of a 64-year-old Broward County woman.

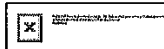


Divorce

Could document unearthed in Bingham vault decide Dodger drama?

By: Brian Baxter


 A seven-page document discovered in a vault of law firm Bingham McCutchen could determine the fate of Los Angeles Dodgers owner and his wife, who are in a nasty divorce battle that could determine the fate of the team.

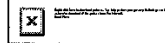


Litigation

'Harry Potter' publisher sued for alleged copyright infringement

By: Karen Sloan

 A trustee of the estate of late author Adrian Jacobs filed a copyright infringement suit against Scholastic.



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Jenn C. Lussier

From: Bryan Proshka <BProshka@amstarlit.com>
Sent: Thursday, December 16, 2010 1:21 PM
To: Darren K. Jackson
Subject: Learn Bankruptcy & Foreclosure Defense And Get 27 FL Bar Approved Credit Hours For One Low Price

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

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- 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"

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Jenn C. Lussier

From: Donna D. Moore
Sent: Tuesday, December 07, 2010 1:56 PM
To: Darren K. Jackson
Subject: FW: notice of dismissal
Attachments: fina dismissal 09-420.doc

From: Ronna M. Cobble
Sent: Tuesday, December 07, 2010 10:08 AM
To: Donna D. Moore
Subject: notice of dismissal

Let me know if I need to work on these further. Thanks for your help.

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 SUWANNEE COUNTY,
FLORIDA

Case No. 09-420 CA

Bank of New York Mellon Trust,
Plaintiff,

-vs-

William Nixon, et. al.,
Defendant.

ORDER OF DISMISSAL WITHOUT PREJUDICE

THIS CAUSE coming on to be heard for Case Management Conference; and the Plaintiff having failed to appear; and the Court being otherwise fully advised in the premises, it is, after due consideration

ORDERED AND ADJUDGED as follows:

1. This case is Dismissed. This dismissal is without prejudice
2. This Court hereby retains jurisdiction of the parties hereto and the subject matter hereof for the purpose of entering such other and further Orders as may be just and proper in and about this cause.

DONE AND ORDERED at Live Oak, Florida, this ____ day of _____, 2010.

CIRCUIT COURT JUDGE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished to the parties named hereinabove at the addresses shown hereinabove by Regular United States Mail, this ____ day of _____, 2010.

Deputy Clerk

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. Bean; 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) 577-3529

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

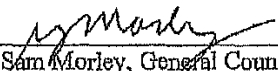
setting than usual. While we understand the necessity for ordinary and uniform security screening procedures, the unavailability of a traditional courtroom cannot justify a deprivation of the rights established under Florida law and the U.S. Constitution.


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.

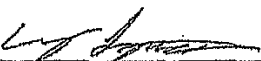
It is our sincere hope that we, and other representatives of the media, will be able to avoid instituting litigation over the issue of access to foreclosure proceedings. We do face certain time constraints, however, because Florida Rule of Appellate Procedure 9.100(d) provides for expedited review of 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.

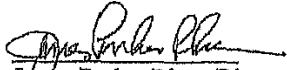

Sam Morley, General Counsel
The Florida Press Association


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

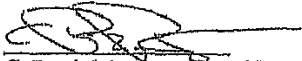

Larry Schwartz, Staff Attorney
The American Civil Liberties Union


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

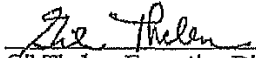
² The incident in Duval County occurred on October 26th. Accordingly, the last day to file a petition for review pursuant to Rule 9.100(d) is November 29th.



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



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



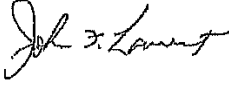
Gil Thelen, Executive Director
The Florida Society of Newspaper Editors



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*

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*Catherine Brunson, Circuit Judge
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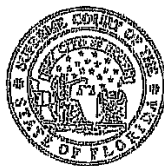
In follow up to the Judicial Administration Committee conference call held on October 18, 2010, I am writing to reiterate the Trial Court Budget Commission's purpose for tracking the progress of cases the trial courts are hearing using funding provided for the foreclosure and economic recovery initiative. 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

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CHIEF JUSTICE
BARBARA J. PARIENTE
R. FRED LEWIS
PEGGY A. QUINCE
RICKY POLSTON
JORGE LABARGA
JAMES E. C. PERKY
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 Schwartztol
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

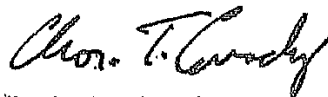
Mr. Sam Morley, et al.
November 17, 2010
Page Two

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: Bryan Proshka <BProshka@amstarlit.com>
Sent: Thursday, November 18, 2010 1:05 PM
To: Darren K. Jackson
Subject: Learn Foreclosure Defense & Bankruptcy And Get 27 FL Bar Approved Credit Hours For One Low Price

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Jenn C. Lussier

From: The Florida Bar <careercenter@flabar.org>
Sent: Wednesday, November 17, 2010 5:12 PM
To: Darren K. Jackson
Subject: Job Flash: 11 new legal jobs

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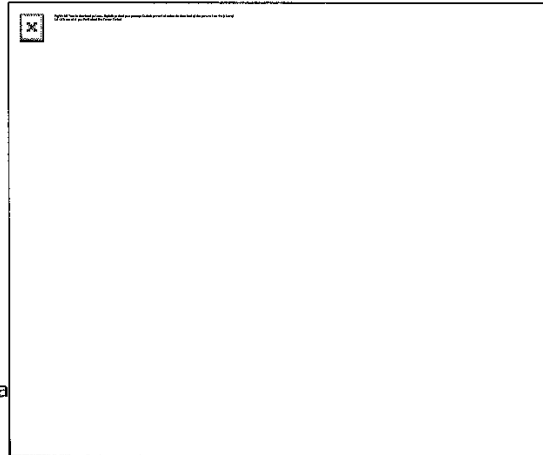
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Jenn C. Lussier

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: Sondra M. Lanier
Sent: Tuesday, November 09, 2010 2:35 PM
To: Darren K. Jackson
Subject: RE:

We are also going to discuss mortgage foreclosures, courtroom space, mediation, judges' caseload/division report, e-portal, duty judge (and people who are skipping their duty), assignments for July, and the court calendar. You can't miss all of that fun!

From: Darren K. Jackson
Sent: Tuesday, November 09, 2010 2:33 PM
To: Sondra M. Lanier
Subject: RE:

Taylor County not paying their bills....now that is what I call something interesting. I was going to skip and take day off and help Heather clean out a storage shed at the house but I might just have to postpone that job. DJ

Jenn C. Lussier

From: FloridaBarCLE@lexisnexis.com <FloridaBarCLE@mail.lexisnexis.com>
Sent: Sunday, October 31, 2010 9:22 PM
To: Darren K. Jackson
Subject: The Florida Bar November 1st CLE E-newsletter



The Florida Bar CLE e-Newsletter

November 2010

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Family Law Case Law Update 2010

Course Classification: Intermediate Level
Telephonic Seminar: November 3, 2010 - Noon - 2 p.m. (EST)

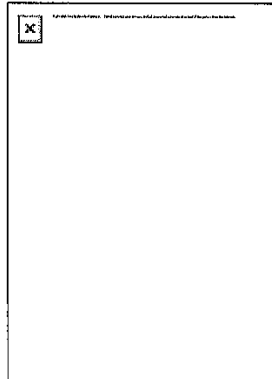
Get information about family law cases since January 1, 2010 from attorney Eddie Stephens West Palm Beach.

RELATED FLORIDA BAR CLE PUBLICATION

Drafting Marriage Contracts in Florida, Ninth Edition with CD-ROM

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Drafting a premarital or marital settlement agreement is a delicate process. The final document must not only reflect the intent of the parties but be clear enough to withstand future efforts to modify it and to avoid the assorted tax pitfalls and consequences. *Drafting Marriage Contracts in Florida* guides the practitioner through this potential minefield with chapters discussing general standards for drafting and review, drafting and defending a premarital agreement, what to include in, and how not to arrive at, a marital settlement agreement, tax consequences of alimony, support, and property settlement provisions, use of agreements in estate planning, and challenging, modifying, and enforcing agreements. Detailed forms that can be used to produce a premarital agreement and a marital settlement agreement are provided.



Highlights of the new Ninth Edition's coverage include:

- Effects of amendments to F.S. 61.13 and 61.13001 regarding parenting plans and relocation on marital agreements
- Amendments to Internal Revenue Code including determination of which parent has "custody" for purposes of dependency exemption
- Florida's "portability benefit" and its effect on disposition of the marital home
- Effect of potential decline in net worth on marital agreements
- Enforcement issues for mediated settlement agreements

To receive a 20% discount on future updates for this publication call 1-800-533-1637 to become a subscriber under the Automatic Shipment Subscription Program and to obtain full terms and conditions for that program.

[Click here for more information.](#)

Bankruptcy Law & Practice: View from the Bench

Course Classification: Intermediate Level

2 Live Presentations: November 4, 2010 - Tampa & November 5, 2010 - Miami

This course is designed to provide the practitioner with a look from the judicial perspective. Subjects covered will be: Consumer & BAPCPA Issues, Professional Fees & Chapter 11 Issues and Practice Pointers: A Judicial Perspective.

Basic Criminal Law 2010

Course Classification: Basic Level

2 Live Presentations: November 18, 2010 - Miami & November 19, 2010 - Tampa

An introduction to basic issues of criminal law, including ethics in criminal cases, defending DUI cases, expungements, juvenile representation, cross

examinations, federal practice, and concludes with a judicial panel discussion.

Practical and Theoretical Aspects of Evidence for the Family Law Practitioner

Course Classification: Intermediate Level

Live & Webcast Presentation: November 19, 2010 - Hilton Fort Lauderdale Marina, Fort Lauderdale, FL

Join the Family Law Section as they explore evidence in family law cases.

Tax Practitioners' Annual Review and Update 2010

Course Classification: Advanced Level

Live Presentation: November 5-6, 2010 - Tampa Airport Marriott, Tampa, FL

This seminar includes topics on Choice of Entity Taxation, Taxation of S Corporations, Tax Procedure, International Tax, Tax Exempt Organizations, State and Local Taxation, Individual Taxation, Wealth Transfer Tax, Taxation of C Corporations, Taxation of LLCs and Partnerships, and Taxation of Employee Benefits.

Tips from the "Pros from Dover"*: Section 1983 for Government Lawyers

Course Classification: Intermediate Level

Live Presentation: November 5, 2010 - Florida State University College of Law, Tallahassee, FL

Join government attorneys as they discuss tips for Section 1983. Topics include: Jurisdiction, Venue and Removal to Federal Court; Pleading Requirements, Sufficiency of the Allegations and Elements of a Cause of Action; Attorneys Fees and Costs; and many more.

Estate Planning in an Ever Changing Environment Looking Back and Forward in 2010

Course Classification: Intermediate Level

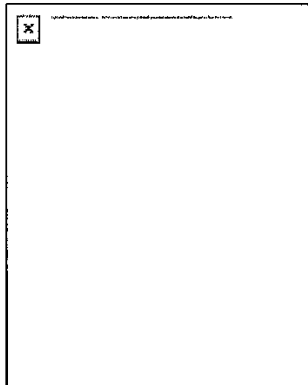
Live & Webcast Presentation: November 19, 2010 - Hilton Orlando, Orlando, FL

This seminar will cover the following topics: Charging Order Status and Planning After Olmstead, Asset Protection Trusts, The Difference Between Modification and Reformation Can be Unexpected Taxes, The Law Changes, Whom do you Tell, Planning Considerations for Out-of-State Property, Roth IRAs - Deciding Whether to Roth your Traditional IRA or Give it to Charity?, Using Trusts in Roth IRA Planning.

RELATED FLORIDA BAR CLE PUBLICATION

Practice Under Florida Probate Code, Sixth Edition with CD-ROM

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Written by skilled Florida probate attorneys, *Practice Under Florida Probate Code* provides comprehensive analysis of all the steps that you need to take to administer an estate in Florida. It features discussions of major changes to the Probate Code made over the past few years, alerts the user to recent changes to the Florida Probate Rules, and also highlights relevant tax considerations. Forms, sample accountings, and charts for basic probate practice enhance the book's practitioner focus.

The companion CD-ROM provides the text of the book plus links to the full text of cited cases and statutes. For full system requirements, click [here](#)

Highlights of the Sixth Edition include:

- Coverage of 2010 legislative changes, including revisions to caveat, homestead, elective share, and safe-deposit box provisions
- Review of recent amendments to Fla.R.Jud.Admin. 2.420, concerning confidentiality of court records
- Comprehensive revision of the forms

To receive a 20% discount on future updates for these publications call 1-800-533-1637 to become a subscriber under the Automatic Shipment Subscription Program and to obtain full terms and conditions for that program.

[Click here for more information.](#)

Current Issues in Real Property and Mortgage Law: Is That a Light at the End of the Tunnel?

Course Classification: Intermediate Level

Live & Webcast Presentation: November 12, 2010 - Tampa Airport Marriott, Tampa, FL

This seminar will provide a wide audience with the latest information on real estate transaction and litigation issues of the day. Whether you handle foreclosures, post-foreclosure sales, short sales or more traditional transactions, this seminar is for you. Topics include the new foreclosure rules, MERS-held mortgages, community association assessments following foreclosure, "hidden liens", tax deeds, the new homestead laws and construction liens. Trends such as non-judicial foreclosures and Chinese investments in U.S. projects will also be explored. Finally, a lively panel will discuss ethics issues presented by a variety of these subjects.

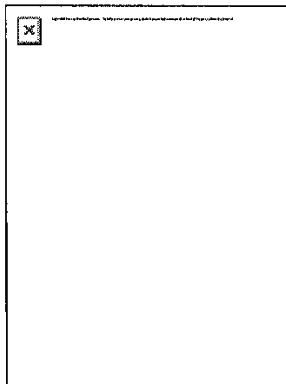
RELATED FLORIDA BAR CLE PUBLICATION

FasTrain - Mortgage Foreclosure and Alternatives, Sixth Edition with CD-ROM

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This quick-training guide explains procedures involved in handling payment defaults on mortgaged property. This accessible and authoritative reference:

- enables you to determine the best action to pursue against the debtor
- discusses the proper parties to a foreclosure action
- outlines the necessary steps required to file and complete a foreclosure action
- provides over 40 forms



In addition, this new edition includes an analysis of the surplus funds provisions, statutes regarding foreclosures against military personnel, and a discussion of the Florida Supreme Court's administrative order mandating mediation. It also addresses pertinent case law and provisions of the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005 as well as amendments to the Fair Debt Collection Practices Act and special provisions that apply to VA, FHA, and SBA government-insured mortgages. The companion CD-ROM features the full text of the book plus selected Florida statutes and case decisions.

To receive a 20% discount on future updates for these publications call 1-800-533-1637 to become a subscriber under the Automatic Shipment Subscription Program and to obtain full terms and conditions for that program.

[Click here for more information.](#)

The New Silk Road: Negotiating China

Course Classification: Intermediate Level

Webinar Presentation: November 17, 2010 - Noon - 1pm (EST)

Expertise in corporate law and the art of the deal are not enough for the corporate lawyer quarterbacking a multi-million dollar deal in Shanghai. Success in China is dictated by "guanxi," or the "personal touch" necessary in a culture driven by carefully cultivated relationships and a common

understanding of the practice of business and law. This webinar, presented by the co-chairs of the International Law Section China/Asia Committee, will help you understand the most important aspects of doing business in China. In addition to an overview of the specific types of business deals involving China and Chinese parties that the Florida lawyer is likely to encounter, the program will teach critical cultural issues necessary for effective negotiation with Chinese counterparties, and focus on specific approaches for many important contractual elements, including arbitration clauses, choice of law, venue, and currency of payment.

Practicing with Professionalism (Fall 2010)

Course Classification: Basic Level

11 Locations: August 19 - December 14, 2010 - Miami - Tampa - Orlando - West Palm Beach - Tallahassee - Ft. Lauderdale - Jacksonville - Ft. Myers

A one day seminar providing a broad overview of ethical and professional issues designed for new lawyers in fulfillment of phase 1 of the Basic Skills Requirement. The Florida Supreme Court in The Florida Bar Re: Amendment to Rules Regulating The Florida Bar, Rule 6-12 (Basic Skills Course Requirement, 524 So. 2d 634 (Fla. 1988)), made Practicing with Professionalism, mandatory for attorneys admitted to The Florida Bar after October 1, 1988. Effective on May 12, 2005, the Supreme Court of Florida amended Rule 6-12.3 and Rule 6-12.4. These amended rules state that in addition to attending Practicing with Professionalism, new admittees must attend three "basic" level substantive continuing legal education programs presented by the YLD. The Basic Skills Course Requirement must be completed within the initial 3-year continuing legal education cycle after admission to The Florida Bar or within 2 years after the expiration of any exempt status. The Practicing with Professionalism requirement must be met within the first year of admission to The Florida Bar or one year prior to being admitted to The Florida Bar. Out-of-State Practitioners, Military lawyers and Governmental lawyers may be exempt from the Basic Skills Course Requirement and should refer to Rule 6-12.4 to determine eligibility for an exemption.

Visit [The Florida Bar CLE Website](#) for more information about CLE seminars, video tapes and cassettes, online courses, and other information about your CLE requirements.

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