

From: Carlin, John S. </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=JSC5225>

To: Cary, G. Keith

CC:

Date: 4/19/2010 3:28:22 PM

Subject: ?RE: Forclosure-Request for AO

I am not in favor of any A.O. on foreclosures. Not necessary. Tenants are parties in the foreclosure action and they are addressed at the SJ hearings and typically given at least 60 days to vacate.

From: Cary, G. Keith

Sent: Friday, April 16, 2010 1:43 PM

To: Ederr, Suzanne

Cc: Carlin, John S.; Pivacek, Cynthia; Kyle, Keith; Sloan, James D; Lundy, Jack; Greider, Christine; Callanan, Richard; McHugh, Michael; Cary, G. Keith

Subject: Forclosure-Request for AO

Suzanne

Would you please review the attached letter and prepare for me a letter in response, even if it just says we are reviewing your request.

Then take a look at the proposal and let us know what you think.

Thanks

G. Keith Cary

Chief Judge - Twentieth Judicial Circuit

Lee, Collier, Charlotte, Hendry and Glades Counties

1700 Monroe Street

Fort Myers, FL 33901

239-Fla. R. Court 2.420

From: Callanan, Richard </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=RCALLANAN>

To: Carlin, John S.

CC:

Date: 7/12/2010 1:50:16 PM

Subject: ?FW: Civil DCM AO- Final CM Procedures

Judge C

We are getting ready to move to a draft AO on the Civil DCM procedures. This is huge amount of paper to go through for you, but I wanted to give you an advance copy so that you know where we are. We won't get this out to all civil presiding judges for final comment until after you return from vacation.

Have a great time on road trip.

Rick

From: Callanan, Richard

Sent: Monday, July 12, 2010 10:46 AM

To: Ederr, Suzanne; Aloia, Nancy K; Mravic, Deborah; Embury, Jon; Mann, Sheila; Middlebrook, Mark

Cc: Cary, G. Keith; Kiesel, Lisa; Harkey, Sandra D

Subject: FW: Civil DCM AO- Final CM Procedures

Dear All

Since we received tentative approval at CBC and Civil Judges meeting on 6/11/10, we need to finalize the Civil DCM AO, DCM Procedures (Attachment A) and Standardized Circuitwide Civil DCM Forms by 7/30/10.

I am attaching Suzanne's draft Civil DCM AO, Civil Case Management/DCM procedures(Attachment A) and Standard Forms (These may not be the most current so please advise). I am counting on Nancy Aloia and Deb Mravic to "fly-speck" these to ensure that we are accurate.

I have inserted a 1/1/11 start date for Collier and 10/1/10 for Lee, because I understand that Lee Stakeholder group may still want to go on 10/1/10. I recommend against that with heavy backlog work underway, but that is up to Lee judges and Nancy. Charlotte, Hendry/Glades are noted as at local discretion.

Please let Suzanne and I know final revisions by 7/25/10, so we can get these out to all civil judges for final review in early August.

Again, much thanks to Nancy Aloia and Deb Mravic for a fantastic job in developing this program and moving us ahead. You might not see it now, but this will have a tremendous positive impact on the circuit for the future and is the first attempt in Florida at a circuit implementation of modern Civil DCM practices. Very difficult and impressive work by all judges and staff.

Thanks again.

Rick

Richard Callanan, Trial Court Administrator

20TH CIR 04310

20th Judicial Circuit

1700 Monroe Street
Fort Myers, FL. 33901
239 533-1712



From: Callanan, Richard </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=RCALLANAN>

To: [Ederr, Suzanne](#)

[Aloia, Nancy K](#)

[Mravic, Deborah](#)

[Embury, Jon](#)

[Mann, Sheila](#)

[Middlebrook, Mark](#)

CC: [Cary, G. Keith](#)

[Kiesel, Lisa](#)

[Harkey, Sandra D](#)

Date: 7/12/2010 9:46:24 AM

Subject: ?FW: Civil DCM AO- Final CM Procedures

Dear All

Since we received tentative approval at CBC and Civil Judges meeting on 6/11/10, we need to finalize the Civil DCM AO, DCM Procedures (Attachment A) and Standardized Circuitwide Civil DCM Forms by 7/30/10.

I am attaching Suzanne's draft Civil DCM AO, Civil Case Management/DCM procedures(Attachment A) and Standard Forms (These may not be the most current so please advise). I am counting on Nancy Aloia and Deb Mravic to "fly-speck" these to ensure that we are accurate.

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Please let Suzanne and I know final revisions by 7/25/10, so we can get these out to all civil judges for final.

Again, much thanks to Nancy Aloia and Deb Mravic for a fantastic job in developing this program and moving us ahead. You might not see it now, but this will have a tremendous positive impact on the circuit for the future and is the first attempt in Florida court history at a comprehensive circuit implementation of modern Civil DCM practices. Phenomenally difficult and impressive work by all.

Thanks again.

Rick

Richard Callanan, Trial Court Administrator
20th Judicial Circuit
1700 Monroe Street
Fort Myers, FL. 33901
239 533-1712

From: Callanan, Richard
Sent: Wednesday, June 30, 2010 4:42 PM
To: Ederr, Suzanne; Aloia, Nancy K; Mravic, Deborah
Cc: Fishbeck, Eric; Kiesel, Lisa
Subject: Civil DCM AO- Final CM Procedures

Suzanne, Nancy, Deb

Great start Suzanne on the Civil DCM AO. I made one small change to the draft. I will defer to Nancy and Deb, but I would not exclude any cases from the AO, but explain in the Procedures that Homesteaded Foreclosures will be handled according to special procedures outlined in Homestead Foreclosure AO # XXX.

I took my best shot at refining the “Guidelines “ to more succinct “Civil DCM procedures” (to be attached to the AO). I know they are very, very busy, but these CM Procedures really need an edit by Nancy and Deb to make sure they reflect the Final Case Management DCM Procedures and forms the stakeholder groups settled on. The procedures can be pared down to essentials, but have to be clear and comprehensive before Judge Cary signs an AO..

Here is my best first shot at getting this down to a manageable size. Need Nancy and Deb to comment and meet with you to help get a final product!

From: [Callanan, Richard <RCallanan@CA.CJIS20.ORG>](mailto:RCallanan@CA.CJIS20.ORG)

To: [Kiesel, Lisa](#)

[Harkey, Sandra D](#)

CC:

Date: 9/3/2009 10:10:34 AM

Subject: ?FW: Creation of a pro bono foreclosure defense funding program

From: Brenda Johnson[SMTP:JOHNSONB@FLCOURTS.ORG]

Sent: Thursday, September 03, 2009 11:10:26 AM

To: SC-JUSTICES; DCA Budget Commission; Trial Court Chief Judges;

Trial Court Budget Commission; Trial Court Administrators;

Judge Peter Blanc; Judge Gary Flower

Cc: Lisa Goodner; Blan Teagle; Laura Rush; Steve Henley; Cal Goodlett

Subject: Creation of a pro bono foreclosure defense funding program

Auto forwarded by a Rule

The attached "Media Advisory" provides information regarding the creation of a pro bono foreclosure defense funding program and the partnership between Attorney General Bill McCollum and the Florida Bar Foundation.

Brenda G. Johnson

Director of Community and Intergovernmental Relations

Office of the State Courts Administrator

500 South Duval Street

Tallahassee, FL 32399-1900

(850)922-5692

MEDIA ADVISORY

To: Interested Media
Date: September 3, 2009
Subject: Attorney General to make South Florida announcement on foreclosure defense funding

Members of the Media,

Attorney General Bill McCollum will make an important announcement this afternoon regarding his pro bono foreclosure defense funding program, created in partnership with The Florida Bar Foundation. He will be joined by representatives from several South Florida organizations which will be involved in this program.

Who: Attorney General Bill McCollum
Tony Karrat, Executive Director, Legal Aid Service of Broward County
Luis Felipe Pinzon, Director of Programs, Hispanic Unity of Florida
Shawn Boehringer, Director of Advocacy, Legal Aid Service of Broward County
Kathleen Thomsen, Director of Development, Legal Aid Service of Broward County
Roland Sanchez Medina, President, Cuban American Bar Association
Carolina Lombardi, senior housing attorney, Legal Services of Greater Miami, Inc.
Richard Champagne, President, Haitian Lawyers Association
Maria D. Garcia, board member, Spanish American League Against Discrimination, Inc.
Lorenzo Cobiella, executive director, Spanish American League Against Discrimination, Inc.
Osvaldo Soto, board Chairman, Spanish American League Against Discrimination, Inc.
Marcos Regalado, board member, Spanish American League Against Discrimination, Inc.
Reverend Guillermo Revuelta, board member, Spanish American League Against Discrimination, Inc.

What: South Florida announcement on pro bono foreclosure defense funding

When: Thursday, September 3, 2009, 2:00 p.m.

Where: Office of the Attorney General
Rivergate Plaza, Sixth Floor
444 Brickell Ave
Miami, FL

Contact: Sandi Copes/850.245.0150
Sandi.Copes@myfloridalegal.com

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From: Carlin, John S. </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=JSC5225>

To: McHugh, Michael

CC:

Date: 9/8/2009 9:34:32 AM

Subject: ?RE: Judge Richards - Foreclosure

Thanks, Mike, for sending this out. I apologize for my delayed response to your email last week. I think that it looks great. We'll see if there are any comments.

From: McHugh, Michael

Sent: Tuesday, September 08, 2009 9:44 AM

To: Gerald, Lynn; Winesett, Sherra; Rosman, Jay; Fuller, Joseph; Golden, Diana; Hamsharie, Deborah; Trammell, Cindy; Thompson, Lucinda; Poulston, Lisa

Cc: Carlin, John S.; Cary, G. Keith; Sauls, Sandi; Johnston, Linda

Subject: Judge Richards - Foreclosure

Attached is my first draft of the procedures I put together for the use of Judge Richards for Foreclosures. Let me know your thoughts so we can revise this document as appropriate.

From: Kantor, Marianne </O=SAO20/OU=CACJIS/CN=RECIPIENTS/CN=MKANTOR>

To: Schreiber, Lee Ann

Fernandez, Susana

Studybaker, Steven

CC:

Date: 5/6/2009 10:47:34 AM

Subject: ?RE: Court clerks

My turn.

I agree with some of what Lee has said except that I would narrow the trials down to no more than one hour. With the rash of 2 hour trials I was starting to have, I now have those on docket sounding because they often involve child support (pay stubs) and equitable distribution (documents valuing assets and debts). I have had binders of exhibits in 2 hour trials. Therefore, I would limit the Clerk to anything more than one hour as required.

I have also found the need of a Clerk in shorter hearings (as mentioned by Steve) for child support issues. When a party shows up without the FLCH and its needed, the Clerk can IM someone in her department and they come down with it. Alternatively, they get an IM with balance owed and last payment.

As for their Minutes being used, I use them ALL of the time in preparing my reports. If I am handling half hour default DOMs, I am usually getting the findings on the record but don't have time to make my own notes on what I said. I regularly refer back to the Minutes for a clarification which saves me a lot of time. If I had to go get a disk or walk over and listen in on the ECR each time I need a minor clarification, that would add more work. The Minutes have served as an incredible checklist for me.

I believe however, this issue will change once we are moved and have our speech recognition software installed in our courtrooms. Then we will be able to create a written record for reference of what we had orally recommended. That still will not replace the need for a Clerk when child support issues arise where we need the FLCH or balance owed but the situation will be better for shorter hearings. Until then, I am not certain that we would do our best work or be as efficient without their assistance.

I can also add that I know when we are informed that there is a crunch and my schedule is such that I know I can get by without a Clerk, I have offered to go without but only on a docket by docket review by me to determine if the issues can be handled without their assistance.

Marianne

20TH CIR 04317

From: Schreiber, Lee Ann
Sent: Wednesday, May 06, 2009 10:46 AM
To: Fernandez, Susana; Kantor, Marianne; Studybaker, Steven
Subject: RE: Court clerks

My 2 cents - I can probably get by without a Clerk on trials or hearings of 2 hour or less (if I can get a brief training from Clerk re how they keep their exhibit lists). At least on short trial and hearings, I'd be willing to try it and see how it goes. The more complicated trials (2 hours or more) I rely on the Clerk to keep track of Exhibits #s and what's admitted and what is not.

In my experience, the attorneys DO rely on the Minutes to prep ROs on simple matters. They usually order the CD of the proceeding to get the findings and ruling.

From: Fernandez, Susana
Sent: Tuesday, May 05, 2009 6:52 PM
To: Kantor, Marianne; Schreiber, Lee Ann; Studybaker, Steven
Subject: RE: Court clerks

I would like to hear your ideas before answering this email. How are they presently assisting you now in the courtroom?

They mentioned on the email below that you take your own notes but that does not serve the same purpose as the clerks minutes which are public in the court file. Do attys. rely on the clerk minutes to prepare the R&R?

What do you think about the whole idea?

From: Kantor, Marianne
Sent: Friday, May 01, 2009 9:32 AM
To: Sauls, Sandi
Cc: Schreiber, Lee Ann; Studybaker, Steven; Aloia, Nancy K; Fernandez, Susana
Subject: RE: Court clerks

Sandi,

20TH CIR 04318

I quickly asked Lee for her thoughts and we have some ideas but believe we need to run this past Nancy and Susana since they are our supervisors. I'm also including Steve in this reply.

I know that with the inundation of foreclosure cases, your team has been stretched. We have tried to let them know in advance when we have scheduled vacations or other time when we are not scheduled to be in court so they don't have to plan for that time. But I understand your request appears to be for a more permanent situation.

We will follow up as soon as we can.

Marianne

From: Sandi Sauls [mailto:ssauls@leeclerk.org]
Sent: Thursday, April 30, 2009 3:55 PM
To: Schreiber, Lee Ann; Kantor, Marianne
Subject: Court clerks

In our efforts to reduce staff we are investigating the necessity of all of the services provided by our office. When I spoke to the Court Clerk team today they suggested that I inquire as to whether the Magistrates need clerks since they take their own notes and have Court Smart as a back-up. What are your thoughts on this?

Thank you,

Sandi C. Sauls
Civil Division Manager
P.O. Box 310
Fort Myers, FL 33902
239-533-9188

Florida has a very broad Public Records Law. Most written communications to or from State and Local Officials regarding State or Local business are public records available to the public and media upon request. Your email communications may therefore be subject to public disclosure. {Token}