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Jenn C. Lussier

From: David W. Fina
Sent: Thursday, October 28, 2010 2:24 PM
To: 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: Foreclosure Initiative
Attachments: 10.27.10.laurent.memo.docx

FYI

David W. Fina
Circuit Court Judge
Third Judicial Circuit

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

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

Sue Bruce

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



MEMORANDUM

TO: Chief Judges of the Circuit Courts

FROM: John Laurent

DATE: October 28, 2010

SUBJECT: Foreclosure Initiative

*The Honorable
John F. Laurent, Chair*

*The Honorable
Margaret Steinbeck,
Vice-Chair*

Members

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Paul S. Bryan, Circuit Judge
Joseph P. Farina, Circuit Judge
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Justice James E. C. Perry

Florida State Courts System

500 South Duval Street

Tallahassee, FL 32399-1900

www.flcourts.org

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

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

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

JL/ks

cc: TCBC Members

Jenn C. Lussier

From: Jason Warman <JWarman@amstarlit.com>
Sent: Tuesday, October 26, 2010 12:52 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.

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

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

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

- "Nuts and Bolts of Bankruptcy" - Audio Visual Course - 8.0 CLE Credits
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- "Car Loans in Chapter 7 – Redeem, Surrender or Reaffirm?" - Audio Visual Course - 2.50 CLE Credits

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

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

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

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

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Jenn C. Lussier

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

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

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

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

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

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

Sondra

Jenn C. Lussier

From: The Florida Bar <careercenter@flabar.org>
Sent: Tuesday, October 19, 2010 10:10 PM
To: Darren K. Jackson
Subject: Job Flash: 15 New Legal Jobs

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

Job Flash

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

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15 new legal jobs

Attorney

Abadin Cook - Miami, FL

Seeking lateral contract partners to join our expanding commercial and transactional practice. We offer an excellent platform that will allow you to expand your practice, while working in a small group of diverse, dedicated attorneys. Email resume to mbehar@abadincook.com. [more info...](#)

Senior Level Attorney

Confidential - Orlando, FL

AV rated mid-sized Orlando law firm is seeking a senior level attorney with substantial litigation experience in representing businesses and/or local governments. The ideal candidate will have at least 5 or more years experience in representing businesses and/or local government entities in litigation before DOAH and in state and federal courts, in matters involving the defense of liability claims, employment law, governmental issues, and/or construction disputes. [more info...](#)

Experienced Litigation Attorney

Curry Law Group - Hillsborough County (Tampa area) FL

AV rated Civil Litigation Firm seeks Experienced Civil Litigator to handle complex commercial litigation in State Court. [more info...](#)

Litigation Attorney

Emmanuel, Sheppard & Condon - Pensacola, FL

One of Northwest Florida's pre-eminent law firms, seeks an Attorney to join its commercial law department. Practice areas would include commercial litigation, bankruptcy, foreclosure, and collections. Experience is preferred and applicant must be licensed in Florida. Excellent benefit package. Salary commensurate with experience. ES&C is an Equal Opportunity Employer and a Drug Free Workplace. Please submit resume to hr@esclaw.com or fax to (850) 444-3995. [more info...](#)

Nou Kab (We Can) Attorney - Creole Speaker

Florida Immigrant Advocacy Center - Miami, FL

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...](#)

Labor & Employment Associate

Ford & Harrison LLP - Melbourne, FL

All candidates should have 4 years of litigation experience, labor and employment preferred; good academic credentials and strong writing skills. Ford & Harrison is a labor and employment law firm with a national practice in all aspects of labor and employment law. [more info...](#)

Labor & Employment Associate

Ford & Harrison LLP - Tampa, FL

All candidates should have 3-6 years of advanced litigation skills. Substantial experience with labor and employment matters preferred. Ford & Harrison is a national labor and employment firm with close to 200 lawyers in offices throughout the country. [more info...](#)

Prelitigation 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...](#)

Real Estate Litigation Attorney

Kass Shuler - Tampa, FL

This is a 2 to 3 month contract assignment, with the potential opportunity for permanent placement within the firm. Must have a minimum of 2 years experience. Knowledge of the foreclosure process, including the ability to examine title, a must. [more info...](#)

Associate (Collections Dept)

Katzman Garfinkel & Berger - Fort Lauderdale, FL

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

Estate Planning, Probate, Tax, Corporate Attorney

Kirk-Pinkerton P.A. - Sarasota/Bradenton, FL

Estate Planning, Probate, Tax, Corporate attorney with 10 to 20 year experience with high net worth clients. [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 Attorney

Parker Waichman Alonso LLP - Bonita Springs, FL

AV-rated Plaintiff's Personal Injury national law firm seeks highly motivated and experienced attorneys with 10 years experience in auto accidents, medical malpractice and products liability for Bonita Springs office. Candidates must be well-versed in all aspects of litigation from case inception through trial. [more info...](#)

Corporate Employment / Benefits Attorney

Paychex, Inc. - St. Petersburg, FL

A leading national professional employer organization is seeking an individual to join our Corporate Legal Team. This position will be located in our main PBS office in St. Petersburg Florida. This attorney will provide primary legal support to our PEO Sales, Operations and Compliance teams including legal advice and support relating to employment law and benefits matters. They will manage litigation and represent PBS and Paychex in agency proceedings. [more info...](#)

Insurance Defense Associate

Powers McNalis Torres & Teebagy - West Palm Beach, FL

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

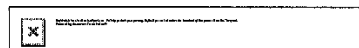
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From: Sondra M. Lanier
Sent: Friday, October 15, 2010 6:11 AM
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Subject: FW: New Publication Announcement from Judge Mark King Leban, Chair, FCEC Publication Committee
Attachments: Foreclosure Bench Book.pdf

FYI...

From: Melissa Henderson [mailto:HendersM@flcourts.org]
Sent: Thursday, October 14, 2010 12:10 PM
To: Trial Court Chief Judges; Trial Court Administrators
Cc: Susan Leseman; OSCA-JUDED; Blan Teagle
Subject: New Publication Announcement from Judge Mark King Leban, Chair, FCEC Publication Committee

To: Chief Judges and Trial Court Administrators

From: Judge Mark King Leban, Chair, Florida Court Education Council's Publications Committee

Re: New Publication: *Residential Foreclosure Bench Book*

The Publications Committee of the Florida Court Education Council is pleased to announce the posting of the *Residential Foreclosure Bench Book* in the Court Education Resource Library on the Florida State Courts intranet. The *Residential Foreclosure Bench Book* was written by the Eleventh Circuit's Judge Jennifer Bailey and Assistant General Counsel Doris Bermudez-Goodrich. Used for a recent judicial education course for judges assigned to hear foreclosure cases, this bench book presents readers with the nuts and bolts of current foreclosure law and procedures.

In addition to this bench book, the Court Education Resource Library, developed by OSCA's Court Education Section and Publications Unit, contains a plethora of judicial education materials, among them, court publications (benchguides, bench books, toolkits, and case summaries); court education program materials; and other useful resources (a catalog of books, manuals, and other publications, including materials by state and national organizations).

A PDF of the bench book is attached, but you can also access it from the Court Education Resource Library, at https://intranet.flcourts.org/osca/Judicial_Education/Library/librarymain.shtml (As the bench book will be periodically updated to reflect changes in foreclosure law and procedure, please visit the site for update notifications.)

Please share this information with judges and court staff who are handling residential mortgage foreclosure cases.

If you have any questions, contact Susan Leseman, OSCA Publications Attorney, at (850) 922-5085 or lesemans@flcourts.org

RESIDENTIAL FORECLOSURE BENCH BOOK

Prepared by











Honorable Jennifer D. Bailey
Administrative Judge
Circuit Civil Jurisdiction Division
Eleventh Judicial Circuit of Florida

and

Doris Bermudez-Goodrich
Assistant General Counsel
Eleventh Judicial Circuit of Florida

Jenn C. Lussier

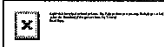
From: Daily Business Review <DBR_Editor@alm.com>
Sent: Tuesday, October 05, 2010 5:06 PM
To: Darren K. Jackson
Subject: Litigation Alert

<p>Subscribe to the Review</p> <p>Subscribe to the print & Web editions</p> <p>Free 30-day Web Trial</p> <p>  </p> <p></p>	<p>October 5, 2010</p> <p><input type="checkbox"/> Legal News And Information You Can't Get Anywhere Else</p>	
<p>Today's Headlines</p> <p>Ian Schrager selling Miami hotels at big discount</p> <p>Cruise line case highlights ethics of switching sides</p> <p>Younger co-defendant says he had access, no ownership of wealth</p> <p>The Rodent: That pesky pre-bill. Is \$10,000 too much, 2.9 hours too little?</p> <p>DailyBusinessReview.com</p>	<p>11th Circuit Centennial</p> <p>80 years later, Al Capone wins freedom again</p> <p>By: Jose Pagliery</p> <p>Several South Florida attorneys helped celebrate the Miami-Dade Circuit Court centennial by turning back time for a re-enactment of the city's famous 1930 perjury trial of the notorious Al Capone</p> <p>Slideshow: The mock trial of Al Capone</p> 	
	<p>Sponsor Spotlight</p> <p><u>Expert E-Discovery Advice : How and What should be preserved</u></p> <p>Once the question is asked, the legal practitioner is faced with Pandora's box of techno-legal issues they often wish they had never opened.</p> 	
	<p><u>Gulf Oil Spill</u></p> <p>South Fla. attorneys vie for plaintiff positions</p> <p>By: Julie Kay and Amanda Bronstad</p>	

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Plaintiff lawyers are jockeying for a coveted seat on the multidistrict litigation steering committee for the Deepwater Horizon oil spill.

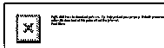


Chinese Drywall

Trial set without banks joining class action suit

By: Jose Pagllery

Banks that own homes in a Homestead neighborhood constructed with defective Chinese drywall are refusing to join a class action to recover repair costs. A trial date has been set without them.

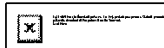


Divorce Battle

Six-week trial begins as Potamkins fight over \$112 million

By: Julie Kay

The long-awaited divorce trial of Alan and Claudia Potamkin is expected to feature dozens of expert witnesses testifying about valuations for Potamkin's wide-ranging holdings, which includes 30 auto dealerships nationwide.

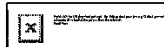


Justice Watch

Trial decides if CEO knowingly made false statements

By: John Pacenti

Only 11 trials claiming violations of the Private Securities Litigation Reform Act have been held since Congress clamped down on shareholder lawsuits in 1995.

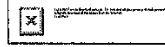


Criminal Law

Federal prosecutor accused of exposing himself to minor

By: John Pacenti

Assistant U.S. Attorney Sean Cronin was arrested by Miami police and booked on a felony charge of lewd and lascivious exhibition on a child and a misdemeanor count of resisting arrest without violence.



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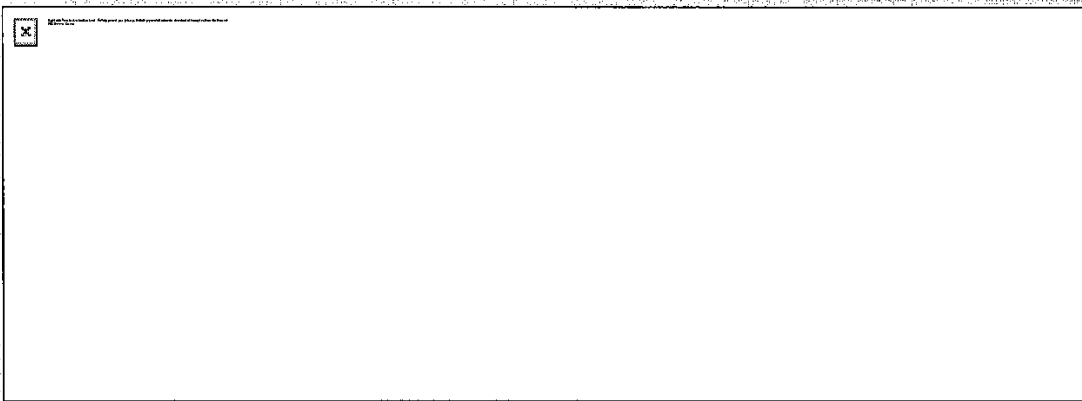


Jenn C. Lussier

From: National Judicial College <dresselwilliam@judges.org>
Sent: Tuesday, September 28, 2010 7:05 PM
To: Darren K. Jackson
Subject: Moving Forward with the NJC

Importance: High

You are receiving this message because you are a valued contact of the The National Judicial College. We will never sell or rent your information to any third party. Thank you for sharing this message with the judicial community and please visit www.judges.org for more information.



Fall 2010

Dear Judge Jackson,

Because you understand the role a well-educated judiciary plays in advancing the cause of justice in America, I am writing to ask you to support the National Judicial College today.

There is no doubt: These are challenging times. News of the struggling economy, record unemployment and foreclosure rates seem to dominate our thinking and force us to re-evaluate our goals and values.

The National Judicial College is also facing challenges due to the economic downturn. So that we may continue to deliver the best and most relevant education to America's judiciary, we have successfully adopted a number of new organizational and educational strategies. *These strategies - which include a highly successful expansion of our online and web-based course offerings - have given NJC the ability to deliver our programs and give judges the flexibility to access the education they need to provide fair and impartial justice in courtrooms across the country.*

The NJC continues to focus on future challenges. As the leading provider of judicial education, we know that the constantly changing social and economic characteristics of society will present new challenges for the American judiciary, which create the need for

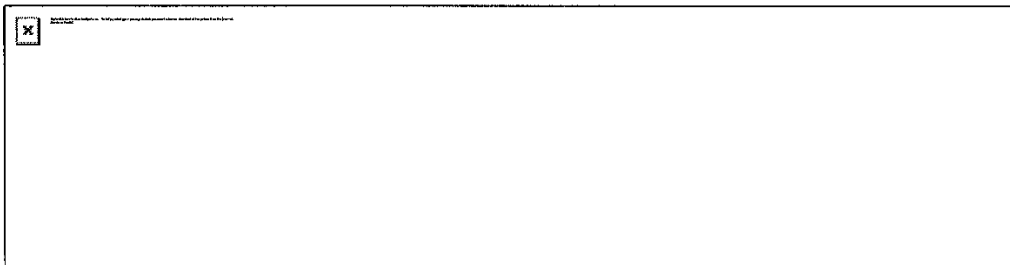
currently developing new learning initiatives that will prepare judges to consider complex litigation in a variety of topics including business, finance, science, and technology.

However, if we are to continue moving forward, **we need YOUR help**. To donate, simply click on the "Donate to the NJC" button below where you will be redirected to our secure online donation page. Know that every donation made to the NJC – regardless of the amount – plays a significant role in helping us meet the demands of the evolving American judicial system.

Thank you for your consideration of this request. Help us continue to advance the cause of justice in America - even in these challenging economic times - by donating to the National Judicial College today.



William F. Dressel
President



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Jenn C. Lussier

From: Daily Business Review <dbr_editor@alm.com>
Sent: Tuesday, September 28, 2010 2:13 PM
To: Darren K. Jackson
Subject: Litigation Alert

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Today's Headlines

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[The Rodent: By the time you read this, a lawyer near you will have billed 0.6 hours](#)

[DailyBusinessReview.com](#)

September 28, 2010

Legal News And Information You Can't Get Anywhere Else

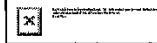
Gay Adoption

3rd DCA upholds gay adoption in Florida

By: Adolfo Pesquera

A Miami appeals court has upheld a ruling that overturns Florida's law banning adoption by gays.

[ACLU and Martin Gill press conference](#)



Sponsor Spotlight

Expert E-Discovery Advice : How and What should be preserved

Once the question is asked, the legal practitioner is faced with Pandora's box of techno-legal issues they often wish they had never opened.



Foreclosure Crisis

4th DCA to review sealing of documents in foreclosure case

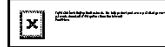
By: Polyana da Costa

After more than a yearlong foreclosure battle with lender SunTrust Mortgage, a Delray

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Beach couple has encountered hurdles that seem unusual but attorneys say are becoming more common in South Florida courts.

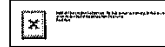


Foreclosure

Miami to try to close out 52,000 cases by next June

By: Jose Paglery

Miami-Dade Circuit Court is using state funds to change how it handles foreclosures and to eliminate a mountain of 52,000 cases from its clogged docket.

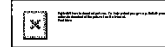


Federal Court

Ex-Palm Beach commissioner wants fraud conviction vacated

By: John Pacenti

Former Palm Beach County Commissioner Tony Masilotti's motion relies on the U.S. Supreme Court opinion in June narrowing the definition of honest services fraud.

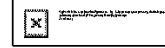


Wrongful Death

Family of child who died from complications during birth, awarded \$10.2 million

By: John Pacenti

A federal judge in Fort Lauderdale awarded \$10.2 million to the parents of a child who died from severe neurological damage suffered during birth at a U.S. Navy hospital.



Justice Watch

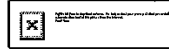
Clients told to rethink taking IRS amnesty offer

By: John Pacenti

Some tax litigators are rethinking throwing

Large vertical sidebar area with a textured background and a small icon at the top.

their clients on the mercy of the Internal Revenue Service when it comes to secret offshore accounts.



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Jenn C. Lussier

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Sent: Monday, September 27, 2010 1:42 PM
To: Darren K. Jackson
Subject: Your CLE Hours

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

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Jenn C. Lussier

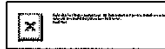
From: Daily Business Review <DBR_Editor@alm.com>
Sent: Tuesday, September 21, 2010 1:06 PM
To: Darren K. Jackson
Subject: Litigation Alert

<p>Subscribe to the Review Subscribe to the print & Web editions Free 30-day Web Trial     Today's Headlines Miami to try to close out 52,000 foreclosure cases by next June In-law testified developer used his name on documents Justice may hear 5th Georgia death case The Rodent: The 'e' in 'e-mail' stands for 'evidentiary' DailyBusinessReview.com</p>	<p>September 21, 2010 <input type="checkbox"/> Legal News And Information You Can't Get Anywhere Else</p> <hr/> <p><u>Litigation</u></p> <p>Weston firm accused of deceptive practices</p> <p>By: Adolfo Pesquera</p> <p>Smoking Everywhere was accused of enrolling users in continuous shipment plans without their consent.</p>  <hr/> <p>Sponsor Spotlight</p> <p><u>Florida State University Law graduates trained in litigation skills.</u></p> <p>With excellent academic and hands-on training, Florida State Law graduates are trained to add value to litigation firms and offices.</p>  <hr/> <p><u>From the Courts</u></p> <p>Hotel sued for using ad with supermodel's image</p> <p>By: John Pacenti</p> <p>Playboy model Joanna Krupa is suing a Sunny Isles Beach hotel for using her image without permission.</p>	 
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Multimedia: [Joanna Krupa](#)

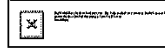


Trust Accounts

Attorney: Ruling may hurt future foreign investment

By: Jose Pagliery

A federal judge's decision to exclude some of Scott Rothstein's fraud victims from restitution could have a chilling effect on the use of law firm trust accounts by foreign investors, according to an attorney representing Venezuelan investors who lost \$1.4 million entrusted to the scamster's firm.

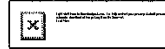


Bankruptcy

Judge asked to order return of estate's missing money

By: John Pacenti

Real estate agent Marika Tolz, once a trusted South Florida receiver and trustee, is being asked to return money in many forms.

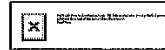


Justice Watch

Salvage company fights state to expand search area

By: John Pacenti

A fight's brewing in the 23-year-old case of a Palm Beach County shipwreck as treasure salvors working the seabed off Jupiter Inlet want to expand their search area.



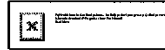
Federal Court

Bayer begins settling cases involving Trasylol

By: Amaris Elliott-Engel

Bayer and consumers have settled about 10 percent of the 2,000 cases claiming serious

side effects from use of the clotting drug Trasyol. About 1,800 cases have been filed in the multi-district litigation before U.S. District Judge Donald Middlebrooks in West Palm Beach.



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Jenn C. Lussier

From: Darren K. Jackson
Sent: Tuesday, September 21, 2010 11:09 AM
To: Ronna M. Cobble
Subject: RE: Foreclosure notices

ok...thank you!

Jenn C. Lussier

From: Ronna M. Cobble
Sent: Tuesday, September 21, 2010 11:08 AM
To: Darren K. Jackson
Subject: RE: Foreclosure notices

The question about notices of bankruptcy would be a good one for Judge Fina. I have not heard from any other judges what they are doing. Judge Fina had asked that I just make a note of that on his report.

Ronna Cobble

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

From: Darren K. Jackson
Sent: Tuesday, September 21, 2010 9:59 AM
To: Ronna M. Cobble
Subject: RE: Foreclosure notices

Thank you. Next question.....What are other Judges doing in Foreclosures where there has been a "Notice of Bankruptcy" filed? DJ

From: Ronna M. Cobble
Sent: Friday, September 17, 2010 11:29 AM
To: Donna D. Moore; Darren K. Jackson
Subject: Foreclosure notices

Donna,

We have not yet met as I have only been "on the job" for 11 days as Foreclosure Case Manager. There is much to learn but I am working on it. ☺

Judge Jackson and I talked this morning and he asked that I send you these two documents for him to review. The first is the notice to dismiss that Judge Fina uses currently. The second is a notice drafted by Debbie DeNike that hoped to condense notice of dismissal with a notice for case management. There is no uniform method for the circuit at this time. However Judge Jackson determines to word his notices is up to him as of right now. He expressed that he was ready to prepare and send his own notices and that is fine. However, please email or fax something that will help me keep up with the status of your cases because I have to do a monthly report to OSCA showing our progress. Thanks for your help with this. Let me know if I can help further.

Ronna Jones Cobble

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

Jenn C. Lussier

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

Jenn C. Lussier

From: Ronna M. Cobble
Sent: Friday, September 17, 2010 11:29 AM
To: Donna D. Moore; Darren K. Jackson
Subject: Foreclosure notices
Attachments: blank intent to dismiss.doc; LACK PROSECUTION.2.doc

Donna,

We have not yet met as I have only been "on the job" for 11 days as Foreclosure Case Manager. There is much to learn but I am working on it. ☺

Judge Jackson and I talked this morning and he asked that I send you these two documents for him to review. The first is the notice to dismiss that Judge Fina uses currently. The second is a notice drafted by Debbie DeNike that hoped to condense notice of dismissal with a notice for case management. There is no uniform method for the circuit at this time. However Judge Jackson determines to word his notices is up to him as of right now. He expressed that he was ready to prepare and send his own notices and that is fine. However, please email or fax something that will help me keep up with the status of your cases because I have to do a monthly report to OSCA showing our progress. Thanks for your help with this. Let me know if I can help further.

Ronna Jones Cobble

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

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

Plaintiff,

--VS--

CASE NO.

Defendant,

NOTICE OF LACK OF PROSECUTION

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

HEARING DATE:

TIME:

JUDGE:

LOCATION:

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

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

**BARRY BAKER
CLERK OF THE CIRCUIT COURT**

By: _____
DEPUTY CLERK

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

If you are a person with a disability who needs any accommodations in order to participate in this proceeding, you are entitled, at no cost to you, to the provisions of certain assistance. Please contact the Court Administrator’s Office, P. O. Box 1569, Lake City, FL 32056, or by telephone at (386) 758-2163, two (2) working days of your receipt of this notice.

Cc:

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

Plaintiff,

--VS--

CASE NO.

Defendant,

ORDER OF DISMISSAL

THE FOLLOWING cause came before the Court on August 11, 2010.
Pursuant to the court's motion for lack of prosecution served on June 1, 2010.

The court finds that:

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

Accordingly,

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

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

DAVID W. FINA
Circuit Court Judge

Cc:

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

CASE NO.

_____ /

TO:

**NOTICE OF INTENT TO DISMISS FOR LACK OF PROSECUTION AND CASE
MANAGEMENT SCHEDULING ORDER**

PLEASE TAKE NOTICE that it appears on the face of the record that no activity by filing of pleadings, motions, order(s) of court, or otherwise has occurred for a period of ten (10) months immediately preceding service of this notice, and no stay has been issued or approved by the court.

Pursuant to Rule 1.420(e), Fla.R.Civ.P., if no such record activity occurs within sixty (60) days following service of this Notice, and no stay is issued, this action shall be dismissed by the court, on its own motion, or on the motion of any interested person, whether a party to the action or not, after reasonable notice to the parties, unless a party shows good cause, in writing, at least five (5) days before the hearing scheduled below, why the action should remain pending.

IF NO GOOD CAUSE, IN WRITING, IS FILED AT LEAST FIVE (5) DAYS PRIOR TO THE HEARING SET FORTH BELOW, THIS MATTER SHALL BE DISMISSED, WITHOUT PREJUDICE, AS OF THE BELOW HEARING DATE AND THE PLAINTIFF(S) TAKE(S) NOTHING FROM THIS ACTION AND THE DEFENDANT(S) SHALL GO HENCE WITHOUT DAY.

ORDER SCHEDULING CASE MANAGEMENT CONFERENCE

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

LOCATION: Columbia County Courthouse
173 NE Hernando Avenue
Lake City, Florida 32055

JUDGE:

DATE/TIME:

Rule 2.250 of the Fla.R.Jud.Admin. provides time standards which are presumptively reasonable for the completion of cases. The court records reveal either that the above-styled cause has exceeded these standards or that there are other compelling reasons for case management.

The matters to be considered at the Case Management Conference include matters that may aid in the disposition of the action including, but not limited to:

1. Schedule or reschedule trial or additional case management conference(s);
2. Schedule or reschedule the service of motions, pleadings and other papers;
3. Coordinate the progress of the action if complex litigation factors are present;
4. Limit, schedule, order or expedite discovery;
5. Schedule disclosure of expert witnesses and discovery of facts known and opinions held by such experts;
6. Require filing of preliminary stipulations if issues can be narrowed;
7. Possibilities of settlement;
8. Dismissal without prejudice.

NOTE: THIS HEARING SHALL BE CANCELLED IF NO GOOD CAUSE IS FILED FIVE (5) DAYS PRIOR TO THIS HEARING AS TO WHY THIS CASE SHOULD NOT BE DISMISSED AND THE CASE WILL STAND DISMISSED, WITHOUT PREJUDICE AS OF THE DATE OF THIS HEARING

THIS HEARING MAY BE CANCELLED IF THE COURT RECEIVES A COPY OF A VOLUNTARY DISMISSAL, SUGGESTION OF BANKRUPTCY OR UNIFORM ORDER SCHEDULING TRIAL PRIOR TO THE ABOVE CASE OR ON WRITTEN ORDER OF THE COURT OR WITH THE WRITTEN CONSENT OF THE COURT.

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

CIRCUIT JUDGE

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

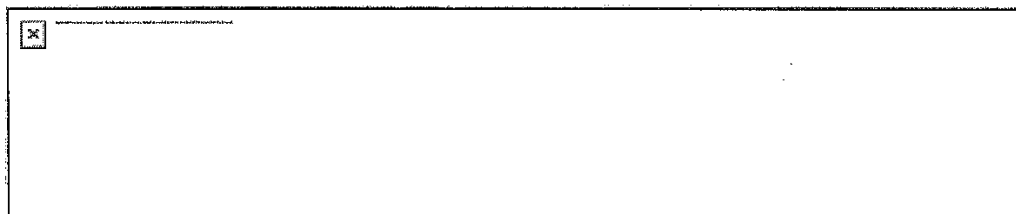
Judicial Assistant/Administrative Assistant/
Case Manager

AMERICAN WITH DISABILITIES ACT NOTICE

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

Jenn C. Lussier

From: FloridaBarPubs@lexisnexis.com <FloridaBarPubs@mail.lexisnexis.com>
Sent: Thursday, April 29, 2010 8:30 PM
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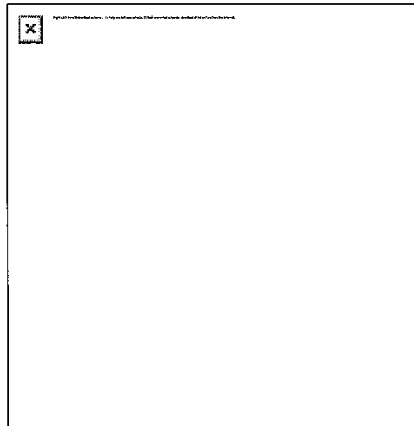
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The Florida Bar Probate System, once again authored by Rohan Kelley, joined in this new edition by Tae Kelley Bronner as co-author, provides a detailed roadmap for all facets of probate administration, and also serves as a powerful training tool for the law office support staff. You'll find all this and much more in *The Florida Bar Probate System*:

- Detailed how-to instructions for each step in the probate process
- Over 140 pleading and practice forms, with information on service requirements and statutory and rule authority for each form, all cross-referenced to other parts of the System
- Over 75 sample letters
- Essential office forms and information lists
- Extensive legal and tax commentary
- Critical date schedule



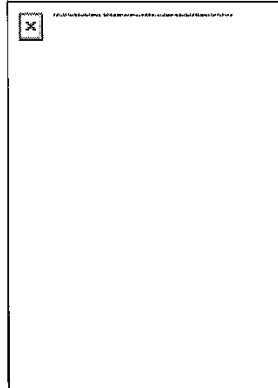
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Highlights of the new edition include:

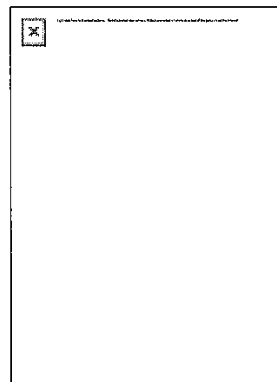
- Coverage of both state and federal jurisdiction, with a chapter devoted to each
- Detailed treatment of expert testimony
- Chapter on jury instructions, with updated references to the recently restructured Standard Jury Instructions (Civil)
- Close looks at compensation for punitive and lost profits damages
- In-depth analysis of recovery of attorneys' fees

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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

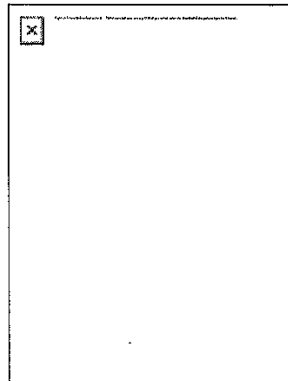
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- enables you to determine the best action to pursue against the debtor
- discusses the proper parties to a foreclosure action
- outlines the necessary steps required to file and complete a foreclosure action
- provides over 40 forms



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.

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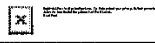
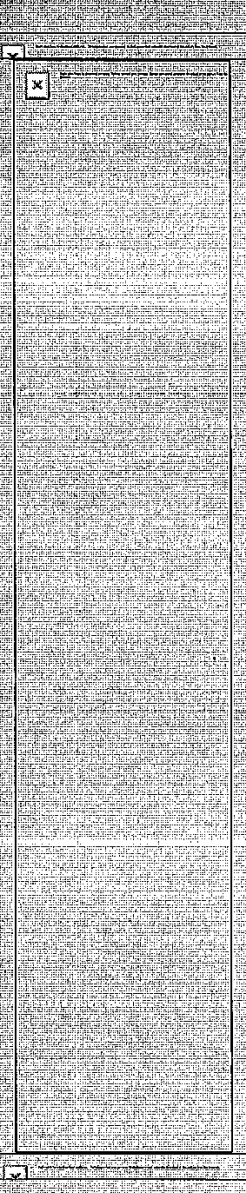
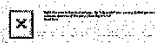

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Jenn C. Lussier

From: Daily Business Review <dbr_editor@alm.com>
Sent: Tuesday, April 27, 2010 1:01 PM
To: Darren K. Jackson
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></p>	<p>April 27, 2010</p> <p><input type="checkbox"/> Legal News And Information You Can't Get Anywhere Else</p> <hr/> <p>Justice Watch</p> <p>2 Miami judges try to spur Everglades action</p> <p>By: John Pacenti</p> <p>Miami federal judges Federico Moreno and Alan S. Gold have told federal and state governments to start living up to their promises to cleanse the River of Grass.</p> 	
<p>Today's Headlines</p> <p>Two Orlando partners leaving Ruden McClosky</p> <p>Related principals take control of Ireland's Inn</p> <p>Veteran firm administrator hired at Rumberger</p> <p>The Rodent: Once upon a time, before smart phones, you had a life</p>	<p>Sponsor Spotlight</p> <p>Secure the Proof</p> <p>A seasoned veteran of the Data wars once told me "If you control the data you control the case." The challenge is obtaining a complete image of the evidence and control the cost associated with both the collection and the searching of the drive.</p> 	
<p>DailyBusinessReview.com</p> 	<p>Judiciary</p> <p>State may fund study on judges' pay</p> <p>By: Jose Paglery</p> <p>State Sen. Victor Crist has proposed creating a state commission to determine whether</p>	

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state judges receive adequate pay.

Federal Court

Judge tosses \$1.8 million claim against Brickell developer

By: Paola Iuspa-Abbott

A federal judge has thrown out claims totaling \$1.8 million against the Swire Group, the developer of Brickell Key near downtown Miami.

The Judiciary

Judge Gardiner resigns to join Cole Scott

By: Jose Pagliery

Broward Circuit Judge Ana Gardiner has resigned while facing state ethics charges for allegedly having an improper relationship with a prosecutor.

**Sponsor Spotlight
Contract Attorneys:
Not Just for Document Review**

By: Jonathan Broder

Law firms and corporate legal departments' use of contract attorneys is on the rise locally and nationwide. Jonathan Broder discusses the uses and advantages.

Education

Professor organizes transactional 'moot court'

By: Karen Sloan

A Drexel law professor has organized a law school competition focused on transactional skills — the dealmaker equivalent of moot court.

Bankruptcy

2nd Circuit upsets sanction of developer linked to Dreier

By: Mark Hamblett

A bankruptcy judge's sanctioning a prominent developer who hired disgraced attorney Marc Dreier in a scheme to meddle with a rival's bankruptcy has been lifted.

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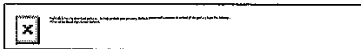
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





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Jenn C. Lussier

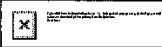
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Sent: Tuesday, April 20, 2010 12:04 PM
To: Darren K. Jackson
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<p>Today's Headlines</p> <p>Attorney turns Lucom land over to Panama</p> <p>Judge tosses \$1.8 million claim against Brickell developer</p> <p>Federal prosecutors want up to \$1.2 billion returned for victims</p> <p>The Rodent: Litigation can be fun (then settlements ruin it all)</p> <p>DailyBusinessReview.com</p>	<p>Condo Meltdown</p> <p>Ruling could open door for buyers to recoup deposits</p> <p>By: Paola Iuspa-Abbott</p> <p>In the ongoing battle between condo buyers and developers, Miami lawyer Alexander Lian may have found a successful strategy to recover deposits.</p> 	
	<p>Sponsor Spotlight</p> <p>Secure the Proof</p> <p>The world of e-discovery is about to change. No longer will you have to disrupt your client's life with the intrusion of teams of technicians bringing in large cases of equipment to collect the data.</p> 	
	<p>Chinese Drywall</p> <p>Focus turns to collecting from companies in China</p> <p>By: John Pacenti</p> <p>Plaintiff attorneys say they are determined to make manufacturers pay for supplying a</p>	

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product that emits sulfur gas and corrodes metal.

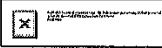


Rothstein fallout

Bankruptcy trustee settles with lawyers over future fees

By: Julie Kay

The trustee overseeing the bankruptcy estate of the law firm once run by attorney-turned-fraudster Scott Rothstein is settling disputes with seven attorneys who once worked at Rothstein Rosenfeldt Adler over future legal fees.

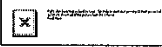


Fred Keller Case

Attorney fears teen's inheritance looted by lawyers

By: Jose Pagliery

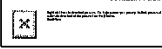
Theodore Babbitt says his client, Benjamin Bovi, hasn't received any money in two years. "Why hasn't the child been paid anything?" Babbitt asks.



Sponsor Spotlight
Contract Attorneys:
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By: Jonathan Broder

Law firms and corporate legal departments' use of contract attorneys is on the rise locally and nationwide. Jonathan Broder discusses the uses and advantages.



Employment Law

Battle between Becker & Poliakoff and former associate ends

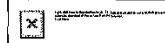
By: Julie Kay

Becker & Poliakoff has settled a back pay claim by a former associate, who claimed a

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\$2,000 loss under a temporary 12 percent salary deferral program.

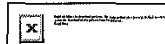


On Appeal

Panel leaning against porn streamed from private houses

By: John Pacenti

An 11th U.S. Circuit Court of Appeals panel indicated Internet porn sites broadcasting from private residences may constitute a business and could violate municipal zoning ordinances.

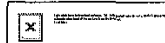


Class Action

Plaintiffs seek to revive Holland & Knight Ponzi suit

By: Julie Kay

Investors are asking a Tampa federal judge to reconsider her dismissal of a class action lawsuit filed against Holland & Knight for alleged negligence tied to a Sarasota investment adviser accused of running a \$400 million Ponzi scheme.



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Jenn C. Lussier

From: Charles P. Gufford <cgufford@dstern.com>
Sent: Friday, April 16, 2010 10:37 AM
To: Darren K. Jackson
Subject: RE:

Our new office is located in Orlando. We are still negotiating office space. I will be sure to look over the 3rd Admin Order.

Charles Gufford
Assoicate Attorney
Litigation Department
Law Offices of David J. Stern, P.A.
900 South Pine Island Rd., Ste 400
Plantation, FL 33324

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From: Darren K. Jackson [mailto:jackson.darren@jud3.flcourts.org]
Sent: Friday, April 16, 2010 10:32 AM
To: Charles P. Gufford
Subject: RE:

Will do...FYI see www.jud3.flcourts.org to see the recent Admin Order regarding Foreclosure Mediation for the Third Circuit. Is your office still in Orlando? DJ