

Cherie

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Fine, Farkash & Parlapiano, PA
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cfine@ffplaw.com

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Jenn C. Lussier

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

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

Thanks!

LGJ

Jenn C. Lussier

From: Bryan Proshka <BProshka@amstarlit.com>
Sent: Thursday, December 30, 2010 1:10 PM
To: David W. Fina
Subject: Learn Foreclosure Defense & Bankruptcy And Get 27 FL Bar Approved Credit Hours For Low Price

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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!***

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

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- Training Presentation – Understanding Preferences and Fraudulent Conveyances
- Training Presentation – Chapter 7 Frequently Asked Questions
- Training Presentation – Chapter 13 Facts and Foreclosures in Chapter 13
- Whitepaper – "The Seven Deadly Sins of Consumer Bankruptcy Practice"
- Whitepaper – "How to Convert Bankruptcy Leads When Your Prices are Higher Than Your Competition"

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

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Jenn C. Lussier

From: Ronna M. Cobble
Sent: Tuesday, December 28, 2010 8:27 AM
To: David W. Fina
Subject: LOP/good cause

Please call when you get a minute. I have a question.

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

Jenn C. Lussier

From: Elizabeth A. Martin <martin@scruggs-carmichael.com>
Sent: Monday, December 20, 2010 11:12 AM
To: 'Cherie Fine'; 'Kristine Van Vorst'; PapaGray1@aol.com; rer@circuit8.org; ellisherb@hotmail.com; David W. Fina; grmlaw@bellsouth.net; chughes@shrlawfirm.com; lucus.taylor@suwanneelawyers.com; aingram@laborattorneys.org; pritchetta@SAO8.org; jsmith@avera.com; bpowell@reasonabledoubt.org; sharon@sharonsperling.com; craig@reasonabledoubt.org; mar.ferber@gmail.com
Subject: RE: INNS GROUP 2 FORECLOSURE PRESENTATION JANUARY--HUD REP

I agree, early January for a meeting.

Elizabeth A. Martin, Esq.
Scruggs & Carmichael, P.A.
One S.E. First Avenue
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Gainesville, FL 32602
352-416-3413 (phone)
352-416-3453 (fax)

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From: Cherie Fine [mailto:cfine@ffplaw.com]
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Subject: RE: INNS GROUP 2 FORECLOSURE PRESENTATION JANUARY--HUD REP

I was thinking we should meet in early January. This weekend I will work to summarize everything everyone has done so far. I think having Ed Jennings will be great! If you can contact him Jim let me know if not I will be glad to. Thanks everyone.
Cherie

From: Kristine Van Vorst [mailto:vanvorstlawfirm@gmail.com]
Sent: Friday, December 17, 2010 10:50 AM
To: PapaGray1@aol.com; cfine@ffplaw.com; rer@circuit8.org; ellisherb@hotmail.com; fina.david@jud3.flcourts.org; martin@scruggs-carmichael.com; grmlaw@bellsouth.net; chughes@shrlawfirm.com; lucus.taylor@suwanneelawyers.com; aingram@laborattorneys.org; pritchetta@SAO8.org; jsmith@avera.com; bpowell@reasonabledoubt.org; sharon@sharonsperling.com; craig@reasonabledoubt.org; mar.ferber@gmail.com
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Subject: INNS GROUP 2 FORECLOSURE PRESENTATION JANUARY--HUD REP

Dear Group 2 12-15-10

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Subject: INNS GROUP 2 FORECLOSURE PRESENTATION JANUARY--HUD REP

Dear Group 2

12-15-10

re: James C. Adkins Inns of Court, Foreclosure Program January 27, 2011 at 6 PM, Best Western Gateway Grand

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Jim Gray

James F Gray, PA

3615- B NW 13 St.

Gainesville, Florida 32609

Florida Bar #318681

Telephone 352 371 6303

Fax 352 371 4722

E-Mail PAPAGRAY1@AOL

Jenn C. Lussier

From: Ronna M. Cobble
Sent: Friday, December 17, 2010 12:46 PM
To: David W. Fina
Subject: lop hrg on Monday

Judge,

Do you require the same status page to be done for cases being heard for Lack of Prosecution? Any special note(s) I should have ready about the file? I have never done an LOP hearing before...

Ronna Cobble

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

Jenn C, Lussier

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From: Sharon Sperling <sharon@sharonsperling.com>
Sent: Wednesday, December 15, 2010 6:47 PM
To: PapaGray1@aol.com
Cc: cfine@ffplaw.com; rer@circuit8.org; ellisherb@hotmail.com; David W. Fina; martin@scruggs-carmichael.com; grmlaw@bellsouth.net; vanvorstlawfirm@gmail.com; chughes@shrlawfirm.com; lucus.taylor@suwanneelawyers.com; aingram@laborattorneys.org; pritchetta@SAO8.org; jsmith@avera.com; bpowell@reasonabledoubt.org; craig@reasonabledoubt.org; mar.ferber@gmail.com
Subject: Re: INNS GROUP 2 FORECLOSURE PRESENTATION JANUARY--HUD REP

I'd be happy to participate.

Sharon

Sharon T. Sperling
P.O. Box 358000
Gainesville FL 32635-8000
352-371-3117
352-377-6324 fax

www.sharonsperling.com

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

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

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

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

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

Thanks,
Sondra

Jenn C. Lussier

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

November 2010 RMFM Program 120 Day Status Report attached.

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

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

Jenn C. Lussier

From: David W. Fina
Sent: Tuesday, November 23, 2010 2:40 PM
To: 'sheriff@suwanneesherriff.com'
Subject: FW: Mortgage Foreclosure Proceedings
Attachments: Memo to Chief Judges re Mortgage Foreclosure Proceedings.pdf; Letter to Florida Press Assn et al.pdf

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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

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KEVIN WHITE
ACTING MARSHAL

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DATE: November 17, 2010

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November 17, 2010

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General Counsel
The Florida Press Association
336 East College Avenue, Suite 203
Tallahassee, Florida 32301

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Mr. Larry Schwartztol
Mr. Randall Marshall
Mr. James Parker Rhea
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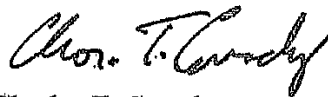
Mr. Sam Morley, et al.
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Sincerely,



Charles T. Canady

CTC/ps

Enclosure

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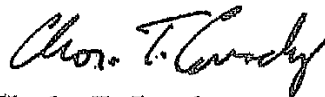
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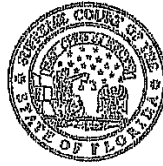
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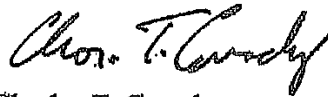
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GTC/ps

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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: Friday, November 12, 2010 3:59 PM
To: David W. Fina
Subject: Temporary designation of county court judges and Taylor County

Judge Fina,

First, the answer to your question about the authority for temporary designation of county court judges to preside over circuit court cases is found in s. 26.57, F.S. However, it says that the Chief Justice of the Supreme Court may designate upon recommendation of the chief judge of the circuit. I'm working on this further to find out how that works or if there was some blanket delegation of authority somewhere, because we have been doing this the same way for years.

When you were talking to Annie Mae, did you ask about Tyson Hill?

How should we handle the issue of notices in foreclosure cases in Taylor County?

Please call me when you have a second.

Sondra

Jenn C. Lussier

From: Sondra M. Lanier
Sent: Friday, November 12, 2010 3:59 PM
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How should we handle the issue of notices in foreclosure cases in Taylor County?

Please call me when you have a second.

Sondra

Jenn C. Lussier

From: Sondra M. Lanier
Sent: Tuesday, November 09, 2010 3:02 PM
To: David W. Fina
Cc: Ronna M. Cobble
Subject: Taylor County Foreclosure Case Management

Judge Fina,

I remember Annie Mae saying on a conference call that she had pulled Taylor County's pending foreclosure cases and was sending out notices. Judge Bean then stated in a judges' meeting that Annie Mae had taken the bull by the horns and was working their foreclosure cases. Based on those representations, Ronna has not done any work in Taylor County. However, she has been reviewing Taylor County's cases in CCIS for our monthly report and does not see that any notices have been mailed. How do you suggest that we handle this since we are the ones who will ultimately be held responsible?

Sondra

Jenn C. Lussier

From: Sondra M. Lanier
Sent: Tuesday, November 09, 2010 10:50 AM
To: Paul S. Bryan
Cc: David W. Fina
Subject: Foreclosure Case Management

Good morning Judge Bryan,

Ronna mentioned that you had discussed some foreclosure case management issues with her, and she told me that you suggested that we try to standardize things around the circuit. Judge Fina and I tried to do that from the beginning of the project, but we determined that it was not going to be possible within the timeframes that we have been given. We will soon be halfway through this project, and to be honest, we are doing good to get a game plan from each judge without trying to make it uniform. Judge Fina and I decided that we would just have to go with what each individual judge wanted so that we could begin to move forward. Since decisions about actions on cases assigned to a judge are within the discretion of the individual judge, we are adapting our processes to meet the judges' preferences.

Sondra

Jenn C. Lussier

From: Sondra M. Lanier
Sent: Friday, November 05, 2010 4:15 PM
To: David W. Fina
Subject: FW: ACLU Public Records Request - clarifications

See below.... An amended request will be forthcoming.

From: Laura Rush [mailto:RushL@flcourts.org]
Sent: Friday, November 05, 2010 3:18 PM
To: Trial Court Administrators
Cc: 'Berghorn, Robin'; Kearson, Linda
Subject: ACLU Public Records Request - clarifications

All,

I spoke with ACLU attorney Larry Schwartztol yesterday afternoon. Following are the clarifications we discussed:

1. Time frame from January 1, 2009 to the present:

ACLU's interest in pre-July 1, 2010, records is narrowly focused on those records specifically relating to any specialized foreclosure divisions or special foreclosure courts that were established prior to the \$6 million appropriation becoming available this past July to process the foreclosure case backlog. ACLU is not interested in any records relating to non-specialized foreclosure courts.

Therefore, ACLU is looking for pre-July 1, 2010, records only as to those circuits that had specialized foreclosure divisions or special foreclosure courts before July 1, 2010. If a circuit had a specialized foreclosure division or special foreclosure court prior to July 1, 2010, ACLU's request encompasses those records relating to the planning and establishment of the specialized division or court. If a circuit did not have a specialized foreclosure division or foreclosure court prior to July 1, 2010, it need not produce records prior to July 1, 2010, in response to any of the six requests listed in the Oct. 19 letter.

2. Request items #2 and #4.

ACLU will send out revised, clarified records requests for items #2 and #4. With respect to individual case records that could be responsive to item #2, Mr. Schwartztol indicated there were some individual case records ACLU will want to have encompassed within the request, but he will clarify that point in writing. There was no indication that ACLU is looking for individual case records in response to item #1.

3. Definition of "clerks" in Item #2.

The term "clerks" should be broadly interpreted to include any type of clerk, including clerk of court, law clerk, or a clerical position, assigned to a specialized foreclosure division, section or case management unit.

4. Task Force or Managed Mediation Program records

ACLU is not interested in records relating to the task force or managed mediation programs. Their request is directed strictly to records relating to the adjudicatory process.

Hope this is helpful. If I missed anything, or you would like me to pursue further clarification, please let me know. I anticipate talking with Mr. Schwartztol again.

Sincerely,

Laura.Rush
General Counsel
Office of the State Courts Administrator
500 South Duval Street
Tallahassee, FL 32399-1900
(850) 488-1824

Jenn C. Lussier

From: David W. Fina
Sent: Thursday, November 04, 2010 2:39 PM
To: 'Cherie Fine'
Subject: RE: Next meeting Nov. 17th at 2:30

Yes, I will be glad to do both.

From: Cherie Fine [mailto:cfine@ffplaw.com]
Sent: Thursday, November 04, 2010 2:31 PM
To: David W. Fina
Subject: RE: Next meeting Nov. 17th at 2:30

Judge,

Will you be able to be on the panel for our presentation on January 27, 2011? Can you make a list of items of concern regarding foreclosure as far as your view from the bench is concerned?

Thanks so much.

Cherie

From: David W. Fina [mailto:fina.david@jud3.flcourts.org]
Sent: Thursday, November 04, 2010 1:50 PM
To: Cherie Fine; rer@circuit8.org; ellisherb@hotmail.com; martin@scruggs-carmichael.com; papagray1@aol.com; grmlaw@bellsouth.net; vanvorstlawfirm@gmail.com; chughes@shrlawfirm.com; lucus.taylor@suwanneelawyers.com; aingram@laborattorneys.org; pritchetta@SAO8.org; jsmith@avera.com; bpowell@reasonabledoubt.org; sharon@sharonsperling.com; craig@reasonabledoubt.org; mar.ferber@gmail.com
Subject: RE: Next meeting Nov. 17th at 2:30

I won't be able to attend on the 17th.
Anything I can do to help from here?

From: Cherie Fine [mailto:cfine@ffplaw.com]
Sent: Thursday, November 04, 2010 11:03 AM
To: cfine@ffplaw.com; rer@circuit8.org; ellisherb@hotmail.com; David W. Fina; martin@scruggs-carmichael.com; papagray1@aol.com; grmlaw@bellsouth.net; vanvorstlawfirm@gmail.com; chughes@shrlawfirm.com; lucus.taylor@suwanneelawyers.com; aingram@laborattorneys.org; pritchetta@SAO8.org; jsmith@avera.com; bpowell@reasonabledoubt.org; sharon@sharonsperling.com; craig@reasonabledoubt.org; mar.ferber@gmail.com
Subject: Next meeting Nov. 17th at 2:30

Hey Kids:

Looks like the 17th at 2:30-4:30 is best. (We will probably finish well before 4:30) We will meet here at my office.

Put your list together and see you then. If you agreed to contact a potential panel member try to do so before the next meeting☺

Thanks,

C

Cherie H. Fine, Esq.
Fine, Farkash & Parlapiano, PA
622 NE First Street
Gainesville, Florida 32601
352-372-7777
Fax: 352-372-0049
www.ffplaw.com
cfine@ffplaw.com

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Jenn C. Lussier

From: Debbie Howells <howellsd@flcourts.org>
Sent: Friday, November 05, 2010 12:55 PM
To: Trial Court Chief Judges; Trial Court Administrators
Cc: Lisa Goodner; Blan Teagle; Laura Rush; Janice Fleischer; Craig Waters
Subject: Managed Mediation Programs for Residential Mortgage Foreclosure Cases

Chief Justice Canady has issued Administrative Order No. AOSC10-57, In Re: Guidance Concerning Managed Mediation Programs for Residential Mortgage Foreclosure Cases. The order is available at <http://www.floridasupremecourt.org/clerk/adminorders/2010/AOSC10-57.pdf>. Please distribute this information to judges, court staff, and others within your circuit, as appropriate.

Thank you.

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

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Thanks,

C

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Jenn C. Lussier

From: Cherie Fine <cfine@ffplaw.com>
Sent: Wednesday, November 03, 2010 5:09 PM
To: cfine@ffplaw.com; rer@circuit8.org; ellisherb@hotmail.com; David W. Fina; martin@scruggs-carmichael.com; papagray1@aol.com; grmlaw@bellsouth.net; vanvorstlawfirm@gmail.com; chughes@shrlawfirm.com; lucus.taylor@suwanneelawyers.com; aingram@laborattorneys.org; pritchetta@SAO8.org; jsmith@avera.com; bpowell@reasonabledoubt.org; sharon@sharonsperling.com; craig@reasonabledoubt.org; mar.ferber@gmail.com
Subject: Next Inns meeting - pick a date

Hey guys:

Our meeting today gave us a good start on the program. Top Ten things to know about foreclosure:

We could have a count down and discuss each issue, so if everyone will consider what are their concerns regarding foreclosure and be prepared to list them at the next meeting, that would be a help.

Is it what is involved in bringing a foreclosure?
Is it the cost?
Is it required mediation?
Is it Restructuring, modifications, federal programs?
Is it questions about other novel resolution options?
Is it what our local judges are doing?
Why must the debtor meet with a credit counselor?
Do the facts of the case matter and why?
Are there alternatives to foreclosure? What are they?
What is a Lis Pendens?
Can you get relief from the automatic stay in bankruptcy?
What is a deficiency judgment?
Why can't you just give the property back to the bank?
Do you want to sue on the note first and then sue on the mortgage?

You get the idea – and hopefully know more about the subject than I do and can come up with some good issues.

We plan to have a panel of experts: a banker, mediator, magistrate, title attorney, and hopefully our own expert Judges, Judges Fina & Roundtree.

We need to meet again, if possible before the 18th since Kristine is having her baby then.

I am only available Wednesday, November 10th (9-10 or 2-5) or Thursday, November 11th (between 9-12) or Wednesday, November 17th (9-11 or 2:30 – 4:30)

Please let me know which date and time is possible for you.

Cherie H. Fine, Esq.

Fine, Farkash & Parlapiano, PA
622 NE First Street
Gainesville, Florida 32601
352-372-7777
Fax: 352-372-0049
www.ffplaw.com
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Subject: Fla Bar Foreclosure Defense Training

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September 15, 2010

Foreclosure defense training sessions throughout the state

The Jacksonville Area Legal Aid, Inc., is hosting Foreclosure Defense and Consumer Rights training sessions throughout the state.

The next one is October 22, in Ft. Myers, with April Charney.

The programs run from 9 a.m. to 4:30 p.m. and will include understanding loan documents, origination, and closing process; servicing problems and post origination issues; qualified written responses; drafting discovery/motion practice; ethical discussions and consideration in foreclosure practice; and much more.

The trainings are free, include lunch, and each session is approved by The Florida Bar for 7 CLE credits, including 1 ethics.

Attendees are required to take a pro bono case from their local legal aid organization.

To register, e-mail Athelia Inman at Atheia.Inman@jaxlegalaid.org, or for more information, call her at (904)-356-8371, ext. 377.

Other scheduled trainings:

- November 5, in Jacksonville, with April Charney.
- December 3, in Tallahassee, with Lynn Drysdale.
- December 10, in Pensacola, with James Kowalski.

Jenn C. Lussier

From: Kristine Slayden <slaydenk@flcourts.org>
Sent: Monday, November 01, 2010 2:49 PM
To: Trial Court Chief Judges; Trial Court Administrators
Cc: Lisa Goodner; Blan Teagle; Laura Rush; Charlotte Jerrett; Dorothy Wilson; Arlene Johnson; P.J. Stockdale; Greg Youchock
Subject: Foreclosure and Economic Recovery Status Report - First Quarter of Fiscal Year 2010-11
Attachments: First Quarter of FY 2010-11 Status Report_v2.pdf

Chief Judges/Trial Court Administrators: Attached is the Foreclosure and Economic Recovery Status Report – First Quarter of Fiscal Year 2010-11. Please let me know if you have any questions. 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)

**Foreclosure and Economic Recovery
Real Property/Mortgage Foreclosure Backlog
Status Report - First Quarter of Fiscal Year 2010-11**

Circuit	Real Property/ Mortgage Foreclosure Backlog as of June 30, 2010¹	First Quarter of FY 2010-11 Initiative Dispositions²	Balance of Backlog After First Quarter of FY 2010-11³
1	10,979	717	10,262
2	3,460	183	3,277
3	1,115	120	995
4	17,916	2,948	14,968
5	16,281	840	15,441
6	31,791	2,730	29,061
7	18,440	3,837	14,603
8	1,926	522	1,404
9	39,700	6,048	33,652
10	11,045	3,004	8,041
11	75,326	4,920	70,406
12	21,617	1,878	19,739
13	32,843	4,364	28,479
14	3,897	823	3,074
15	46,438	9,846	36,592
16	2,259	133	2,126
17	48,675	9,585	39,090
18	27,117	2,768	24,349
19	19,061	951	18,110
20	32,453	9,613	22,840
Total	462,339	65,830	396,509

¹ Real Property/Mortgage Foreclosure Backlog as of June 30, 2010 was determined by subtracting the number of SRS dispositions from the number of SRS filings for July 1, 2006 through June 30, 2010.

² First Quarter of FY 2010-11 Initiative Dispositions are based on data that is provided to the OSCA on a monthly basis by each trial court. These data are the reported information on cases disposed from July 1, 2010 through September 30, 2010 using the new resources. In addition, Desoto County and Okeechobee County did not receive Foreclosure and Economic Recovery funding and are not included above; Circuit 4 has not submitted data during the initiative (The data provided above for Circuit 4 represents the number of SRS dispositions for July 2010 through September 2010.); July 2010 data is incomplete for Pinellas County; and September 2010 data is incomplete for Orange County, Circuit 18 and Circuit 19.

³ Balance of Backlog After First Quarter of Fiscal Year 2010-11 was determined by subtracting the number of First Quarter of FY 2010-11 Initiative Dispositions from the number of Real Property/Mortgage Foreclosure Backlog as of June 30, 2010.

Note: First Quarter of Fiscal Year 2010-11 includes data from July 1, 2010 to September 30, 2010.

Foreclosure and Economic Recovery
Real Property/Mortgage Foreclosure Type of Dispositions¹
Status Report - First Quarter of Fiscal Year 2010-11

Circuit	Dismissed	Summary/ Final Judgment	Trial	Unidentified	Total Disposed
1	192	522	1	2	717
2	32	151	0	0	183
3	50	70	0	0	120
4	1,176	1,772	0	0	2,948
5	249	547	0	44	840
6	19	2,710	1	0	2,730
7	1,213	2,569	2	53	3,837
8	175	320	6	21	522
9	1,635	4,401	1	11	6,048
10	859	2,125	1	19	3,004
11	3,566	1,354	0	0	4,920
12	127	1,744	5	2	1,878
13	230	3,986	0	148	4,364
14	342	471	0	10	823
15	2,849	6,956	1	40	9,846
16	23	100	0	10	133
17	2,381	7,105	1	98	9,585
18	983	1,779	3	3	2,768
19	281	399	1	270	951
20	643	7,859	0	1,111	9,613
Total	17,025	46,940	23	1,842	65,830

¹ Type of Dispositions are based on the initiative data that is provided to the OSCA on a monthly basis by each trial court. These data represent the reported information on cases disposed from July 1, 2010 through September 30, 2010 using the new resources. In addition, Desoto County and Okeechobee County did not receive Foreclosure and Economic Recovery funding and are not included above; Circuit 4 has not submitted data during the initiative (The data provided above for Circuit 4 represents the number of SRS dispositions for July 2010 through September 2010.); July 2010 data is incomplete for Pinellas County; and September 2010 data is incomplete for Orange County, Circuit 18 and Circuit 19.
Note: First Quarter of Fiscal Year 2010-11 includes data from July 1, 2010 to September 30, 2010.

**Foreclosure and Economic Recovery
Real Property/Mortgage Foreclosure Case Status¹
Status Report - First Quarter of Fiscal Year 2010-11**

Case Status as of September 30, 2010				
Circuit	Cases Disposed	Cases Active ²	Cases Inactive ³	Cases Stayed ⁴
1	717	162	10,172	0
2	183	353	3,758	2
3	120	1,168	17	0
4	2,948	NA	18,291	NA
5	840	3,639	13,639	2
6	2,730	6	33,638	9
7	3,837	13	15,352	0
8	522	357	1,503	2
9	6,048	4,645	39,754	1
10	3,004	9,701	2,047	7
11	4,920	45,455	33,219	0
12	1,878	265	19,921	0
13	4,364	1	28,846	0
14	823	2,214	1,957	11
15	9,846	0	43,026	0
16	133	615	1,727	4
17	9,585	23,583	28,403	0
18	2,768	662	23,937	116
19	951	0	20,523	0
20	9,613	20,628	4,623	6
Total	65,830	113,467	344,353	160

¹ Cases Status is based on the initiative data that is provided to the OSCA on a monthly basis by each trial court. These data represent the reported information on cases disposed in July 2010 through September 2010 using the new resources and the status of the remaining pending cases. In addition, Desoto and Okeechobee Counties did not receive Foreclosure and Economic Recovery funding and are not included above; Circuit 4 has not submitted data during the initiative (The number of Cases Disposed provided above for Circuit 4 represents the number of SRS dispositions for July 2010 through September 2010.); July 2010 data is incomplete for Pinellas County; and September 2010 data is incomplete for Orange County, Circuit 18 and Circuit 19.

² Cases Active represents those cases the court is actively working to resolve. Court administration may not be made aware immediately when a case moves from inactive to active status.

³ Cases Inactive represents cases where judicial action cannot be concluded due to extenuating circumstances. This includes, but is not limited to, cases inactive due to attorney inactivity, cases with insufficient pleadings or documentation, cases involved in mediation/settlement negotiations, and other similar matters. All cases at the beginning of the initiative in July 2010 were identified as inactive.

⁴ Cases Stayed includes bankruptcy cases, cases pending resolution of another case, cases where there is an agreement of the parties, and cases pending appeal.

Note: First Quarter of Fiscal Year 2010-11 includes data from July 1, 2010 to September 30, 2010.

Foreclosure and Economic Recovery
Number of Additional Real Property/Mortgage Foreclosure Cases
Added to Backlog and Percent of Cases Disposed
Quarter Ending September 2006 through September 2010

Quarter	Number of Additional Backlog Cases Added ¹	Clearance Rate ²
July -September 2006	4,199	78.6%
October - December 2006	8,702	64.5%
January - March 2007	13,811	56.9%
April - June 2007	16,852	54.6%
July -September 2007	26,234	45.9%
October - December 2007	38,845	39.7%
January - March 2008	34,319	38.4%
April - June 2008	51,034	43.8%
July -September 2008	53,250	45.5%
October - December 2008	49,532	49.9%
January - March 2009	50,158	53.6%
April - June 2009	36,553	63.0%
July -September 2009	35,034	64.0%
October - December 2009	29,000	69.4%
January - March 2010	14,423	82.0%
April - June 2010	-11,872	125.1%
July -September 2010	-14,615	123.1%

¹ Number of Additional Backlog Cases Added was determined by subtracting the number of SRS dispositions from the number of SRS filings for the quarters ending September 30, 2006 through September 30, 2010.

² Clearance Rate was determined by dividing the number of SRS dispositions by the number of SRS filings for the quarters ending September 30, 2006 through September 30, 2010.

Jenn C. Lussier

From: FloridaBarCLE@lexisnexis.com <FloridaBarCLE@mail.lexisnexis.com>
Sent: Sunday, October 31, 2010 8:50 PM
To: David W. Fina
Subject: The Florida Bar November 1st CLE E-newsletter



The Florida Bar CLE e-Newsletter

November 2010

Your source for information about upcoming [CLE Seminars](#) and new editions of CLE Publications. Reporting date coming soon? [Look for CLE Seminar](#) programs in your area.

Online CLE Catalog Offerings

For maximum flexibility in obtaining your CLE credits, see our listing of upcoming live webcasts, tele-seminars, tele-web seminars, online on-demand courses, as well as CLEtoGo (downloadable audio) seminars [here](#).

November 2010 CLE Seminars

[Family Law Case Law Update 2010](#) | [Bankruptcy Law & Practice: View from the Bench](#) | [Basic Criminal Law 2010](#) | [Practical and Theoretical Aspects of Evidence for the Family Law Practitioner](#) | [Tax Practitioners' Annual Review and Update 2010](#) | [Tips from the "Pros from Dover"*](#): [Section 1983 for Government Lawyers](#) | [Estate Planning in an Ever Changing Environment Looking Back and Forward in 2010](#) | [Current Issues in Real Property and Mortgage Law: Is That a Light at the End of the Tunnel?](#) | [The New Silk Road: Negotiating China](#) | [Practicing with Professionalism \(Fall 2010\)](#)

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

©2010

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 Actions; Attorneys Fees and Costs; and many more.

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

Course Classification: Intermediate Level

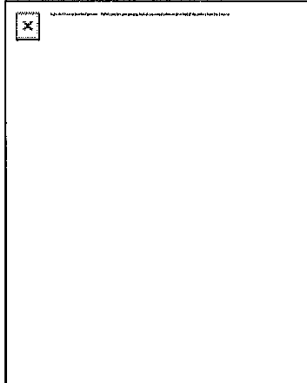
Live & Webcast Presentation: November 19, 2010 - Hilton Orlando, Orlando, FL

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

©2010



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.

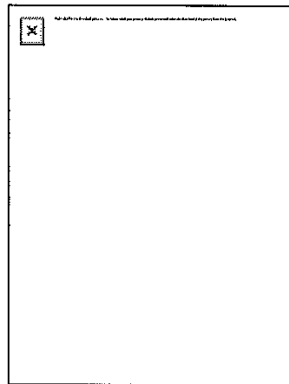
RELATED FLORIDA BAR CLE PUBLICATION

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

©2010

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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Jenn C. Lussier

From: Cherie Fine <cfine@ffplaw.com>
Sent: Friday, October 29, 2010 3:20 PM
To: David W. Fina
Subject: RE: Program meeting Group 2 Inns

Any thoughts or tips or problems you think of that we should include in the program I would love to have. (If you're too busy I understand, don't worry about it, but I think your ideas would be very insightful.) You can email or call me at your convenience.

Thanks,
Cherie

From: David W. Fina [mailto:fina.david@jud3.flcourts.org]
Sent: Friday, October 29, 2010 3:06 PM
To: Cherie Fine
Subject: RE: Program meeting Group 2 Inns

I currently handle those in Suwannee county.

From: Cherie Fine [mailto:cfine@ffplaw.com]
Sent: Friday, October 29, 2010 2:44 PM
To: David W. Fina
Subject: RE: Program meeting Group 2 Inns

Thanks Judge. I will do. By the way do you have the foreclosure assignment, or how is it working in the 3rd?
Cherie

From: David W. Fina [mailto:fina.david@jud3.flcourts.org]
Sent: Friday, October 29, 2010 2:07 PM
To: Cherie Fine; rer@circuit8.org; ellisherb@hotmail.com; martin@scruggs-carmichael.com; papagray1@aol.com; grmlaw@bellsouth.net; vanvorstlawfirm@gmail.com; chughes@shrlawfirm.com; lucus.taylor@suwanneelawyers.com; aingram@laborattorneys.org; pritchetta@SAO8.org; jsmith@avera.com; bpowell@reasonabledoubt.org; sharon@sharonsperling.com; craig@reasonabledoubt.org; mar.ferber@gmail.com
Subject: RE: Program meeting Group 2 Inns

Cherie,
I will not be able to attend. Please let me know how I can help.

From: Cherie Fine [mailto:cfine@ffplaw.com]
Sent: Friday, October 29, 2010 1:40 PM
To: cfine@ffplaw.com; rer@circuit8.org; ellisherb@hotmail.com; David W. Fina; martin@scruggs-carmichael.com; papagray1@aol.com; grmlaw@bellsouth.net; vanvorstlawfirm@gmail.com; chughes@shrlawfirm.com; lucus.taylor@suwanneelawyers.com; aingram@laborattorneys.org; pritchetta@SAO8.org; jsmith@avera.com; bpowell@reasonabledoubt.org; sharon@sharonsperling.com; craig@reasonabledoubt.org; mar.ferber@gmail.com
Subject: Program meeting Group 2 Inns

Hey everyone:

It looks like Wednesday November 3rd at 3:30 is the best time for us to meet. Please plan to attend. We can meet at my office 622 NE 1st Street. Thanks ☺

Cherie

622 NE First Street
Gainesville, Florida 32601
352-372-7777
Fax: 352-372-0049
www.ffplaw.com
cfine@ffplaw.com

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Fax: 352-372-0049
www.ffplaw.com
cfine@ffplaw.com

Jenn C. Lussier

From: Marissa Faerber <mar.ferber@gmail.com>
Sent: Thursday, October 28, 2010 2:32 PM
To: Cherie Fine
Cc: rer@circuit8.org; ellisherb@hotmail.com; David W. Fina; martin@scruggs-carmichael.com; papagray1@aol.com; grmlaw@bellsouth.net; vanvorstlawfirm@gmail.com; chughes@shrlawfirm.com; lucus.taylor@suwanneelawyers.com; aingram@laborattorneys.org; pritchetta@sao8.org; jsmith@avera.com; bpowell@reasonabledoubt.org; sharon@sharonsperling.com; craig@reasonabledoubt.org
Subject: Re: Inn's of Court

Hi Group, As your resident "pupil" - I think it would be best for everyone to pick a time to meet and I will make myself available! I won't be at the meeting tonight, but I will be on the lookout for when you decide a time to discuss the program.

Thanks,

Marissa

On Thu, Oct 28, 2010 at 2:03 PM, Cherie Fine <cfine@ffplaw.com> wrote:

> Hey everyone:
>
>
>
> I didn't hear from enough of you to pick a time to meet. Bring your
> calendars tonight please and we can make a plan. Monica would really
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> Cherie
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> Fax: 352-372-0049
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> www.ffplaw.com
>
> cfine@ffplaw.com
>

2
V

Jenn C. Lussier

From: Marissa Faerber <mar.ferber@gmail.com>
Sent: Thursday, October 28, 2010 2:32 PM
To: Cherie Fine
Cc: rer@circuit8.org; ellisherb@hotmail.com; David W. Fina; martin@scruggs-carmichael.com; papagray1@aol.com; grmlaw@bellsouth.net; vanvorstlawfirm@gmail.com; chughes@shrlawfirm.com; lucus.taylor@suwanneelawyers.com; aingram@laborattorneys.org; pritchetta@sao8.org; jsmith@avera.com; bpowell@reasonabledoubt.org; sharon@sharonsperling.com; craig@reasonabledoubt.org
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> Cherie

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> Gainesville, Florida 32601

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> 352-372-7777

>

> Fax: 352-372-0049

>

> www.ffplaw.com

>

> cfine@ffplaw.com

>

Jenn C. Lussier

From: System Administrator
To: sadler.debra@jud3.flcourts.org
Sent: Thursday, October 28, 2010 2:24 PM
Subject: Undeliverable: FW: Foreclosure Initiative

Your message did not reach some or all of the intended recipients.

Subject: FW: Foreclosure Initiative
Sent: 10/28/2010 2:24 PM

The following recipient(s) cannot be reached:

sadler.debra@jud3.flcourts.org on 10/28/2010 2:24 PM

The e-mail account does not exist at the organization this message was sent to.
Check the e-mail address, or contact the recipient directly to find out the correct address.
<columbia-04.jud3.flcourts.org #5.1.1>

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

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

Ex-Officio Members

*The Honorable Kevin M. Emas
Florida Conference of Circuit Court Judges*

*The Honorable Susan F. Schaeffer
Chair Emeritus*

Supreme Court Liaison

Justice James E. C. Perry

Florida State Courts System

500 South Duval Street

Tallahassee, FL 32399-1900

www.flcourts.org

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

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

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

JL/ks

cc: TCBC Members

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,
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Paul S. Bryan, Circuit Judge

Joseph P. Farina, Circuit Judge

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Mark Mahon, Circuit Judge

J. Thomas McGrady, Circuit Judge

Wayne M. Miller, County Judge

Belvin, Perry, Jr., Circuit Judge

Robert E. Roundtree, Jr., Circuit Judge

Clayton D. Simmons, Circuit Judge

Elijah Smiley, Circuit Judge

Patricia V. Thomas, Circuit Judge

Mike Bridenback, Court Administrator

Tom Genung, Court Administrator

Sandra Lonergan, Court Administrator

Carol Lee Ortman, Court Administrator

Walt Smith, Court Administrator

Mark Weinberg, Court Administrator

Robin Wright, Court Administrator

Ex-Officio Members

*The Honorable Kevin M. Emas
Florida Conference of Circuit Court Judges*

*The Honorable Susan F. Schaeffer
Chair Emeritus*

Supreme Court Liaison

Justice James E. C. Perry

Florida State Courts System

500 South Duval Street

Tallahassee, FL 32399-1900

www.flcourts.org

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

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

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

JL/ks

cc: TCBC Members

Jenn C. Lussier

From: Cherie Fine <cfine@ffplaw.com>
Sent: Thursday, October 28, 2010 2:03 PM
To: cfine@ffplaw.com; rer@circuit8.org; ellisherb@hotmail.com; David W. Fina; martin@scruggs-carmichael.com; papagray1@aol.com; grmlaw@bellsouth.net; vanvorstlawfirm@gmail.com; chughes@shrlawfirm.com; lucus.taylor@suwanneelawyers.com; aingram@laborattorneys.org; pritchetta@SAO8.org; jsmith@avera.com; bpowell@reasonabledoubt.org; sharon@sharonsperling.com; craig@reasonabledoubt.org; mar.ferber@gmail.com
Subject: Inn's of Court

Hey everyone:

I didn't hear from enough of you to pick a time to meet. Bring your calendars tonight please and we can make a plan. Monica would really like to have our program information. I will bring some information I gathered on Mortgage foreclosure and come a bit early if anyone would like to meet today.

Cherie

622 NE First Street
Gainesville, Florida 32601
352-372-7777
Fax: 352-372-0049
www.ffplaw.com
cfine@ffplaw.com

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 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
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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: System Administrator
To: sadler.debra@jud3.flcourts.org
Sent: Tuesday, November 23, 2010 1:53 PM
Subject: Undeliverable: FW: Mortgage Foreclosure Proceedings

Your message did not reach some or all of the intended recipients.

Subject: FW: Mortgage Foreclosure Proceedings
Sent: 11/23/2010 1:53 PM

The following recipient(s) cannot be reached:

sadler.debra@jud3.flcourts.org on 11/23/2010 1:53 PM

The e-mail account does not exist at the organization this message was sent to.
Check the e-mail address, or contact the recipient directly to find out the correct address.
<columbia-04.jud3.flcourts.org #5.1.1>

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.

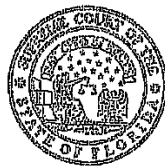
David W. Fina
Circuit Court Judge
Third Judicial Circuit

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



Supreme Court of Florida

500 South Duval Street
Tallahassee, Florida 32399-1925

CHARLES T. CANADY
CHIEF JUSTICE
BARBARA J. PARIENTE
R. FRED LEWIS
PEGGY A. QUINCE
RICKY POLSTON
JORGE LABANGA
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

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
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Circuit Court Judge
Third Judicial Circuit

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500 S. Duval Street
Tallahassee, FL 32399-1900
Phone 850-922-4370
Fax 850-488-0156
Email howellsd@flcourts.org



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JAMES B. C. PERRY
JUSTICES

THOMAS D. HALL
CLERK OF COURT

KEVIN WHITE
ACTING MARSHAL

November 17, 2010

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

Mr. Talbot D'Alamberte
Mr. Larry Schwartzol
Mr. Randall Marshall
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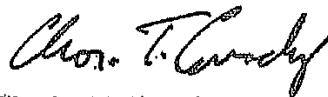
Mr. Sam Morley, et al.
November 17, 2010
Page Two

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

GTC/ps

Enclosure

Jenn C. Lussier

From: Kevin Lunsford <kevin@kevinlunsford.com>
Sent: Monday, November 22, 2010 5:07 PM
To: David W. Fina; Sondra M. Lanier
Subject: Re: FW: Bill Palmer Letter & Committee resolution

The Supreme Court agreed with the concerns expressed in this letter and came out with AOSC10-57 on November 5, 2010. Sondra forwarded it to me for review. In short, I believe that those Circuits/Program Managers that added language to their local AO that restricted the pool of RMFM mediators (must be an attorney, must live or have an office within the circuit, etc.) must now amend their local AO's to delete those restrictions. The Supreme Court says any certified circuit civil mediator that has taken the additional foreclosure training is "eligible" to be included on the Program Manager's list of mediators. Some Program Managers are fighting this and will be going to their respective Chief Judges for help.

I believe that the Third Circuit AO is in compliance with both Supreme Court AO's and does not require any action. We tracked the language the Supreme Court originally used and did not place any restrictions on Mediator eligibility within the AO. Our Mediator Panel does have a few mediators from outside the circuit as well as three non-attorney mediators on the roster. We have however temporarily closed the list and are not adding any additional mediators at this time due to the very low numbers of mediations in this circuit.

Kevin

From: David W. Fina
Sent: Monday, November 22, 2010 3:27 PM
To: Sondra M. Lanier ; kevin@kevinlunsford.com
Subject: [SPAM] FW: Bill Palmer Letter & Committee resolution

Any comments?

From: Lisa Goodner [mailto:goodnerl@flcourts.org]
Sent: Thursday, November 18, 2010 3:20 PM
To: Trial Court Chief Judges; Trial Court Administrators
Subject: FW: Bill Palmer Letter & Committee resolution

Attached is the correspondence to the Supreme Court from the Alternative Dispute Resolution Rules and Policy Committee that was referenced in the conference call on Monday.

Lisa

Jenn C. Lussier

From: Sondra M. Lanier
Sent: Monday, November 22, 2010 8:53 AM
To: Ronna M. Cobble
Cc: David W. Fina
Subject: RE: Foreclosure Crazy Business

That sounds like a JA issue, so I can address it with the judge if needed.

From: Ronna M. Cobble
Sent: Monday, November 22, 2010 8:18 AM
To: Sondra M. Lanier
Subject: Foreclosure Crazy Business

FYI: just as a matter of report...for Judge Fina's cases (round 1 & 2) I had 3 calls. For Judge Johnson, I had none. As of this morning , for Judge Collins , I had 25. That is why I couldn't stay on task last week. Let's seriously consider an alternative to "we'll call you" case management. Telecourt, especially now that I know what it is, is a dream.

As a reminder, I will be with Judge Collins today in hearings. I will go over considerably earlier to see if we can perfect this imperfect calling plan before the hoo-rah starts. Feel free to share any suggestions for how I might better serve my circuit.... ☺

Ronna 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: Heather Thuotte-Pierson <piersonh@flcourts.org>
Sent: Friday, November 19, 2010 3:21 PM
To: Trial Court Chief Judges; Trial Court Budget Commission; Trial Court Administrators
Cc: Lisa Goodner; Kristine Slayden; Charlotte Jerrett
Subject: November 15, 2010 Article V Revenue Estimating Conference
Attachments: TrustFundEstimatesNovember2010REC.pdf

The official estimates from the November 15, 2010 Article V Revenue Estimating Conference for the State Courts Revenue Trust Fund (SCRTF), the Mediation and Arbitration Trust Fund (MATF), and the Court Education Trust Fund (CETF) are attached. Proposed forecasts were provided to the conference principals by the Legislative Office of Economic and Demographic Research, the Executive Office of the Governor, the Office of the State Courts Administrator and the Clerks of Court Operations Corporation. Official estimates were based on four months of actual revenue data for FY 2010/11 and/or transaction data. More detailed information on the estimates can be found on the Office of Economic and Demographic Research website:
<http://edr.state.fl.us/Content/conferences/articleV/index.cfm>

Foreclosure revenues are projected to decrease in FY 2010-11 in recognition of the continued lower level of foreclosure filings in the first quarter and in anticipation of a temporary dip in filings resulting from the "Robo-Signing Scandal". However, the higher number of filings is expected to resume in the second half of FY 2010-11 and then climb in the out years due to the high number of mortgages in various stages of default.

More details will be provided at the December 7, 2010 TCBC meeting.

Please let me know if you have any questions.

Thanks,
Heather

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

Article V Revenue Estimating Conference Comparisons
 July 2010 and ****New**** November 2010
 FY 2010/11 and FY 2011/12 Revenue Estimates (in millions)

Article V Revenue Conferences	SCRTF		MATF		CETF	
	FY 2010/11	FY 2011/12	FY 2010/11	FY 2011/12	FY 2010/11	FY 2011/12
July 2010 Estimate	\$335.9	\$350.5	\$17.1	\$16.4	\$3.7	\$3.5
November 2010 Estimate	\$312.4	\$352.7	\$16.7	\$16.3	\$3.6	\$3.3
Difference	(\$23.5)	\$2.2	(\$0.4)	(\$0.1)	(\$0.1)	(\$0.2)

State Courts Revenue Trust Fund
Revenue Projections by Source (in millions)
FY 2010/11 and FY 2011/12

Source	FY 2010/11 Projected Revenue ¹ (Annual Projection)	FY 2011/12 Projected Revenue ¹ (Annual Projection)
\$5 Civil Traffic Assessment	\$12.2	\$12.2
\$25 Speeding Fine Increase	\$6.8	\$6.8
18% Driving School Reduction	\$6.5	\$6.5
Real Property/Foreclosure \$80 Redirect, \$100 Fee Increase and Graduated Filing Fee Increase	\$238.6	\$280.2
\$115 Increase in Probate	\$6.8	\$6.7
\$180 Redirect/Increase in Circuit Civil (Excluding Foreclosures)	\$34.2	\$32.7
\$80 Redirect in Family	\$6.5	\$6.7
Counterclaim Graduated Fee Increase	\$0.5	\$0.6
Appellate \$50 Filing Fee	\$0.3	\$0.3
Total	\$312.4	\$352.7

¹ FY 2010/11 and FY 2011/12 Projected Revenue from the November 2010 Article V Revenue Estimating Conference.

State Courts Revenue Trust Fund
FY 2010/11 Monthly Revenue Comparisons (Projected vs. Actual)

Source	REC Official Estimate		Actual Monthly Revenues					FY 2010/11 Year to Date Collections
	FY 2010/11 Projected Revenue ¹ (Annual Projection)	FY 2010/11 Projected Revenue (One Month Projection)	Actual Revenues (June 2010 Collections/ July 2010 Remittance) ²	Actual Revenues (July 2010 Collections/ August 2010 Remittance) ²	Actual Revenues (August 2010 Collections/ September 2010 Remittance) ²	Actual Revenues (September 2010 Collections/ October 2010 Remittance) ²		
\$5 Civil Traffic Assessment	\$12,200,000	\$1,016,667	\$1,119,699	\$1,041,918	\$1,028,918	\$1,007,156	\$4,197,690	
Adjudication Withheld	NA	NA	\$457,222	NA	NA	NA	\$457,222	
\$25 Speeding Fine Increase	\$6,800,000	\$566,667	\$634,932	\$613,631	\$629,378	\$610,914	\$2,488,855	
18% Driving School Reduction	\$6,500,000	\$541,667	\$532,248	\$530,034	\$526,554	\$524,857	\$2,113,692	
Real Property/Foreclosure \$80 Redirect, \$100 Fee Increase and Graduated Filing Fee Increase	\$238,600,000	\$19,883,333	\$19,218,492	\$17,032,376	\$19,312,638	\$19,955,323	\$75,518,830	
\$115 Increase in Probate	\$6,800,000	\$566,667	\$568,079	\$557,944	\$549,272	\$515,942	\$2,191,237	
\$180 Redirect/Increase in Circuit Civil (Excluding Foreclosures)	\$34,200,000	\$2,850,000	\$3,013,667	\$3,139,771	\$2,930,952	\$2,891,560	\$11,975,951	
\$80 Redirect in Family	\$6,500,000	\$541,667	\$574,082	\$546,348	\$531,763	\$525,068	\$2,177,261	
Counterclaim Graduated Fee Increase	\$500,000	\$41,667	\$56,800	\$46,708	\$57,765	\$47,046	\$208,319	
Appellate \$50 Filing Fee	\$300,000	\$25,000	\$22,550	\$23,800	\$29,800	\$27,400	\$103,550	
Other (Refunds)	NA	NA	\$12,113	\$6,803	\$15,997	\$5,440	\$40,353	
Total	\$312,400,000	\$26,033,333	\$26,209,886	\$23,539,333	\$25,613,036	\$26,110,707	\$101,472,962	

Note: Monthly Projected Revenue represent 1/12 of the annual amount. Actual revenue will vary from month to month, and revenues will likely be lower in later months due to foreclosure cases slowing down as the economy improves. Any collection of revenue above the legislatively appropriated budget for the State Courts System is just excess cash that cannot be spent because the courts do not have the authority to spend it.

¹ FY 2010-11 Projected Revenue from the November 15, 2010 Article V Revenue Estimating Conference.

² As reported by in the Department of Revenue Consolidation Report; Appellate \$50 Filing Fee as reported by OSCA, Finance and Accounting

Jenn C. Lussier

From: David W. Fina
Sent: Friday, November 19, 2010 3:07 PM
To: John Lake; Sondra M. Lanier
Subject: FW: Tele-Court: Video

From: Millicent A. Schneider
Sent: Friday, November 19, 2010 3:06 PM
To: David W. Fina
Subject: FW: Tele-Court: Video

*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: mdunbar@tele-court.com [mailto:mdunbar@tele-court.com]
Sent: Friday, November 19, 2010 11:27 AM
To: Millicent A. Schneider
Subject: RE: Tele-Court: Video

We have improved (and simplified) our system of explaining to attorneys how to log in and see it, by putting login instructions on the daily email reminders and that is why we are getting higher usage in LA. Let me if the judge will be using video, and we will promote it a bit more to the registrants.

Even for those attorneys that aren't themselves sending video, being able to see the Judge is extremely well received.

In other contexts, we have conducted demos with the Tele-Court web page being projected on a screen or displayed on a monitor in the meeting room, and the meeting room dialing in on a speaker phone. I will appear on webcam. Others on my staff—or the court staff—likewise appear as telephonic participants (with and/or without video) in a mock telephonic appearance demonstration. Let me know if your meeting room has the facilities to do this. We can make the demonstration as brief or extensive as the Judge prefers.

Otherwise, I have similar comments from Florida users (mainly going to the telephonic side) that I will include on a updated sheet for the judge's convenience. Let me know what else we can provide in the way of materials.

From: Millicent A. Schneider [mailto:schneider.millie@jud3.flcourts.org]
Sent: Friday, November 19, 2010 10:04 AM
To: mdunbar@tele-court.com
Subject: RE: Tele-Court: Video

The only problem with the Web Cam is the attorneys that call us are not using it. We are set up with a Web Cam.