

Moreno,Elisa

From: Schatzberg,Beth
Sent: Tuesday, July 13, 2010 1:36 PM
To: Pride, Lisa
Cc: Hickmon,Angelina; Moreno,Elisa; Gammage,Trillany; Greno, Linda
Subject: Foreclosure checklist

Lisa-

We are filling out forms for each file that is on the docket. Some of them are being re-scheduled for a variety of reasons. Would the clerk's office be okay with us leaving the foreclosure checklist attached to the file so that when it comes back, we do not have to redo it, just update it?

Your input /suggestions are welcomed-

Beth

Moreno,Elisa

From: Melendi, Rick
Sent: Friday, November 19, 2010 12:22 PM
To: Hickmon,Angelina; Moreno,Elisa; Valdes,Ryan; caranant@hillsclerk.com; healy@hillsclerk.com; Causey,Michael
Cc: Wells, Tracy; Bridenback, Mike; Snavelly Carla; Greno, Linda; Barton, James ; Albury, Janice; Schatzberg,Beth; Gammage,Trillany; Sequeira, Maria; Roberts, Julie; Drake, Patricia; Stafford, Becki; Gant, Kimberly; Taylor, Kenneth
Subject: Section I - Mortgage Foreclosure Hearings - week of November 29, 2010

Dear All,

Please be advised that starting the week of November 29, 2010 to June 30, 2011, Section I – Mortgage Foreclosure hearings will be conducted in CR 500. The only exception to the above are the weeks of January 31, 2011 and March 7, 2011 and March 14, 2011. During those three (3) weeks only, Section I will conduct its hearings in CR 501 (Arnold).

If any of you should have any questions, please do not hesitate to contact me.

Nauman, Chris

From: Rowland, Dave
Sent: Wednesday, December 15, 2010 11:34 AM
To: Nauman, Chris
Subject: FW: Residential Mortgage Foreclosure Task Force recommendations, Supreme Court order
Attachments: sc09-1579 12-9-10 order.pdf

From: Cash, Kim **On Behalf Of** Menendez, Manuel
Sent: Tuesday, December 14, 2010 3:22 PM
To: Rowland, Dave
Subject: FW: Residential Mortgage Foreclosure Task Force recommendations, Supreme Court order

From: Isom, Claudia R.
Sent: Thursday, December 09, 2010 12:55 PM
To: Rowland, Dave; Menendez, Manuel; Barton, James
Subject: FW: Residential Mortgage Foreclosure Task Force recommendations, Supreme Court order

From: Ellen Sloyer [<mailto:esloyer@flabar.org>]
Sent: Thursday, December 09, 2010 12:53 PM
To: asaikali@shb.com; antonio.castro@izhmlaw.com; antonio.morin@akerman.com; vijay@rgmwlaw.com; jennifer.mansfield@hkllaw.com; ksx@searcy.com; dancytrynlaw@yahoo.com; daniel.bean@hkllaw.com; dgerber@rumberger.com; dmilian@crGPLaw.com; dawn@knowlesandrolph.com; dchristopher@litchris.com; ellynb@bellsouth.net; fjc@hassell-legal.com; gmilev@adamsdiaco.com; passaro@litchfieldcavo.com; gborgognoni@bglaw.com; gbrown@hwhlaw.com; gcoleman@bcclaw.com; gward@wardkim.com; hrivera@qpwblaw.com; Silver, Bernard; Isom, Claudia R.; judge.green@flcourts1.gov; ramirez@flcourts.org; jdishowi@17th.flcourts.org; ctjupd1@ocnjcc.org; jhenning@17th.flcourts.org; Nielsen, Richard; jmiddleton@sgrlaw.com; janet@lucentelaw.com; hogan@terrellhogan.com; jorgelopez@dadeschools.net; jmestre@rmc-attorneys.com; jianno@carltonfields.com; jjohnson@babbitt-johnson.com; jbrown@petersonmyers.com; kjohnson@tsg-law.com; lisa.raleigh@myfloridalegal.com; bielbyl@gtlaw.com; mqq@appeal.com; nmurphy@murphyandersonlaw.com; lee@bcrlaw.net; rlandon@kennynachwalter.com; Robyn.Vines@Gray-Robinson.com; russell.kent@myfloridalegal.com; skravitz@jud11.flcourts.org; kwrlawsw@yahoo.com; trterry@gmail.com; tbateman@lawfla.com; tmasterson@mastersonlaw.com; tzehnder@kdbzlaw.com; vmccloskey@ogdensullivan.com; vbuchanan@levinlaw.com; vcocotas@orlandolaw.net; tdemetriades@whww.com
Subject: Court order

The Supreme Court issued the attached order today in the mortgage foreclosure, making two further amendments to Form 1.996(a) based on the comments received. Hopefully, this will be the end for this case.

Ellen H. Sloyer
Rules Committee Liaison
Assoc. Editor
The Florida Bar
850.561.5709
esloyer@flabar.org

Supreme Court of Florida

No. SC09-1579

**IN RE: AMENDMENTS TO THE FLORIDA RULES OF CIVIL
PROCEDURE—FORM 1.996 (FINAL JUDGMENT OF FORECLOSURE).**

[December 9, 2010]

PER CURIAM.

This matter is before the Court for consideration of proposed amendments to the Florida Rules of Civil Procedure. We have jurisdiction. See art. V, § 2(a), Fla. Const.

Previously in this case, the Civil Procedure Rules Committee filed a “Fast-Track Report in Response to Legislative Changes,” under Florida Rule of Judicial Administration 2.140(e), proposing amendments to form 1.996(a) (Final Judgment of Foreclosure) in order to bring it into conformity with current statutory provisions and requirements, improve the form’s clarity and readability, and better conform to prevailing practices in the courts.¹ The Court adopted the amendments

1. This form was originally numbered 1.996, but was renumbered as 1.996(a) due to the adoption of a new form 1.996(b) (Motion to Cancel and

to this form, along with amendments to other Rules of Civil Procedure and Forms, in an opinion consolidated with In re Amendments to the Florida Rules of Civil Procedure, case number SC09-1460. See In re Amendments to Fla. Rules of Civil Pro., 44 So. 3d 555 (Fla. 2010). The amendments in case number SC09-1460 were prompted by the recommendations of the Task Force on Residential Mortgage Foreclosure Cases that was “established to recommend to the Supreme Court policies, procedures, strategies, and methods for easing the backlog of pending residential mortgage foreclosure cases while protecting the rights of parties.” In re Task Force on Residential Mortgage Foreclosure Cases, Fla. Admin. Order No. AOSC09-8, at 2 (March 27, 2009) (on file with Clerk of the Florida Supreme Court).

Along with the amendments to form 1.996(a), rule 1.110(b) was amended to require verification of mortgage foreclosure complaints involving residential real property. One of the primary purposes of this amendment was to ensure that plaintiffs and plaintiffs’ counsel do their “due diligence” and appropriately investigate and verify ownership of the note or right to enforce the note and ensure that the allegations in the complaint are accurate. In light of recent reports of alleged document fraud and forgery in mortgage foreclosure cases, this new

Reschedule Foreclosure Sale). See In re Amendments to Fla. Rules of Civil Pro., 44 So. 3d 555 (Fla. 2010).

requirement is particularly important. The Court also adopted new form 1.924 (Affidavit of Diligent Search and Inquiry) to standardize affidavits of diligent search and inquiry and provide information to the court regarding the methods used to attempt to locate and serve the defendant and new form 1.996(b) (Motion to Cancel and Reschedule Foreclosure Sale) to provide the court with an explanation of why a foreclosure sale needs to be cancelled and request that the court reschedule the sale.

Because, unlike the other amendments, the amendments to form 1.996(a) had not been published for comment prior to adoption, the opinion adopting the amendments provided a sixty-day comment period with regard to the amendments to that form. Several comments were filed, and the committee filed a response.

Upon consideration of the comments and the committee's response thereto, we adopt two further amendments to form 1.996(a). First, in recognition of assertions in the comments that flat rate attorneys' fee agreements are common in mortgage foreclosure cases, we amend the attorneys' fee provisions of the form to accommodate this option. Second, in order to ensure that the provisions of the form are not contrary to the Protecting Tenants at Foreclosure Act of 2009, Pub. L. No. 111-22, §§ 701-704, 123 Stat. 1660-62, we delete the sentence from paragraph six of the form stating, "If any defendant remains in possession of the property, the

clerk shall without further order of the court issue forthwith a writ of possession upon request of the person named on the certificate of title.”

Accordingly, form 1.996(a) (Final Judgment of Foreclosure) is hereby amended as reflected in the appendix to this opinion. Added language is underlined; deleted language is struck through. The amendments to the form shall become effective immediately upon the release of this opinion.

It is so ordered.

CANADY, C.J., and PARIENTE, LEWIS, QUINCE, POLSTON, LABARGA, and, PERRY, JJ., concur.

THE FILING OF A MOTION FOR REHEARING SHALL NOT ALTER THE EFFECTIVE DATE OF THESE AMENDMENTS.

Original Proceeding – The Florida Rules of Civil Procedure Committee

Donald Edward Christopher, Chair, Civil Procedure Rules Committee, Orlando, Florida, John H. Harkness, Jr., Executive Director, Ellen H. Sloyer, Bar Staff Liaison, The Florida Bar, Tallahassee, Florida,

for Petitioner

Deborah Marks, Miami, Florida; Alice M. Vickers, Florida Legal Services, Inc., Tallahassee, Florida, Jeffrey Hearne, Legal Services of Greater Miami, Inc., Miami, Florida, Jeffrey G. Haynie, Jacksonville Area Legal Aid, Inc., Jacksonville, Florida, and Michael L. Resnick, Legal Aid Society of the Orange County Bar Association, Orlando, Florida, on behalf of the Housing Umbrella Group of Florida Legal Services, Inc.; Suzanne Barto Hill of Rumberger, Kirk, and Caldwell, Orlando, Florida, and Roy A. Diaz, Smith, Hiatt and Diaz, P.A., Fort Lauderdale, Florida, on behalf of Florida Default Law Group, P.L.; Marc A. Ben-Ezra of Ben-Ezra and Katz, P.A., Fort Lauderdale, Florida; and Terry Resk of Haile, Shaw and Pfaffenberger, P.A., North Palm Beach, Florida,

Responding with comments

APPENDIX

FORM 1.996(a). FINAL JUDGMENT OF FORECLOSURE

FINAL JUDGMENT

This action was tried before the court. On the evidence presented

IT IS ADJUDGED that:

1. Plaintiff,(name and address)....., is due

Principal	\$.....
Interest to date of this judgment	.....
Title search expense	.....
Taxes	.....
Attorneys' fees	
Finding as to reasonable number of hours:	.....
Finding as to reasonable hourly rate:	.....
Other*:	.....

(*The requested attorney's fee is a flat rate fee that the firm's client has agreed to pay in this matter. Given the amount of the fee requested and the labor expended, the Court finds that a lodestar analysis is not necessary and that the flat fee is reasonable.)

Attorneys' fees total	.....
Court costs, now taxed	.....
Other: .....	.....
Subtotal	\$.....
LESS: Escrow balance	.....
LESS: Other .....	.....
TOTAL	\$.....

that shall bear interest at the rate of% a year.

2. Plaintiff holds a lien for the total sum superior to all claims or estates of defendant(s), on the following described property in County, Florida:

(describe property)

3. If the total sum with interest at the rate described in paragraph 1 and all costs accrued subsequent to this judgment are not paid, the clerk of this court shall sell the property at public sale on(date)....., to the highest bidder for cash, except as prescribed in paragraph 4, at the courthouse located at(street address of courthouse)..... in County in(name of city)....., Florida, in accordance with section 45.031, Florida Statutes, using the following method (CHECK ONE):

At(location of sale at courthouse; e.g., north door)....., beginning at(time of sale)..... on the prescribed date.

By electronic sale beginning at(time of sale)..... on the prescribed date at(website).....

4. Plaintiff shall advance all subsequent costs of this action and shall be reimbursed for them by the clerk if plaintiff is not the purchaser of the property for sale, provided, however, that the purchaser of the property for sale shall be responsible for the documentary stamps payable on the certificate of title. If plaintiff is the purchaser, the clerk shall credit plaintiff's bid with the total sum with interest and costs accruing subsequent to this judgment, or such part of it as is necessary to pay the bid in full.

5. On filing the certificate of title the clerk shall distribute the proceeds of the sale, so far as they are sufficient, by paying: first, all of plaintiff's costs; second, documentary stamps affixed to the certificate; third, plaintiff's attorneys' fees; fourth, the total sum due to plaintiff, less the items paid, plus interest at the rate prescribed in paragraph 1 from this date to the date of the sale; and by retaining any remaining amount pending the further order of this court.

6. On filing the certificate of sale, defendant(s) and all persons claiming under or against defendant(s) since the filing of the notice of lis pendens shall be foreclosed of all estate or claim in the property, except as to claims or rights under chapter 718 or chapter 720, Florida Statutes, if any. Upon the filing of the certificate of title, the person named on the certificate of title shall be let into possession of the property. ~~If any defendant remains in possession of the property, the clerk shall without further order of the court issue forthwith a writ of possession upon request of the person named on the certificate of title.~~

7. Jurisdiction of this action is retained to enter further orders that are proper including, without limitation, a deficiency judgment.

IF THIS PROPERTY IS SOLD AT PUBLIC AUCTION, THERE MAY BE ADDITIONAL MONEY FROM THE SALE AFTER PAYMENT OF PERSONS WHO ARE ENTITLED TO BE PAID FROM THE SALE PROCEEDS PURSUANT TO THE FINAL JUDGMENT.

IF YOU ARE A SUBORDINATE LIENHOLDER CLAIMING A RIGHT TO FUNDS REMAINING AFTER THE SALE, YOU MUST FILE A CLAIM WITH THE CLERK NO LATER THAN 60 DAYS AFTER THE SALE. IF YOU FAIL TO FILE A CLAIM, YOU WILL NOT BE ENTITLED TO ANY REMAINING FUNDS.

[If the property being foreclosed on has qualified for the homestead tax exemption in the most recent approved tax roll, the final judgment shall additionally contain the following statement in conspicuous type:]

IF YOU ARE THE PROPERTY OWNER, YOU MAY CLAIM THESE FUNDS YOURSELF. YOU ARE NOT REQUIRED TO HAVE A LAWYER OR ANY OTHER REPRESENTATION AND YOU DO NOT HAVE TO ASSIGN YOUR RIGHTS TO ANYONE ELSE IN ORDER FOR YOU TO CLAIM ANY MONEY TO WHICH YOU ARE ENTITLED. PLEASE CHECK WITH THE CLERK OF THE COURT, (INSERT INFORMATION FOR APPLICABLE COURT) WITHIN 10 DAYS AFTER THE SALE TO SEE IF THERE IS ADDITIONAL MONEY FROM THE FORECLOSURE SALE THAT THE CLERK HAS IN THE REGISTRY OF THE COURT.

IF YOU DECIDE TO SELL YOUR HOME OR HIRE SOMEONE TO HELP YOU CLAIM THE ADDITIONAL MONEY, YOU SHOULD READ VERY CAREFULLY ALL PAPERS YOU ARE REQUIRED TO SIGN, ASK SOMEONE ELSE, PREFERABLY AN ATTORNEY WHO IS NOT RELATED TO THE PERSON OFFERING TO HELP YOU, TO MAKE SURE THAT YOU UNDERSTAND WHAT YOU ARE SIGNING AND THAT YOU ARE NOT TRANSFERRING YOUR PROPERTY OR THE EQUITY IN YOUR PROPERTY WITHOUT THE PROPER INFORMATION. IF YOU CANNOT AFFORD TO PAY AN ATTORNEY, YOU MAY CONTACT (INSERT LOCAL OR NEAREST LEGAL AID OFFICE AND TELEPHONE NUMBER) TO SEE IF YOU QUALIFY FINANCIALLY FOR THEIR SERVICES. IF THEY CANNOT ASSIST YOU, THEY MAY BE ABLE TO REFER YOU TO A LOCAL BAR REFERRAL AGENCY OR SUGGEST OTHER OPTIONS. IF YOU CHOOSE TO CONTACT (NAME OF LOCAL OR NEAREST LEGAL AID OFFICE AND TELEPHONE NUMBER) FOR ASSISTANCE, YOU SHOULD DO SO AS SOON AS POSSIBLE AFTER RECEIPT OF THIS NOTICE.

ORDERED at, Florida, on(date).....

Judge

NOTE: Paragraph 1 must be varied in accordance with the items unpaid, claimed, and proven. The form does not provide for an adjudication of junior lienors' claims nor for redemption by the United States of America if it is a defendant. The address of the person who claims a lien as a result of the judgment must be included in the judgment in order for the judgment to become a lien on real estate when a certified copy of the judgment is recorded. Alternatively, an affidavit with this information may be simultaneously recorded. For the specific requirements, see section 55.10(1), Florida Statutes; *Hott Interiors, Inc. v. Fostock*, 721 So. 2d 1236 (Fla. 4th DCA 1998).

Committee Notes
[No change]

Bridenback, Mike

From: Barton, James
Sent: Tuesday, January 12, 2010 9:33 AM
To: Bridenback, Mike
Subject: RE: Economic Default Recovery Effort

For a lot of reasons, I would prefer using retired judges.

From: Bridenback, Mike
Sent: Tuesday, January 12, 2010 8:55 AM
To: Barton, James
Subject: RE: Economic Default Recovery Effort

GM's are slightly cheaper – Senior Judges - \$375/day
GM - \$306/day

Michael L. Bridenback
Court Administrator
800 E. Twiggs Street, Suite 604
Tampa, FL 33602
p: 813.272.5894
f: 813.301.3800
[REDACTED]
www.fljud13.org



From: Barton, James
Sent: Tuesday, January 12, 2010 8:52 AM
To: Bridenback, Mike
Subject: RE: Economic Default Recovery Effort

Which approach would be cheaper?

From: Bridenback, Mike
Sent: Tuesday, January 12, 2010 8:45 AM
To: Barton, James
Subject: RE: Economic Default Recovery Effort

Yes we can opt for senior judges instead of GM's.

Michael L. Bridenback
Court Administrator
800 E. Twiggs Street, Suite 604
Tampa, FL 33602
p: 813.272.5894
f: 813.301.3800
[REDACTED]
www.fljud13.org



From: Barton, James
Sent: Tuesday, January 12, 2010 8:42 AM
To: Bridenback, Mike
Subject: RE: Economic Default Recovery Effort

I'm glad we have so much time to develop our response. Does this include any extra senior judge money?

From: Bridenback, Mike
Sent: Tuesday, January 12, 2010 8:34 AM
To: Barton, James
Subject: FW: Economic Default Recovery Effort

It appears that we are getting funding. Let's discuss how you wish to proceed. Our response is due January 14.

Michael L. Bridenback
Court Administrator
800 E. Twiggs Street, Suite 604
Tampa, FL 33602
p: 813.272.5894
f: 813.301.3800
[REDACTED]
www.fljud13.org



From: Heather Thuotte-Pierson [REDACTED]
Sent: Monday, January 11, 2010 1:03 PM
To: Trial Court Administrators
Cc: Lisa Goodner; Sharon Buckingham; Kristine Slayden; Patty Harris; Theresa Westerfield; Arlene Johnson; Charlotte Jerrett; Greg Youchock; Elizabeth Garber
Subject: Economic Default Recovery Effort

TCA's –

As discussed at the December meeting, the TCBC is requesting non-recurring funding authority from the Legislature for an Economic Default Recovery Effort, which will be filed as a supplemental FY 2010/11 LBR issue. These funds will be used to provide temporary resources in the trial courts to eliminate backlog in several civil areas, including cases involving mortgage foreclosures, real property, contracts and indebtedness, and county civil valued from \$5,001 to \$15,000.


The funding methodology developed for this Effort is based on the number of backlogged cases (in the aforementioned civil areas) in each circuit. A ratio of one General Magistrate, one Case Manager and two Administrative Support positions for every 15,000 backlogged cases was applied to estimate need. One Administrative Support position is dedicated to mediation for the coordination of civil cases covered under this Effort with the exclusion of residential homestead mortgage foreclosure cases. The annual salaries used to calculate the allocation amounts were approximately: \$79,688 for General Magistrates, \$39,126 for Case Managers, and \$26,090 for Admin Support.

You will find the estimated allocation amount for your circuit in the attached PDF file - Economic Default Recovery Effort. Please indicate, using the attached Economic Default Recovery Effort _ Distribution spreadsheet, how you would like the funds for your circuit distributed – by category and element. For every element (General Magistrates, Case Managers, General Magistrate Admin Support and Mediation Admin Support) specify the dollar amount and category in which the funds should be allocated - OPS, contracted services and/or expenses dollars. To allow for maximum flexibility, funds may be expended in one or all of the elements. Also, funds dedicated to the General Magistrate element can be allocated as Senior Judge Days if preferred.

As usual we are under a tight timeframe for this Effort. Please respond by Thursday, January 14, C.O.B.

Please let me know if you have any questions or concerns.

Thanks,
Heather

Heather Thuotte-Pierson
Office of the State Courts Administrator
Court Statistics Consultant
(850) 410-3376


Bridenback, Mike

From: Barton, James
Sent: Friday, June 04, 2010 1:07 PM
To: CIRCCIVJUD; Wolfe, Mark
Cc: CIRCCIVJA; Julian, Donna M.; Bridenback, Mike; Melendi, Rick; Snavelly Carla
Subject: Foreclosure plan
Attachments: Mortgage Foreclosure Schedule Team A.docx; Mortgage Foreclosure Schedule Team b.docx

As a result of our recent circuit civil meeting, we are on schedule to implement our residential foreclosure plan, commencing July 1. Please assist by:

1. Reviewing the attached draft of the two team approach which was e-mailed earlier this week and handed out at Thursday's meeting, and sending any suggested changes or thoughts to me by Wednesday, June 9.
2. E-mailing or delivering your July foreclosure hearing dockets to Linda Greno so that we can schedule the July foreclosure hearings with the senior judges. Please don't remove the July foreclosure hearings from your calendars until the July senior judge docket has been developed and published.

As of Monday, August 2, the residential foreclosure cases should be heard exclusively by the assigned senior judges, according to the finalized new plan. Let me know if you have any comments or questions.

TEAM A: Divisions A,B,C,D,F

	Monday	Tuesday	Wednesday	Thursday	Friday
	Telephonic	Non-Telephonic	Telephonic	Non-Telephonic	Telephonic
9:00	Butler & Hosch	Fla. Default	Butler & Hosch	Fla. Default	Butler & Hosch
9:30	Butler & Hosch	Fla. Default	Butler & Hosch	Fla. Default	Butler & Hosch
10:00	Shapiro & Fishman	Albertelli	Shapiro & Fishman	Albertelli	All Others
10:30	Shapiro & Fishman	Kass Shuler	Shapiro & Fishman	Kass Shuler	Motions (All)
11:00	Ben Ezra & Katz	All Others	Ben Ezra & Katz	All Others	Motions (All)
	Telephonic	Telephonic	Telephonic	Telephonic	
1:30	David Stern	Marshall Watson	David Stern	Marshall Watson	Motions (All)
2:00	David Stern	Marshall Watson	David Stern	Marshall Watson	Motions (All)
2:30	David Stern	Marshall Watson	David Stern	Marshall Watson	Motions (All)
3:00	Kahane & Asso.	Smith Hyatt & Diaz	All Others	Smith Hyatt & Diaz	
3:30	Kahane & Asso.	Smith Hyatt & Diaz	All Others	Smith Hyatt & Diaz	
	15 cases per block Total: 150	15 cases per block Total: 150	15 cases per block Total: 150	15 cases per block Total: 150	15 cases per block Total: 120

TEAM B: Divisions G, H, I, J, K

	Monday	Tuesday	Wednesday	Thursday	Friday
	Telephonic	Non-Telephonic	Telephonic	Non-Telephonic	Telephonic
9:00	Butler & Hosch	Fla. Default	Butler & Hosch	Fla. Default	Butler & Hosch
9:30	Butler & Hosch	Fla. Default	Butler & Hosch	Fla. Default	Butler & Hosch
10:00	Shapiro & Fishman	Albertelli	Shapiro & Fishman	Albertelli	All Others
10:30	Shapiro & Fishman	Kass Shuler	Shapiro & Fishman	Kass Shuler	Motions (All)
11:00	Ben Ezra & Katz	All Others	Ben Ezra & Katz	All Others	Motions (All)
	Telephonic	Telephonic	Telephonic	Telephonic	
1:30	David Stern	Marshall Watson	David Stern	Marshall Watson	Motions (All)
2:00	David Stern	Marshall Watson	David Stern	Marshall Watson	Motions (All)
2:30	David Stern	Marshall Watson	David Stern	Marshall Watson	Motions (All)
3:00	Kahane & Asso.	Smith Hyatt & Diaz	All Others	Smith Hyatt & Diaz	
3:30	Kahane & Asso.	Smith Hyatt & Diaz	All Others	Smith Hyatt & Diaz	
	15 cases per block Total: 150	15 cases per block Total: 150	15 cases per block Total: 150	15 cases per block Total: 150	15 cases per block Total: 120

Bridenback, Mike

From: Bridenback, Mike
Sent: Thursday, October 21, 2010 8:39 PM
To: Melendi, Rick
Subject: Fwd: Foreclosure Information
Attachments: cancellation stats 10-11.pdf; ATT1617663.htm

Sent from my iPhone

Begin forwarded message:

From: "Kristine Slayden" <kslayden@flcourts.org>
Date: October 21, 2010 3:54:44 PM EDT
To: "Kristine Slayden" <kslayden@flcourts.org>, "Trial Court Administrators" <trialcourtadministrators@flcourts.org>, "Kim Miller" <kim.miller@flcourts.org>
Cc: "Lisa Goodner" <lgoodner@flcourts.org>, "Laura Rush" <l.rush@flcourts.org>, "P.J. Stockdale" <stockdalep@flcourts.org>, "Arlene Johnson" <johnsona@flcourts.org>
Subject: RE: Foreclosure Information

TCA's: I received quite a few emails in response to the email below asking for clarification. At the risk of making Walt and Kim angry for singling them out (ha!), I have attached a spreadsheet that they sent us. We would love to have all the detail that they sent in this chart. However, at a minimum, if you have the ability to provide and it is not too burdensome, please email the total number of hearings scheduled and the number of hearings cancelled in a particular week. Please note the week period that the data applies to. We would prefer this data once a month, if possible, for the next couple of months. To keep the reporting requirements down, we are only asking for the data pertaining to one week out of the month, preferably the 2nd or 3rd week of the month. We will continue to evaluate the need for this data and let you know when to stop reporting to us.

If possible, please start with the week of October 18th, and provide it to us by Friday, October 29, 2010. Again, thank you so much for your voluntary help on this project.

Kris Slayden

Research and Data

Office of the State Courts Administrator

Florida Supreme Court

500 S. Duval Street

Tallahassee, Florida 32399

850-922-5106 (wk)

850-556-2335 (cell)

850-414-1342 (fax)

From: Kristine Slayden
Sent: Tuesday, October 19, 2010 1:23 PM
To: Trial Court Chief Judges; Trial Court Administrators
Cc: Lisa Goodner; Laura Rush; P.J. Stockdale; Arlene Johnson
Subject: Foreclosure Information

Chief Judges/Trial Court Administrators – As a follow up to the JAC conference call yesterday, we would like to request any information you can provide on the cancellations of hearings or suspension of foreclosure cases by the plaintiff. You can either send summary information by email, case specific information in a spreadsheet or you can provide information in the comment section of the existing Foreclosure Case Tracking application. Please note, in order to determine the magnitude of the cancellation, we need to know total number of hearing scheduled. We will compile the data and attempt to quantify a statewide estimate of the impact. Please contact me if you have any questions. Thank you. Kris

Kris Slayden

Research and Data

Office of the State Courts Administrator

Florida Supreme Court

500 S. Duval Street

Tallahassee, Florida 32399

850-922-5106 (wk)

850-556-2335 (cell)

850-414-1342 (fax)

From: Bridenback, Mike
Sent: Tuesday, October 19, 2010 2:51 PM
To: Barton, James ; Melendi, Rick
Subject: Another One

The Palm Beach Post

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Palm Beach County judges want more evidence in uncontested foreclosures

By **KIMBERLY MILLER**

Palm Beach Post Staff Writer

Posted: 5:50 p.m. Monday, Oct. 18, 2010

Thousands of Palm Beach County homes have been repossessed by lenders that failed to follow a court rule requiring evidence be attached to foreclosure affidavits, something judges often allowed to happen when no one contested the case.

After revelations in recent weeks that sworn affidavits from several major banks and home loan servicers may be flawed, Palm Beach County Chief Judge Peter Blanc said banks will increasingly have to prove their foreclosure claims with sworn or certified supporting paperwork.

The 15th Circuit's judges discussed the evidence regulation, outlined in the Florida Rules of Civil Procedure for summary judgments, on Friday. A summary judgment is a swift ruling held in lieu of a full trial. They are requested by bank attorneys when the facts of the foreclosure are considered irrefutable.

"In the past when affidavits came in on defaults, the judges haven't been requiring the documents because no one was there objecting," said Blanc, who added that about 80 percent of foreclosures in the county are not contested. "Dealing with the volume we are dealing with we want to make sure that all or i's are dotted and t's crossed."

More than 30,000 Palm Beach County homes were served a foreclosure notice in 2009. The tally through September this year is 16,068, according to the Palm Beach County Clerk of Courts.

Since lenders, including mortgage giants Bank of America, JPMorgan Chase, and Ally Financial Inc., announced a halt to some of their foreclosure proceedings pending review of court documents and procedures, Blanc has been debating how active judges be in foreclosure cases, especially those that aren't challenged. Bank of America announced Monday it plans to restart its foreclosure process and resubmit documents with new signatures in states, including Florida, that require a judge's approval for a foreclosure.

Blanc said if the foreclosure affidavits are accurate, and they are based on personal knowledge, it shouldn't be too time consuming for the evidence to be printed and attached.

The problem is the faulty affidavits have been shown in depositions not to be based on personal knowledge, sworn to instead by bank employees signing up to 10,000 documents every month. Also, sworn statements from former employees of the large foreclosure law firm David J. Stern in Plantation have stated that affidavits were backdated,

included forged signatures and were notarized by non-notaries. Stern's attorney Jeff Tew refutes any statements that illegal activity happened at the firm.

Foreclosure defense attorneys have argued for months that in the rush to take back homes, that large law firms representing lenders and overwhelmed judges ignored the evidence rule. Only when attorneys or homeowners protested did the rush to summary judgment slow, they claim.

"Just because a case is uncontested doesn't mean a judge should just sign off on whatever is being requested without proof of what kind of damages the bank is entitled to," said Tampa-based foreclosure defense attorney Mark Stopa. "The volume of cases before a judge does not change the plaintiff's burden of proof."

West Palm Beach defense attorney Joseph Rodowicz is handling more than 50 foreclosure cases submitted by Stern's firm and that of the Florida Default Law Group in Tampa. He said none of his cases has supporting documentation attached to affidavits.

"When a court is looking for a judgment they should have evidence before it of a debt," Rodowicz said.

Rodowicz and Stopa said they would expect to see, at the very least, an account history attached to the affidavits that would show payments or a trail of ownership if the loan had been sold or bundled into a security.

Tew said his client's firm will comply with whatever the courts request and that he doesn't believe it will be overly burdensome.

"I don't think it will slow the process," Tew said.

Stern has been hit hard by the foreclosure freeze. Tew acknowledged that the one-time ninth-largest private employer in Broward County with about 1,600 employees has recently had to institute layoffs.

Find this article at:

<http://www.palmbeachpost.com/money/real-estate/palm-beach-county-judges-want-more-evidence-in-978916.html>

- Print this page
- Close

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Michael L. Bridenbach
Court Administrator
800 E. Twiggs Street, Suite 604
Tampa, FL 33602
p: 813.272.5894
f: 813.301.3800



www.fljud13.org

Bridenback, Mike

From: Bridenback, Mike
Sent: Wednesday, November 17, 2010 1:55 PM
To: Menendez, Manuel; Barton, James
Subject: RE: foreclosures

We perform the same reviews of files that Miami-Dade does. They must have different criteria than us for getting on the calendar.

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From: Menendez, Manuel
Sent: Wednesday, November 17, 2010 1:42 PM
To: Bridenback, Mike; Barton, James
Subject: foreclosures

[Court disparities highlight flaws](#)
11/17/2010 © Palm Beach Post

Before a Miami-Dade County foreclosure hits a judge's dais, it has already been reviewed by a case manager who decides whether the paperwork is acceptable. About 30 percent of the time, it's not, and the case is kicked back to the banks for a do-over.

The circuit court's chief judge, Jennifer Bailey, credits the review with Miami-Dade's low rate of summary judgments - quickie foreclosure hearings, sometimes called "rocket dockets," that are held in lieu of a traditional trial.

Just 28 percent of Miami-Dade's foreclosures were decided by summary judgment between July 1 and Sept. 30, according to a report Florida's State Courts Administration released this month.

The state average for summary judgments, as well as Palm Beach County's, is 71 percent. In Florida's 13th Circuit Court, which includes Hillsborough County, 93 percent of foreclosures were decided in summary judgment, while the 4th Circuit, which includes Duval County, had 60 percent of its cases end that way.

So why the large disparity in how foreclosures are handled?

Palm Beach County Chief Judge Peter Blanc, who said 80 percent of the county's foreclosures are not contested, pointed to the fact that the state court report is new.

While he agrees with the data for Palm Beach County, where 10 summary judgment hearings are scheduled every half hour in foreclosure court, he said information may have been collected differently in each circuit.

Still, concern over how the courts are funneling cases through the system is enough that the House Judiciary Committee, at the urging of U.S. Rep. Ted Deutch, D-Boca Raton, will conduct a hearing in Washington to discuss the role of the magistrate in the foreclosure crisis. The hearing was scheduled for today but was postponed. It is expected to be rescheduled soon.

"An accelerated court for foreclosure cases means that fewer of the traditional safeguards are in place to protect homeowners from abuse or even clerical errors," said Deutch in an October letter to House Judiciary Chairman John Conyers, D-Mich. "Too many families are learning what it means for the American dream of homeownership to become a nightmare; and, when they face foreclosure, they deserve to have all the protections of the law."

Florida lawmakers gave the state's court system a onetime check this year for \$9.6 million to hire judges, case managers and clerk employees to clear a backlog of 508,755 foreclosure cases. From July 1 to Sept. 30, 63,344 cases, about 12 percent of the backlog, were cleared.

That leaves 344,353 backlogged cases, 70,400 of which are in Miami-Dade.

"We think it's more important to get it right than do it fast," Bailey said. "Having said that, we are dedicated to attacking the backlog as quickly and efficiently as we can so long as we don't sacrifice any integrity."

Bailey said case managers have a checklist of what kind of documents are required for a summary judgment, such as proof of note ownership. But the managers also are given the authority to question document details.

For example, if a foreclosure has high costs for process serving, it could get kicked back. It generally costs about \$45 for a sheriff's office to serve a summons, Bailey said, but prices have risen as private companies move in to meet the demand.

The Wall Street Journal reported last week that Judge Susan Gardner of Florida's 6th Circuit ordered three lawyers to appear in her courtroom to defend foreclosure fees. In one case, an affidavit included a \$1,630 bill for process service.

Case managers also review foreclosures in Palm Beach County, putting a note in a file if paperwork isn't complete. The case still goes to summary judgment, where the judge decides how to proceed.

Foreclosure defense attorneys say judges' scrutiny of files has increased this fall as some banks paused to withdraw and resubmit flawed or fraudulent paperwork.

"Yes, there have been too many summary judgments, there is no question about that," said Deerfield Beach-based attorney Peter Ticktin. "But that's because it's so hard to believe how massive the fraud is."

Ticktin is being investigated by the Florida Bar for his billing practices but maintains there has been no wrongdoing at his firm.

But even if judges are faced with questionable foreclosures, there is debate over how far they can go to play homeowner advocate if no argument is raised on the homeowner's behalf.

"There is friction between what some people see as common sense versus what a judge's true role should be in a court proceeding," Blanc said.

Imported: Nov 17 2010 2:25AM indexed: Nov 17 2010 2:33AM

Manuel Menendez, Jr.
Chief Judge, 13th Judicial Circuit of Florida
800 E. Twiggs St., Suite 602, Tampa, FL 33602
813-272-5022

Bridenback, Mike

From: Bridenback, Mike
Sent: Wednesday, June 30, 2010 7:46 AM
To: Barton, James
Subject: RE: Senior Secretary

Well, I come into the office this morning and I have a message from Tammie saying she has reconsidered and is now declining our offer. So, the plan will be to have Tracy and Kim cover section 1 until I can find a good alternative.

Michael L. Bridenback
Court Administrator
800 E. Twiggs Street, Suite 604
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From: Barton, James
Sent: Tuesday, June 29, 2010 4:39 PM
To: Bridenback, Mike
Subject: RE: Senior Secretary

Looks good. Thanks for jumping on this.

From: Bridenback, Mike
Sent: Tuesday, June 29, 2010 12:59 PM
To: Barton, James
Subject: Senior Secretary

We had a very good case manger applicant that we did not hire that I thought might be a good fit as a secretary. I called her and she said she would accept the position. Her name is Tammie Shirey. She has extensive paralegal experience of almost 20 years. She was laid-off by the law firm of Fee & Jeffries in October 2008 and has been unable to get a job in the field since. She did not interview well but her experience may outweigh her nervousness in meeting with me. She has good references and her background check has cleared. She also committed to start on July 1. So we are now fully staffed.

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**IN THE THIRTEENTH JUDICIAL CIRCUIT
HILLSBOROUGH COUNTY, FLORIDA**

**ADMINISTRATIVE ORDER S-2010-087
(Supplements Administrative Orders S-2009-098 and S-2010-052)**

RESIDENTIAL FORECLOSURE PROCEDURES – CASE MANAGEMENT

The Florida Legislature authorized and designated funds for the purpose of processing the backlog of residential mortgage foreclosure cases. Since July 1, 2010, this circuit has utilized these funds to establish two special sections, staffed with senior judges, court clerks, and case managers, to process residential mortgage foreclosure cases. For some unknown reasons, most law firms specializing in residential mortgage foreclosure cases have failed to schedule summary judgment motions for hearing.

Under Florida Rule of Judicial Administration 2.545, the trial judge shall take charge of all cases at an early stage in the litigation and shall control the progress of the case until the case is determined. Likewise, Florida Rule of Civil Procedure 1.200(a) authorizes a trial judge to order a case management conference at which a trial date may be set. Setting cases for trial is an effective way a trial judge can control a residential foreclosure case and alleviate the backlog.

It is necessary to supplement the procedures for residential foreclosure cases to effectuate the legislative purpose of processing the backlogged cases. By the power vested in the chief judge under Florida Rule of Judicial Administration 2.215(b)(2), it is therefore ORDERED:

1. Case Management – Setting Cases for Trial

In accordance with Florida Rule of Civil Procedure 1.200(a) and Florida Rule of Judicial Administration 2.545(b), the senior judges assigned to Sections I and II will order a case management conference and schedule all residential foreclosure cases which are at issue for trial with time allocated for dispositive motions to be considered and disposed.

2. Previous Administrative Orders Supplemented

The procedures implemented by this administrative order supplement the procedures of Administrative Order S-2009-098 (*Foreclosure Procedures*) and Administrative Order S-2010-052 (*Residential Foreclosure Procedures*), which remain in full force and effect.

3. Effective Date

This administrative order is effective October 1, 2010.

It is ORDERED in Tampa, Hillsborough County, Florida, on this 22ND day of September, 2010.


Manuel Menendez, Jr., Chief Judge

Original to: Pat Frank, Clerk of the Court
Copy to: All General Civil Division Judges
Hillsborough County Bar Association

**IN THE THIRTEENTH JUDICIAL CIRCUIT
HILLSBOROUGH COUNTY, FLORIDA**

**ADMINISTRATIVE ORDER S-2010-052
(Supplements Administrative Order S-2009-098)**

RESIDENTIAL FORECLOSURE PROCEDURES

The Florida Legislature has authorized and designated funds for the purpose of processing the backlog of residential mortgage foreclosure cases. It is necessary to establish and implement appropriate procedures in order to effectuate this legislative purpose. Accordingly, two sections within the General Civil Division of the Circuit Court and procedures relating to the processing of residential foreclosure cases are hereby established.

By the power vested in the chief judge under Florida Rule of Judicial Administration 2.215(b)(2), it is therefore ORDERED:

1. General Civil Division Sections

All existing and newly filed residential foreclosure cases ("RF") will be assigned to one of two newly created General Civil Division Sections as follows:

Section I – cases filed in General Civil Divisions A, B, C, D, & F

Section II – cases filed in General Civil Divisions G, H, I, J & K

2. Case Filings

Any existing or newly filed residential mortgage foreclosure pleadings, motions and other papers will be designated as assigned to Section I or Section II in accordance with section 1 of this administrative order. All motions should be submitted to the appropriate Section I or Section II judge.

3. Case Identification

Attorneys must indicate the appropriate Section on all papers and pleadings filed with the clerk by designating the Section and "RF" beneath the case number and division as set forth in the example below:

FINANCIAL INSTITUTION,
Plaintiff,

CASE NO. _____

v.

DIVISION: [A,B,C,D,F,G,H,I,J or K]

JANE DOE,
Defendant.

RF – SECTION [I] or [II]

4. Calendaring

Attorneys must schedule all hearings in Section I and Section II through the Judicial Automated Workflow System ("JAWS"). JAWS may be accessed at the following link: <http://www.fljud13.org/JAWSpage.htm>. A copy of any motion scheduled and the notice of hearing must be uploaded at the time the hearing is scheduled. Unrepresented parties may schedule hearings by telephoning the appropriate senior secretary in Section I at (813) 272-8572 or Section II at (813) 272-5121.

5. Telephonic Hearings

For any telephonic hearings, all parties must be conferenced in prior to the call being placed to the court.

6. Foreclosure Packets

All foreclosure packets must be received at least five (5) business days prior to the scheduled hearing. All packets must include the original proposed final judgment along with sufficient copies of the final judgment, certificate of sale, certificate of disbursement, certificate of title, and three (3) sets of stamped addressed envelopes.

7. Sale Dates

Judicial sales will be held by the clerk daily (excluding weekends and holidays) at 10:00 a.m. and 2:00 p.m.

8. Cancellation of Judicial Sale

The deadline for cancellation of a judicial sale and for the payment of the clerk's sale fee is the day of the scheduled sale, no later than 9:30 a.m. for any 10:00 a.m. sale, and no later than 1:30 p.m. for any 2:00 p.m. sale. The clerk will cancel any scheduled foreclosure sale upon receipt, no later than these deadlines, of a Notice of Cancellation of Foreclosure Sale submitted by plaintiff's counsel. The clerk will accept a facsimile of the Notice of Cancellation of Foreclosure Sale at the number designated on the clerk's website at www.hillsclerk.com (Foreclosure Sales) and the Thirteenth Judicial Circuit website at www.fljud13.org (General Civil Division). The original Notice of Cancellation of Foreclosure Sale must be filed with the clerk. The uniform Notice of Cancellation of Foreclosure Sale form may be found at www.fljud13.org/formspage.asp.

9. Previous Administrative Order Supplemented

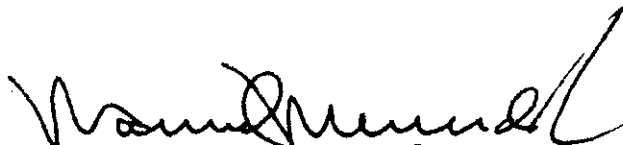
The procedures implemented by this administrative order supplement the procedures of Administrative Order S-2009-098 (*Foreclosure Procedures*), which remain in full force and effect.

10. Effective Date

This administrative order is effective July 1, 2010. All hearings currently scheduled for July 2010 will be heard by the appropriate Section I or Section II judge at

the time and date designated in the Notice of Hearing. Beginning August 2, 2010, all hearings will be scheduled and heard as described in this administrative order.

It is ORDERED in Tampa, Hillsborough County, Florida, on this 28th day of June, 2010.

A handwritten signature in black ink, appearing to read 'Manuel Menendez, Jr.', written in a cursive style.

Manuel Menendez, Jr., Chief Judge

Original to: Pat Frank, Clerk of the Court
Copy to: All General Civil Division Judges
Hillsborough County Bar Association

Melendi, Rick

From: Melendi, Rick
Sent: Thursday, July 29, 2010 2:50 PM
To: Wells, Tracy
Subject: FW: Mortgage Foreclosure Project - Staff Assistance

Here you go!

From: Wells, Tracy
Sent: Thursday, July 29, 2010 10:21 AM
To: Melendi, Rick
Subject: EMPLOYEES TO ASSIST IN THE FORECLOSURE PROJECT

ASSISTANCE NEEDED:

As a follow-up to our Executive Team Meeting on Monday, please send me the names of staff that you have identified that can assist with the tasks as outlined below for the **Foreclosure Project**.

The areas of need are as follows:

ADMINISTRATIVE: Opening, sorting and stamping of incoming mail; Stamping/conforming copies of Court Order's ,along with sorting conformed orders and stuffing envelopes. Some administrative aspects of the tasks above may be handled by staff at their own desk.

DATA ENTRY: Excel Spreadsheet Data Entry. The entry of mortgage foreclosure data can be handled by staff at their own desk.

RESEARCH: Case research will require utilization of the clerk's Banner System. Case research can be performed by staff at their own desk.

Please provide me the name(s) of staff along with the areas in which you feel staff can provide assistance by close of business – Friday, July 30, 2010.

Thank you.

Melendi, Rick

From: Drake, Patricia
Sent: Thursday, June 24, 2010 9:32 AM
To: Melendi, Rick
Subject: RE: Phones for Foreclosure Training

Thanks!

From: Melendi, Rick
Sent: Thursday, June 24, 2010 9:32 AM
To: Drake, Patricia
Subject: RE: Phones for Foreclosure Training

See Janice.

From: Drake, Patricia
Sent: Thursday, June 24, 2010 9:14 AM
To: Noll, Sharon
Cc: Melendi, Rick
Subject: RE: Phones for Foreclosure Training

Ok. That sounds like a good idea.

Rick, do I get that schedule from Janice, or can you provide it? Thank you!

From: Noll, Sharon
Sent: Thursday, June 24, 2010 9:01 AM
To: Drake, Patricia
Cc: Melendi, Rick
Subject: Phones for Foreclosure Training

Pat: One more thing, please make sure that we obtain a copy of the schedule for the senior judges that will be covering foreclosures. Until the secretaries are hired and fully trained on the phones, I need you to make sure that training is coordinated for the judges as they rotate in (every two weeks), so that the judge coming in is familiar with the phones before they start hearings. Perhaps – if you already haven't – can make up an instruction sheet to leave with them along with the Help Desk number printed on it in case they have a problem. THANKS!

Hickmon,Angelina

From: Hickmon,Angelina
Sent: Wednesday, November 17, 2010 3:50 PM
To: Wells, Tracy
Subject: RE: MEETING

Okay, we will be there.

From: Wells, Tracy
Sent: Wednesday, November 17, 2010 3:50 PM
To: Sequeira, Maria; Schatzberg,Beth; Valdes,Ryan; Gammage,Trillany; Hickmon,Angelina; Moreno,Elisa
Cc: Melendi, Rick
Subject: MEETING

We need to meet tomorrow morning at **8:30 a.m. in Conference Room B**. Please make every effort to attend.

It will be a short meeting.

Tracy

Gammage, Trillany

From: Melendi, Rick
Sent: Tuesday, August 31, 2010 10:40 AM
To: Moreno, Elisa; Hickmon, Angelina; Schatzberg, Beth; Gammage, Trillany; Sequeira, Maria; Valdes, Ryan
Cc: Barton, James ; Wells, Tracy
Subject: FW: JAWS code deployment 08302010

Importance: High

FYI – The new upload requirement feature in JAWS has been deployed (see bullet point 2 below). Accordingly, I would request that the case managers monitor whether the new upload requirement cuts down on the number of final summary judgment and motion hearings from being scheduled and heard where not all pleadings and documentation were filed prior to the hearing being held.

Thank you.

From: Roberts, Julie [<mailto:jroberts@PRESIDIO.com>]
Sent: Tuesday, August 31, 2010 9:28 AM
To: Sedita, Susan; Puig, Caryn; Greno, Linda; Hecksher, Sandra L.; Gutierrez, N. Sue; Fish, Mary; Openchowski, Sasha; D'Agresta, Robyn R.; Williams, Judy; Williamson, Linda; Gomez, Myra; Oakes, Jacquelyn; Stephens, Steven; Mynatt, Ann E.; Belliveau, Hillary; Smith, Lisa E. (JA); Davis, Linda; Flowers, Suzanne; Morgan, Jackie; Baker, Mona; Jones, Kortina; Gillen, Anita; Scollin, Laurie; Burt, Cynthia; Lauderdale, Carmen E.; Martinez, Alicia; Stone, Denise; Meehan, Lynn; Wills, Anissa; Harris, Cheryl; Thomas, Teresa; Gilbert, Adrienne; Lapierre, Valerie; Reeves, Vicki L.; Casper, Joy; Schoonover, Selena; Browning, Diana; Julian, Donna M.
Cc: Bellan, Steve; Drake, Patricia; Schemenauer, Jayson; Tonya Grimes - Contact; Melendi, Rick; Noll, Sharon; Stafford, Becki; Gant, Kimberly; Snell, Janell; Lemmons, Michael; DEMELJR; Carlton, David; Flores, Roberto; Ktaylor; Lee, Bekida; John Betancourt
Subject: JAWS code deployment 08302010
Importance: High

All –

New code was deployed last night for JAWS. The new changes include:

- Only scheduling attorney (or JA/Judge) can cancel a hearing
- If the check box for file upload is checked, then when an attorney schedules a hearing it will force them to upload a file. Please note we do not validate what file is uploaded therefore it is up to the internal judicial staff to review the uploaded file to make sure it is what is requested/needed.

If you have any questions, please let me know.

Thanks
Julie

Julie Roberts | Network Architect | South | Presidio Networked Solutions
5622 HillView Ct, Lakeland, FL 33810 | jroberts@PRESIDIO.com
D: | M: 863.398.4959 | www.presidio.com
CCNP, PMP # 55412



Moreno,Elisa

From: Wells, Tracy
Sent: Wednesday, November 17, 2010 3:50 PM
To: Sequeira, Maria; Schatzberg,Beth; Valdes,Ryan; Gammage,Trillany; Hickmon,Angelina; Moreno,Elisa
Cc: Melendi, Rick
Subject: MEETING

We need to meet tomorrow morning at **8:30 a.m. in Conference Room B**. Please make every effort to attend.

It will be a short meeting.

Tracy

Nauman, Chris

From: Rowland, Dave
Sent: Wednesday, October 27, 2010 11:41 AM
To: Nauman, Chris
Subject: FW: Administrative Order S-2010-087 Residential Foreclosure Procedure-Case Management
Attachments: 2010-087-S.PDF

ACLU PRR

From: Barbas, Lee
Sent: Thursday, September 23, 2010 4:05 PM
To: Mestas, Joy; Pendino, Judge; Foster, Robert A.; Barton, James ; Sisco, Michelle; Bergmann, Charles; Cook, Martha; Silver, Bernard; Baumann, Herbert J.; Arnold, James; Levens, William; Nielsen, Richard; Tharpe, Chet ; Menendez, Manuel; cpruitt@hillsbar.com
Cc: Rowland, Dave; Nauman, Chris
Subject: Administrative Order S-2010-087 Residential Foreclosure Procedure-Case Management

Attached is Administrative Order S-2010-087 regarding Residential Foreclosure Procedures-Case Management. The administrative order is effective October 1, 2010.

Leeisa Barbas
Court Counsel's Office
Thirteenth Judicial Circuit
800 East Twiggs Street, Suite 603
Tampa, Florida 33602
Phone: 813-272-6843
E-mail: barbaslj@fljud13.org

**IN THE THIRTEENTH JUDICIAL CIRCUIT
HILLSBOROUGH COUNTY, FLORIDA**

**ADMINISTRATIVE ORDER S-2010-087
(Supplements Administrative Orders S-2009-098 and S-2010-052)**

RESIDENTIAL FORECLOSURE PROCEDURES – CASE MANAGEMENT

The Florida Legislature authorized and designated funds for the purpose of processing the backlog of residential mortgage foreclosure cases. Since July 1, 2010, this circuit has utilized these funds to establish two special sections, staffed with senior judges, court clerks, and case managers, to process residential mortgage foreclosure cases. For some unknown reasons, most law firms specializing in residential mortgage foreclosure cases have failed to schedule summary judgment motions for hearing.

Under Florida Rule of Judicial Administration 2.545, the trial judge shall take charge of all cases at an early stage in the litigation and shall control the progress of the case until the case is determined. Likewise, Florida Rule of Civil Procedure 1.200(a) authorizes a trial judge to order a case management conference at which a trial date may be set. Setting cases for trial is an effective way a trial judge can control a residential foreclosure case and alleviate the backlog.

It is necessary to supplement the procedures for residential foreclosure cases to effectuate the legislative purpose of processing the backlogged cases. By the power vested in the chief judge under Florida Rule of Judicial Administration 2.215(b)(2), it is therefore ORDERED:

1. Case Management – Setting Cases for Trial

In accordance with Florida Rule of Civil Procedure 1.200(a) and Florida Rule of Judicial Administration 2.545(b), the senior judges assigned to Sections I and II will order a case management conference and schedule all residential foreclosure cases which are at issue for trial with time allocated for dispositive motions to be considered and disposed.

2. Previous Administrative Orders Supplemented

The procedures implemented by this administrative order supplement the procedures of Administrative Order S-2009-098 (*Foreclosure Procedures*) and Administrative Order S-2010-052 (*Residential Foreclosure Procedures*), which remain in full force and effect.

3. Effective Date

This administrative order is effective October 1, 2010.

It is ORDERED in Tampa, Hillsborough County, Florida, on this 22nd day of September, 2010.


Manuel Menendez, Jr., Chief Judge

Original to: Pat Frank, Clerk of the Court
Copy to: All General Civil Division Judges
Hillsborough County Bar Association

Wells, Tracy

From: Wells, Tracy
Sent: Thursday, July 01, 2010 1:53 PM
To: Melendi, Rick
Subject: RE: SUPPLIES

Rick,

We all need card access to get in the back to the hearing room.

Thank you.

T.

From: Melendi, Rick
Sent: Thursday, July 01, 2010 1:47 PM
To: Wells, Tracy
Subject: RE: SUPPLIES

ok

From: Wells, Tracy
Sent: Thursday, July 01, 2010 1:26 PM
To: Melendi, Rick
Subject: SUPPLIES

Rick,

I am going to make you a list of what we will need as far as supplies go at the end of the day.

T.

Wells, Tracy

From: Hickmon, Angelina
Sent: Thursday, September 16, 2010 12:11 PM
To: Wells, Tracy
Subject: RE: 08-CA-027387

Yes, they have to reset it.

From: Wells, Tracy
Sent: Thursday, September 16, 2010 10:54 AM
To: Hickmon, Angelina
Subject: RE: 08-CA-027387

Are you going to have the Attorney reset it?

T.

From: Hickmon, Angelina
Sent: Thursday, September 16, 2010 9:40 AM
To: Wells, Tracy
Subject: 08-CA-027387

Good morning Tracy,

This hearing was 8/31/2010 and was not disposed since we have not received the documents we were waiting for. It will have to be reset.

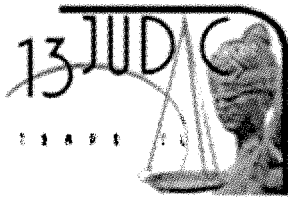
Thank you,
Angelina

Bridenback, Mike

From: Bridenback, Mike
Sent: Tuesday, January 12, 2010 8:37 AM
To: Fernandez, Gaston
Subject: FW: Economic Default Recovery Effort
Attachments: Economic Default Recovery Effort.pdf; EconomicDefaultRecoveryEffort_Distribution.xls

The state is offering funding on a temp basis to assist with backlogs in county civil related to the bad economy. Let's discuss what assistance that would be most productive for the county civil division to address backlog issues. Our response is due January 14.

Michael L. Bridenback
Court Administrator
800 E. Twiggs Street, Suite 604
Tampa, FL 33602
p: 813.272.5894
f: 813.301.3800



www.fjud13.org

From: Heather Thuotte-Pierson [mailto:heather@tca13.org]
Sent: Monday, January 11, 2010 1:03 PM
To: Trial Court Administrators
Cc: Lisa Goodner; Sharon Buckingham; Kristine Slayden; Patty Harris; Theresa Westerfield; Arlene Johnson; Charlotte Jerrett; Greg Youchock; Elizabeth Garber
Subject: Economic Default Recovery Effort

TCA's –

As discussed at the December meeting, the TCBC is requesting non-recurring funding authority from the Legislature for an Economic Default Recovery Effort, which will be filed as a supplemental FY 2010/11 LBR issue. These funds will be used to provide temporary resources in the trial courts to eliminate backlog in several civil areas, including cases involving mortgage foreclosures, real property, contracts and indebtedness, and county civil valued from \$5,001 to \$15,000.


The funding methodology developed for this Effort is based on the number of backlogged cases (in the aforementioned civil areas) in each circuit. A ratio of one General Magistrate, one Case Manager and two Administrative Support positions for every 15,000 backlogged cases was applied to estimate need. One Administrative Support position is dedicated to mediation for the coordination of civil cases covered under this Effort with the exclusion of residential homestead mortgage foreclosure cases. The annual salaries used to calculate the allocation amounts were approximately: \$79,688 for General Magistrates, \$39,126 for Case Managers, and \$26,090 for Admin Support.

You will find the estimated allocation amount for your circuit in the attached PDF file - Economic Default Recovery Effort. Please indicate, using the attached Economic Default Recovery Effort _ Distribution spreadsheet, how you would like the funds for your circuit distributed – by category and element. For every element (General Magistrates, Case Managers, General Magistrate Admin Support and Mediation Admin Support) specify the dollar amount and category in which the funds should be allocated - OPS, contracted services and/or expenses dollars. To allow for maximum flexibility, funds may be expended in one or all of the elements. Also, funds dedicated to the General Magistrate element can be allocated as Senior Judge Days if preferred.

As usual we are under a tight timeframe for this Effort. Please respond by Thursday, January 14, C.O.B.

Please let me know if you have any questions or concerns.

Thanks,
Heather

Heather Thuotte-Pierson
Office of the State Courts Administrator
Court Statistics Consultant
(850) 410-3376


Bridenback, Mike

From: Bridenback, Mike
Sent: Thursday, October 14, 2010 3:15 PM
To: Melendi, Rick
Subject: FW: Please get a copy of attached to Judge Taylor.
Attachments: Forecl - bloomberg story (online).pdf

fyi


Michael L. Bridenback
Court Administrator
800 E. Twiggs Street, Suite 604
Tampa, FL 33602
p: 813.272.5894
f: 813.301.3800
[REDACTED]
www.fjud13.org



From: Menendez, Manuel
Sent: Thursday, October 14, 2010 12:40 PM
To: Barton, James
Cc: Bridenback, Mike
Subject: Please get a copy of attached to Judge Taylor.

FYI

Manuel Menendez, Jr.
Chief Judge, 13th Judicial Circuit of Florida
800 E. Twiggs St., Suite 602, Tampa, FL 33602
813-272-5022

 Please consider the environment before printing this e-mail.

Bloomberg

Florida's 30-Second Foreclosure Dash Hits Wall of Fraud Claims

By David McLaughlin - Oct 13, 2010

Home to more foreclosures than 47 U.S. states, Florida sought to clear out its backlog with a system of special court hearings that dispensed with cases quickly, sometimes in less than a minute.

Homeowners like Nicole West now threaten to slow that system, Florida's so-called rocket docket, to a crawl. West, who has been fighting to save her Jensen Beach house from foreclosure, has leveled a new allegation in her three-year battle: the entire process is based on fraud.

West said her case is rife with the kind of flawed mortgage documents that have caused lenders including Bank of America Corp. and JPMorgan Chase & Co. to stop the process of foreclosures and evictions across the country. The banks said they are investigating homeowner charges like West's that signatures were forged and documents were backdated.

"It's not right," said West, 40, who lives about an hour's drive north of West Palm Beach. "It's like lying to the judge. It's like lying about what's really going on."

The bank moratoriums are already thwarting the initiative by Florida officials to clear jammed court dockets. Now, efforts by homeowners such as West to bring claims of fraud to the attention of judges are further prolonging evictions, and in turn slowing purchases of foreclosed properties.

Third-Highest Rate

Florida has the third-highest foreclosure rate in the U.S. behind Nevada and Arizona. One in every 34 housing units -- double the U.S. average -- was in the foreclosure process or bank-owned as of Sept. 1, data vendor RealtyTrac Inc. said.

Florida's legislature appropriated \$9.6 million this year to pay semi-retired judges and case managers to clear the backlog of foreclosures. Some judges have been churning through cases at a rapid clip, such as those last week in Tampa who considered dozens of foreclosures per day, sometimes in as little as 30 seconds.

The goal is to clear 62 percent of the backlog by next July, according to [Craig Waters](#), a spokesman for the Florida Supreme Court. J. Thomas McGrady, chief judge of Florida's Sixth Judicial Circuit, said he once thought that was achievable. Now that Charlotte, North Carolina-based Bank of America, New York-based JPMorgan and Detroit-based [Ally Financial Inc.](#) have put the brakes on foreclosures or evictions to look for irregularities, he said he's "very doubtful" his courts can resolve that many cases. The circuit, which covers the area around Clearwater and St. Petersburg, has a backlog of 33,000 foreclosure cases, he said.

More Backlog

"All of a sudden all of these issues pop up with the lenders," McGrady said in an interview at his Clearwater office. "It's going to slow down the whole process because there will be more backlog. We're still getting 1,000 cases a month."

At the Clearwater court, lenders as of yesterday had canceled more than half of the 84 hearings to approve foreclosures that were scheduled for today, according to Ron Stuart, a court spokesman. Half of the 110 hearings originally set to take place tomorrow were canceled as well.

Among the alleged defects the banks are examining are lender affidavits signed by people, often described as "robo signers," who repeatedly failed to verify the accuracy of the information in the documents.

In December, an employee at Ally's GMAC Mortgage unit said his team of 13 people signed about 10,000 documents a month without verifying their accuracy, according to a deposition taken in a foreclosure case filed in West Palm Beach.

False Affidavits

Ally has been accused of committing fraud by submitting hundreds of false affidavits in foreclosure cases, according to a lawsuit filed last week by Ohio Attorney General [Richard Cordray](#). Ally said in a statement that it "believes there was nothing fraudulent or deceitful about its foreclosure practices."

"Every homeowner that's in foreclosure now should be questioning," said Matthew Weidner, an attorney in St. Petersburg who defends homeowners in foreclosure cases. "Every homeowner that's already been foreclosed and lost their home should be questioning. Anybody who's behind in their mortgage should be questioning. This entire system is now a great big question mark."

Florida Attorney General [Bill McCollum](#), meanwhile, is investigating four law firms in the state that specialize in foreclosure cases on behalf of lenders, according to [Ryan Wiggins](#), his

spokeswoman. Yesterday, McCollum said he requested meetings with firms including Bank of America, JPMorgan and Goldman Sachs Group Inc. unit Litton Loan Servicing to “discuss ways to promptly and effectively redeem the integrity of the foreclosure process.”

‘Unfair and Deceptive’

McCollum accused law firms of “unfair and deceptive actions” and said thousands of foreclosures that had been approved by judges may have been the result of improper actions by law firms. He said the firms appear to be “fabricating and/or presenting false and misleading documents.”

Florida state Judge Janette Dunnigan in Bradenton fined a Fort Lauderdale law firm, Smith, Hiatt & Diaz PA, \$49,000 and ruled it was in contempt of court after finding it was repeatedly unprepared or failed to show up for foreclosure hearings in her court.

The law firm operates “in utter disregard for the consequences to other litigants,” the judge said in a Sept. 2 order. “Their disobedience of court orders is constant and flagrant.”

Roy Diaz, a partner at the law firm, didn’t return a call seeking comment.

Under Investigation

Also under investigation by McCollum is Lender Processing Services Inc. The Jacksonville-based company has produced documents known as mortgage assignments with signatures of the same person that vary “wildly” from document to document, according to the attorney general. The documents are necessary for banks and mortgage servicers to show they have the legal right, or “standing,” to pursue foreclosure lawsuits. McCollum is investigating whether the documents have been forged.

Michelle Kersch, a spokeswoman for Lender Processing, said the company hadn’t been contacted by the attorney general and would cooperate with any inquiries.

McGrady, the chief judge in Florida’s sixth circuit, said his courts have seen “some very sloppy practice” by lawyers for mortgage lenders.

“I’m disappointed that perhaps they’ve taken advantage of a system that was set up to allow them to obtain their foreclosures in a reasonably fair and expeditious process, and they may have abused that,” he said.

Nine Million Mortgages

As many as 9 million U.S. mortgages that have been or are being foreclosed may face challenges over the validity of legal documents, according to a report yesterday by Morgan Stanley.

About 2.5 million homes have been repossessed since 2005 and another 6.5 million mortgages are in foreclosure or may be soon, the New York-based firm wrote in a note.

At the George E. Edgecomb courthouse in Tampa, about a half-hour drive from McGrady's court, two senior judges hold hearings four days a week on approving foreclosures. Last week, one judge, Sandra Taylor, had 51 cases on her docket in one day.

Taylor considered the requests for foreclosure judgments in a fifth-floor conference room. Sitting at a desk at the end of a conference table, she used a speakerphone to talk to attorneys for the banks and mortgage servicers who called in instead of traveling to Tampa. At her side sat a court assistant, next to a cart stacked with manila envelopes.

Don't Show Up

Most homeowners whose property was at issue didn't show up to fight. It took Taylor about 30 seconds to approve some of the foreclosures and set a sale date after lender attorneys summarized the case and the amount owed.

"I wish there was more we can do," Taylor told one homeowner after approving a foreclosure. She said there was "no legal reason" why she shouldn't approve it.

Another homeowner who lost her home last week, Ingrid Young, 44, defaulted in 2008. She told the judge she couldn't afford the \$1,900 monthly payment for her Tampa house because she only earns \$1,800 a month.

"I am in default, and I do realize that," Young said.

Her employer had cut her hours, and unless she finds another job, she can't afford the mortgage, she told Taylor.

The judge approved the foreclosure after persuading attorneys for Citigroup Inc. unit Citimortgage to set the sale date in January.

'Very Sad Business'

"It's a very sad business," the judge said afterwards.

Such fast-track hearings are still happening elsewhere in Florida, according to lawyers and court personnel. Weidner, the homeowner lawyer, criticized judges for continuing to hold “rocket docket” sessions amid the current controversy.

“Inside these courtrooms, judges -- the bad ones -- are just granting summary judgments like nothing’s happening, like it’s business as usual,” he said. “They’re abdicating their responsibilities to be real judges.”

Several Florida judges said their job is not to advocate for homeowners or investigate the accuracy of documents. Courts depend on homeowners or their attorneys to raise objections, they said.

“We’re processing thousands of cases where no one is really contesting them, and in those instances, something like that just would not be brought to our attention,” said W. Douglas Baird, a judge in Clearwater. “It’s not a situation where the courts have the ability to go through every document that’s filed and challenge and question those documents.”

Save Her Home

West, the Jensen Beach homeowner fighting to save her home, has a Nov. 4 hearing in Stuart, Florida, where lender Deutsche Bank AG may seek approval of a foreclosure, she said. Deutsche Bank is the trustee representing holders of mortgage-backed securities, according to court filings.

She and her husband, Tim, said they plan to seek a postponement of the hearing to give them time to question two individuals who signed relevant affidavits.

Four employees of Lender Processing Services signed assignments transferring West’s mortgage, according to an affidavit submitted on her behalf by Lynn Szymoniak, a West Palm Beach attorney. They signed the documents as officers of American Home Mortgage Servicing Inc. and Option One Mortgage Corp. even though they were actually employed by Lender Processing Services, according to Szymoniak’s affidavit.

Signed and Notarized

These assignments were signed and notarized more than a year after Deutsche Bank filed the foreclosure suit. For that reason, the Wests question whether the bank has the legal right to file a lawsuit seeking foreclosure. Scott Helfman, a spokesman for Deutsche Bank, declined to comment.

They signed “thousands of documents each week as needed in foreclosure cases, without any personal knowledge of the documents, often without any authority from the entities they claimed

to be their employers and, in most cases, without ever reading such documents,” Szymoniak claimed in court papers.

Kersch, Jacksonville-based Lender Processing's spokeswoman, said in a statement that its subsidiary, Docx, executed the documents and that “it had proper authority and review processes in place.”

West and her husband said they received a foreclosure notice in March 2007 after Option One Mortgage Corp. allegedly refused their payments. Deutsche Bank claims the Wests owe a total of \$541,925.02 in principal, fees and interest, according to court papers. The home is worth about \$200,000, she said.

Fixed-Rate Mortgage

In 2005, the couple tried to refinance by getting a fixed- rate mortgage to replace an adjustable- rate one. According to West, Option One said it was willing to provide a fixed-rate loan. When the couple went to sign the paperwork, West alleged that Option One, which is now part of American Home Mortgage, changed the terms of the loan to an interest-only mortgage for five years. West claimed she was subsequently threatened with a lawsuit by an unidentified title insurance company employee if she didn't accept that deal.

West said she was “scared to death” and agreed to take the new loan. Their monthly payment went from \$1,900 to \$3,100, she said. They kept up with it for about two years until Tim West lost his job in January 2007, she said. Option One promised a loan modification the next month and wouldn't accept their mortgage payments, West said. In March of that year, West said she received a foreclosure notice from Deutsche Bank.

Philippa Brown, a spokeswoman for American Home, declined to comment.

West said she hopes to persuade state Judge Elizabeth Metzger at her hearing next month to block the foreclosure because it's based on fraud. She said she's willing to negotiate a modified mortgage that she can afford as a compromise. Frankfurt-based Deutsche Bank and Option have never tried to negotiate, she said.

“I think a judge who's truly interested in justice will not tolerate anybody trying to pull the wool over their eyes,” West said. “She's my last hope that something can be done to save my home.”

This case is Deutsche Bank National Trust Co. v. West, 07- 00311, Florida Circuit Court of the 13th Judicial District in and for Martin County (Stuart).

To contact the reporter on this story: David McLaughlin in Tampa, Florida, at dmclaughlin9@bloomberg.net.

To contact the editor responsible for this story: David E. Rovella at drovella@bloomberg.net.

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Bridenback, Mike

From: Bridenback, Mike
Sent: Thursday, July 08, 2010 10:18 AM
To: Melendi, Rick
Subject: Fwd: ECONRECOV: Prototype of Foreclosure Case Tracking System

Please review proposed reopened case disposition definition

Sent from my iPhone

Begin forwarded message:

From: "P.J. Stockdale" [REDACTED]
Date: July 8, 2010 10:04:08 AM EDT
To: "Callanan, Richard" [REDACTED] "Bridenback, Mike"
[REDACTED]
Cc: "Fishbeck, Eric" <[REDACTED]>, "Kristine Slayden"
<[REDACTED]> "Arlene Johnson" <[REDACTED]>
Subject: RE: ECONRECOV: Prototype of Foreclosure Case Tracking System

Rick,

Thanks for the feedback. We have had some great feedback on this and we presenting all of the recommendations to the Court Statistics and Workload Committee. Hopefully, we can get these details nailed down at last.

There was one other issue that we wanted your feedback on. Actually, Mike, we would like your feedback as well. That is the definition of when a reopened case is closed. There is no formal definition in SRS for this event and we want case managers and initiative staff to have a clear picture of when the case is closed. We used the SRS definition for dispositions as a basis tailored it to specifically to the initiative. Please edit the below definition if you think it needs more discrete direction for the case manager.

Date Reopen Event Closed – report reopen cases as closed after the final judicial decision which terminates court proceedings, including a summary/final judgment or order entered by the court, and that transfers the case to the clerk of court for action to complete sale.

Thanks again

PJ

PJ Stockdale

Senior Court Statistics Consultant

OSCA - Court Services

Supreme Court Building Annex

500 S Duval St

Tallahassee FL 32301-1900

(ph) 850.410.1523

(fax) 850.414.1342

From: Callanan, Richard [mailto:Richard.Callanan@CA.GT520.DPC]
Sent: Wednesday, July 07, 2010 6:05 PM
To: P.J. Stockdale
Cc: Fishbeck, Eric; Kristine Slayden; Arlene Johnson; Mike Bridenback
Subject: RE: ECONRECOV: Prototype of Foreclosure Case Tracking System

PJ,

I definitely agree with Mike's idea to limit the case type categories.

We have spent a lot of time with local staff, reviewing these codes and reporting elements, and our biggest problem is the large number of status codes and difficulty in capturing the status code changes. We have some ideas on simplifying the "status codes", since this is the real key to the tracking report. It is also the most difficult to capture since the clerk in the courtroom is the only real-time way to get the status changes and the clerks systems do not capture them in any detailed way.

Anyway, here is our suggestion, and Eric Fishbeck will be calling you to discuss in more detail:

1. Reduce the status codes from nine to four categories: (1) Active, (2) Stayed -Bankruptcy/Other, (3) Inactivity by Attorney/Abatement or (4) Closed. . Most clerks systems can report on at least 3 of these 4 status codes, and with a possible extract report from the clerks system that notes "last event" and "date of last event" staff may be able to research and determine if there was an order staying/inactivating the case. With fewer codes, staff may be able to work with clerks to get these type of extract reports. Frankly, clerks in small counties will a lot of difficulty capturing any data beyond active/inactive/closed.
2. Limit the "Event" reporting to ONLY the "Last Event" , "Date of Last Event" and Status Code otherwise this gets way to cumbersome. Don't try to capture all events and dates of status change through this report. If we want interim time and event analysis , we can do that with sampling.

Eric will be calling with some other thoughts and to discuss in detail..

Thanks again for the chance to comment.

Rick

From: P.J. Stockdale [mailto:pstockdale@courts.org]
Sent: Wednesday, July 07, 2010 5:06 PM
To: P.J. Stockdale; Callanan, Richard
Cc: Kristine Slayden; Arlene Johnson
Subject: RE: ECONRECOV: Prototype of Foreclosure Case Tracking System

Rick,

Just wanted to follow up on your thoughts for the foreclosure case tracking application. Mike has suggested reducing the SRS case types to one single type "Real Property/Mortgage Foreclosure" as there isn't any real need to break it out further. It seems clear from the ongoing discussion up here that the primary purpose of this reporting application is to capture some solid activity data about foreclosure cases rather than disposition data on specific case types so I am very interested in your take on the status values. The challenge is to define case status changes that are broad enough that it is practical to capture the data while making them specific enough to describe the evolution of the case. We've had some good input from Mike and Judge Bailey in this area.

I apologize for rushing a little but we are trying to lock down the details so that we can present to the Court Statistics and Workload Committee on Monday. I look forward to hearing from you.

PJ

PJ Stockdale

Senior Court Statistics Consultant

OSCA - Court Services

Supreme Court Building Annex

500 S Duval St

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(ph) 850.410.1523

(fax) 850.414.1342

From: P.J. Stockdale
Sent: Thursday, July 01, 2010 3:56 PM
To: Richard Callanan; Mike Bridenback
Cc: Kristine Slayden; Arlene Johnson
Subject: RE: ECONRECOV: Prototype of Foreclosure Case Tracking System

Rick,

Thanks for the quick response. The clerks in each county will be providing OSCA with a base list of pending foreclosure cases outstanding as of June 30, 2010. The OSCA will preload a set of workbooks for each circuit. Assuming the Court Statistics and Workload Committee signs off on the data plan, we expect to have the working data out to the circuits by 7/16.

I understand what you are saying, Rick. It is something we struggled with as we put this together. Coming up with something that will help those circuits that need it without hobbling the operations of other circuits has been quite a challenge. Of course, that is why we sent the workbooks out to you. Now is a good time for some feedback and discussion.

I look forward to hearing from you.

Thanks again

PJ

PJ Stockdale

Senior Court Statistics Consultant

OSCA - Court Services

Supreme Court Building Annex

500 S Duval St

Tallahassee FL 32301-1900

(ph) 850.410.1523

(fax) 850.414.1342

From: Callanan, Richard [REDACTED]
Sent: Thursday, July 01, 2010 3:10 PM
To: P.J. Stockdale; Mike Bridenback
Cc: Kristine Slayden; Arlene Johnson
Subject: Re: ECONRECOV: Prototype of Foreclosure Case Tracking System

PJ

Thank you for the chance to review and comment. Will the clerks or osca be providing the base list/excel file of pending cases? I am reviewing this with my IT, statistical reporting and civil folks and will get you comments next week.

As I mentioned to you, I understand the need for case status tracking to identify delayed cases and we have local MIS pending case reports from most clerks already to help track and move cases. I don't think having a case manager data enter this manually for 59000 cases is the best way to do this on case by case basis.

That said we are looking at ways to pull the majority of these status codes from clerk database and will

20th Circuit - Integrity, Fairness, Service

On Jul 1, 2010 2:24 PM, P.J. Stockdale <[REDACTED]> wrote:

Mike, Rick,

Please find attached a copy of the Foreclosure and Economic Recovery Case Tracking System (fercts_devel_v10-8-1a.xls). We know it isn't a complete solution but I guess the first question we have is whether this application is workable to capture this data. The idea was to find some balance between the needs of small and large circuits. I would be most appreciative to hear your suggestions on how we might make this application more usable for the initiative staff. There are still a few minor bugs that we are working out but all the major components work. In order to meet our deadline to get the workbooks out to the circuits by 7/16, I will need to finalize the application by next Friday (7/9)

I've also attached a draft summary which contains a brief overview of the application and a list of the data captured along with their definitions. Mostly we used the standard SRS definitions. However, there are two fields, case status and reopen closed date that do not have SRS definitions. We have proposed a definition for these fields that we believe to be consistent with SRS that should help initiative staff complete the workbooks. Please take a look at these, particularly the one for reopen closed date. Does this seem to be a workable definition for this project?

Since this tracking application is based upon VBA macros, there are a few steps that need to be taken to get it installed and running. I've attached a set of installations instructions but you may want to have one of your IT people set it up. Please have your IT folks give me a call, if needed, and I'll go through it with them.

I look forward to hearing from you. Thanks

PJ

PJ Stockdale

Senior Court Statistics Consultant

OSCA - Court Services

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www.symantec.com

Bridenback, Mike

From: Bridenback, Mike
Sent: Thursday, April 22, 2010 9:08 AM
To: Baumann, Herbert J.
Subject: FW: Foreclosure Project

fyi

Michael L. Bridenback
Court Administrator
800 E. Twiggs Street, Suite 604
Tampa, FL 33602
p: 813.272.5894
f: 813.301.3800
bridenml@fljud13.org
www.fljud13.org



From: Charlotte Jerrett [mailto:jerrett@fljud13.org]
Sent: Thursday, April 22, 2010 9:06 AM
To: Bridenback, Mike
Subject: RE: Foreclosure Project

No. It has been bumped to the conference chairs. Should know something late tonight or tomorrow.

From: Bridenback, Mike [mailto:bridenml@fljud13.org]
Sent: Thursday, April 22, 2010 9:06 AM
To: Charlotte Jerrett
Subject: Foreclosure Project

Did the chairs make a final decision on how much funding for this project last night?

Michael L. Bridenback
Court Administrator
800 E. Twiggs Street, Suite 604
Tampa, FL 33602
p: 813.272.5894
f: 813.301.3800
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Bridenback, Mike

From: Snavely, Carla [REDACTED]
Sent: Thursday, August 19, 2010 1:17 PM
To: Bridenback, Mike
Subject: FW: Foreclosure Project

Mike,

When you have a chance give me a call. I would like to meet with you regarding this project. C

From: Martinez, Debi
Sent: Thursday, August 19, 2010 10:56 AM
To: Snavely, Carla
Subject: FW: Foreclosure Project

FYI

From: Martinez, Debi
Sent: Thursday, August 19, 2010 10:55 AM
To: 'Melendi, Rick'
Subject: Foreclosure Project

Hey Rick,

Please call me when you have an opportunity concerning the Foreclosure closing codes.

Thank you

Debi Martinez

Director of County Criminal
Telephone 813.276.2029 Ext. 4648

Bridenback, Mike

From: Bridenback, Mike
Sent: Friday, August 27, 2010 2:24 PM
To: Melendi, Rick
Subject: FW: case management info
Attachments: MEMO Guide for Targeted Case Management.doc; ORDER case management FORECLOSURE.doc

I talked to Walt and they plan to use a case management conference as their tool to push the attorneys.

Michael L. Bridenback
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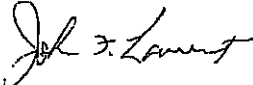


From: Walt Smith [REDACTED] 1
Sent: Friday, August 27, 2010 2:23 PM
To: Bridenback, Mike
Subject: case management info

The second attached has both the order setting case management and the case management order (post-hearing). Hopefully, this helps.
Walt



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. Thomea, Circuit Judge
Mike Bridenback, Court Administrator
Tom Genung, Court Administrator
Sandra Lonergan, Court Administrator
Carol Lee Ortman, Court Administrator
Walt Smith, Court Administrator
Merk 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. Parry

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

Melendi, Rick

From: Bridenback, Mike
Sent: Thursday, July 22, 2010 5:43 AM
To: Melendi, Rick
Subject: Fwd: sr. judge web-based system for payment for foreclosure caseload hours

Sent from my iPhone

Begin forwarded message:

From: "Charlotte Jerrett" <jerrettc@flcourts.org>
Date: July 21, 2010 10:59:30 PM EDT
To: "Trial Court Administrators" <TrialCourtAdministrators@flcourts.org>
Cc: "Lisa Goodner" <goodnerl@flcourts.org>, "Blan Teagle" <teagleb@flcourts.org>, "Steven Hall" <halls@flcourts.org>, "Gary Phillips" <phillipsg@flcourts.org>, "Delcynth Schloss" <schlossd@flcourts.org>, "Mandy Couch" <CouchM@flcourts.org>
Subject: sr. judge web-based system for payment for foreclosure caseload hours

Hi All -

I wanted to touch base with you on where we are at with updating the sr. judge web-based system to request payment for hours worked on foreclosure cases. The enhancements have been completed and minor corrections are being made to insure payments for this workload can be segregated from payments made from your regular sr. judge allotments.

We expect the final testing to be completed next week. I will e-mail you with another update and/or further instructions on or before Monday, August 3. Please pass this information along to staff as necessary.

Thanks for your patience and feel free to call me with any questions.
C.

Charlotte Jerrett
Administrative Services Division
OSCA
(850) 488-9922

BEGINNING													12/05/10		
ENDING													12/18//10		
EMPLOYEE NAME Deandrea Davis week 25, 2010															
	SUN	MON 12/06	TUE 12/07	WED 12/08	THU 12/09	FRI 12/10	SAT	SUN	MON 12/13	TUE 12/14	WED 12/15	THU 12/16	FRI 12/17	SAT	TOTAL
REGULAR HOURS WORKED		8	8	8	8	8			8	8	8	8	8		80
LEAVE USED HOURS/CODE															
LEAVE USED HOURS/CODE															
TOTAL HOURS		8	8	8	8	8			8	8	8	8	8		
									I CERTIFY THAT THIS RECORD IS A CORRECT ACCOUNTING OF MY TIME DURING THIS PAY PERIOD						80
SUPERVISOR APPROVAL							EMPLOYEE SIGNATURE								
							Calculator.Ink								

Administrative Leave	AD	Holiday	H
Annual Leave	AL	Floating Holiday	FH
Leave Without Pay	LWOP	Sick Leave	SL
Regular or Special Comp Time	C	Overtime	OT

Melendi, Rick

From: Bridenback, Mike
Sent: Tuesday, August 03, 2010 1:41 PM
To: Melendi, Rick; Albury, Janice
Subject: FW: Sr. Judge Web-based System for FY 2010/11 Economic Recovery Funding
Attachments: sr. judge foreclosure administration.pdf; 2010 Supplemental Payroll Schedule.pdf; INSTRUCTIONS FOR ENTERING SENIOR JUDGE DAYS OUT OF FORECLOSURE ALLOCATION.PDF

Importance: High

Michael L. Bridenback
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From: Charlotte Jerrett [<mailto:jerrettc@flcourts.org>]
Sent: Tuesday, August 03, 2010 1:37 PM
To: Trial Court Administrators
Cc: Lisa Goodner; Blan Teagle; Gary Phillips; Dorothy Wilson; Delcynth Schloss; Michelle Ogletree; Denise Overstreet; Don Lubbers; Mandy Couch; Steven Hall; Kristine Slayden; Heather Thuotte-Pierson; Jackie Knight
Subject: Sr. Judge Web-based System for FY 2010/11 Economic Recovery Funding
Importance: High

Hi All –

Attached is the information I promised to send from yesterday's call. The system is up and running and all circuit allocations have been input. See attached files:

1. General Policy Memorandum
2. Supplemental Payroll Schedule
3. Instructions to Input Requests for Payment

Thanks again for your patience and please feel free to call if you have any questions.
C.

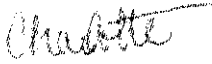
Charlotte Jerrett
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Office of the State Courts Administrator

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Director of Administrative Services
Phone: (850) 488-9922 Fax: (850) 488-3744
e-mail: jerrett@flcourts.org

M E M O R A N D U M

TO: Trial Court Administrators

FROM: Charlotte Jerrett 

DATE: August 3, 2010

SUBJECT: Policy Guidelines for the Administration of Resources and Use of the Sr. Judge Web-based System for FY 2010/11 Economic Recovery Funding

This information is provided to you in follow-up to our conference call yesterday regarding payment request processing for sr. judges who work on real property/mortgage foreclosure cases for the special initiative targeted to dispose of 62% of backlogged cases. It is critical that these resources are only used for this purpose and remain segregated from payment and reporting of your regular allotment of sr. judge days. Listed below is a summary of the main points we discussed on the call:

- ✓ Sr. Judges will no longer have the ability to request payment directly in the web-based system. This change is necessary to prohibit potential errors or miscalculation in keeping the resources and funds separately accounted for. All payment requests must be submitted through Court Administration with the appropriate documentation. A "timesheet" form has been provided on the system log-in page for this purpose, or circuits may use their own system of documentation. This documentation is necessary for prudent resource management and audit tracking purposes.
- ✓ Upon log-in to the payment processing screen, you will see the addition of a drop-down menu and must now choose between the "regular" and "foreclosure" allocation when processing requests for payment. Accordingly, you will make the selection based on the type of payment request you are processing.

Memorandum
August 2, 2010
Page Two

- ✓ If a sr. judge works on caseload assigned from the “regular” allocation for part of the day and then works on caseload assigned from the “foreclosure” allocation for another part of the same day, the entire eight hour request for payment must be submitted from the “regular” allocation, as no portion of the “foreclosure” allocation may be used to pay for caseload associated with and assigned through the “regular” allocation. We simply do not have the ability to split-pay for hours worked between the two different funding sources.
- ✓ Payment for days worked from the “regular” allocation of resources must be submitted separately from payment for days worked from the “foreclosure” allocation. As such, you may have two separate submissions for one judge in any given 2-week submission period, depending on how you assign the caseload and resources.
- ✓ If a sr. judge works on “foreclosure” cases and also works on cases assigned through the “regular” allocation, the judge will receive two separate payment vouchers – one for hours worked from the “foreclosure” allocation and one for hours worked from the “regular” allocation.
- ✓ Travel expenses associated with days worked from the “foreclosure” allocation must be paid from the 22 20 XX 00 375 Organization Code, while travel expenses associated with days worked from the “regular” allocation of resources will continue to be paid from your local circuit expense budget. Forms for travel reimbursement requests have been updated and are available on the log-in screen.
- ✓ Attached are the TCBC approved allocations of both “regular” and “foreclosure” sr. judge days – Cost Centers 630 and 375, respectively.

Thank you again for your patience while we worked through the necessary administrative changes to the web-based system. If you or your judges have any questions, please do not hesitate to contact me directly at (850) 488-9922.

Attachments

cc: Lisa Goodner
Blan Teagle
Dorothy Wilson
Jackie Knight
Gary Phillips
Delcynth Schloss
Michelle Ogletree
Denise Overstreet
Mandy Couch
Don Lubbers

**Trial Court Budget Allocations
FY 2010-2011**

Proposed Budget FY 2010-2011 Total: 6,087	
Circuit	FY 2010-11 Allotment
0	100
1	249
2	162
3	89
4	359
5	298
6	440
7	281
8	151
9	442
10	263
11	761
12	196
13	398
14	138
15	348
16	47
17	549
18	276
19	197
20	343
Total	6,087

Proposed Budget Economic Stimulus Funding Proposal FY 2010-2011 Total: 6,108	
Circuit	FY 2010-11 Allotment
0	0
1	106
2	60
3	0
4	493
5	206
6	237
7	260
8	50
9	705
10	52
11	490
12	270
13	557
14	92
15	716
16	142
17	250
18	744
19	240
20	438
Total	6,108

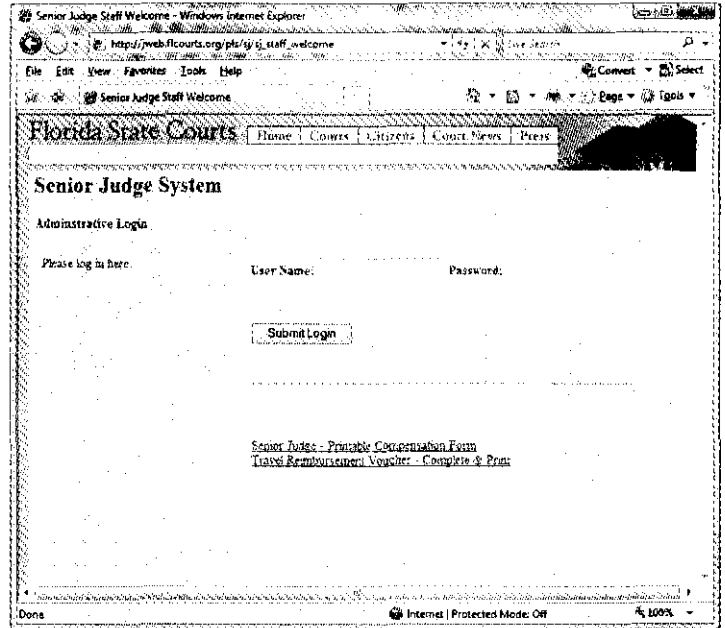
**2010 SUPPLEMENTAL PAYROLL DEADLINES FOR
PERSONNEL PROCESSING**

MONTH	PAYROLL DEADLINE	SUPPLEMENTAL PAY DATE
JANUARY	12/31/09	01/11/10
	01/14/10	01/25/10
FEBRUARY	01/28/10	02/08/10
	02/11/10	02/22/10
MARCH	02/25/10	03/08/10
	03/11/10	03/22/10
APRIL	03/25/10	04/05/10
	04/08/10	04/19/10
MAY	04/22/10	05/03/10
	05/06/10	05/17/10
JUNE	05/20/10	06/01/10
	06/03/10	06/14/10
	06/17/10	06/28/10
JULY	07/01/10	07/12/10
	07/15/10	07/26/10
AUGUST	07/29/10	08/09/10
	08/12/10	08/23/10
SEPTEMBER	08/26/10	09/07/10
	09/09/10	09/20/10
OCTOBER	09/23/10	10/04/10
	10/07/10	10/18/10
NOVEMBER	10/21/10	11/01/10
	11/04/10	11/16/10
	11/18/10	11/29/10
DECEMBER	12/02/10	12/13/10
	12/16/10	12/27/10
JANUARY	12/30/10	01/10/11
	01/13/11	01/24/11
	01/27/11	02/07/11

INSTRUCTIONS FOR ENTERING SENIOR JUDGE DAYS OUT OF THE FORECLOSURE ALLOCATION

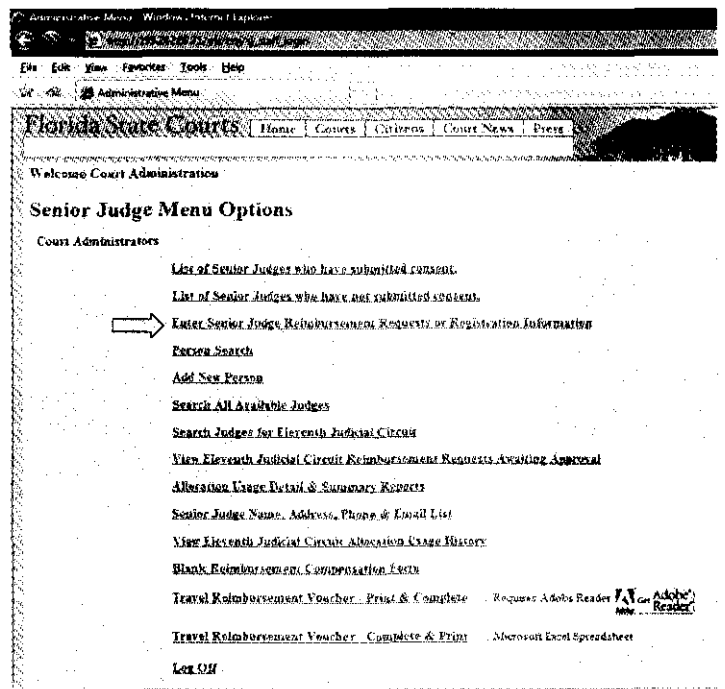
LOGGING IN

1. Open your internet browser and go to the Senior Judge System login page.
http://jweb.flcourts.org/pls/sj/sj_staff_welcome
2. Enter your user name and password and click **Submit Login**.
3. If you do not have a user name and password or have forgotten your user name or password, please request them at SrJudgeSystemHelp@flcourts.org.
4. If you only need to print a compensation form, click the **Senior Judge - Printable Compensation Form** link.
5. If you only need to complete and print a travel reimbursement voucher, click the **Travel Reimbursement Voucher - Complete & Print** link.



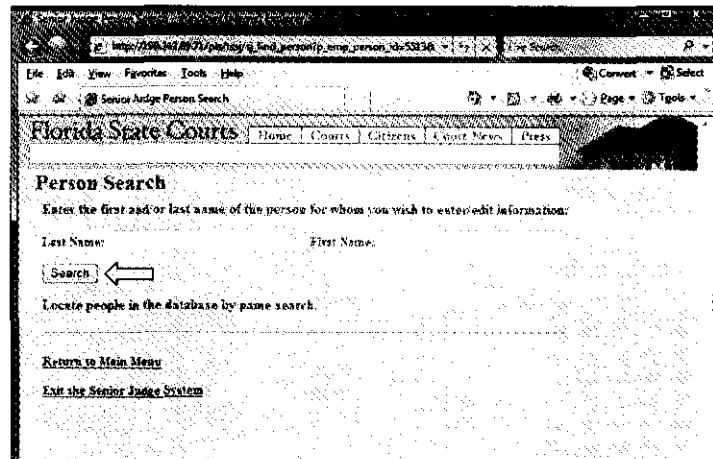
ENTER REQUEST FOR REIMBURSEMENT

1. Click on the **Enter Senior Judge Reimbursement Requests or Registration Information** link.



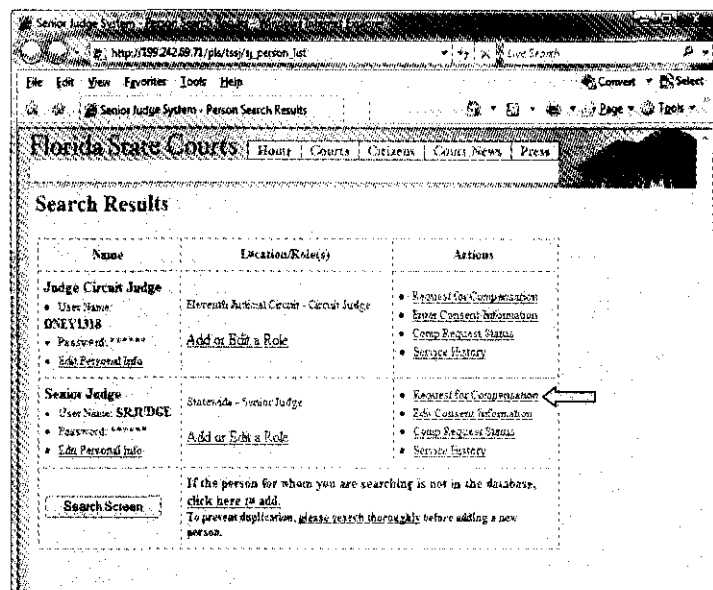
2. Type the senior judge's last name in the **Last Name** box and/or type the senior judge's first name in the **First Name** box.

3. Click **Search**.



4. Find the appropriate senior judge in the search results.
Note: Look under the second column (Location/Role(s)) for a "Statewide - Senior Judge" role.

5. Click the **Request for Compensation** link.



6. Select the appropriate fiscal year from the **Select Fiscal Year of Service** dropdown.

Note: The selection defaults to the current fiscal year.

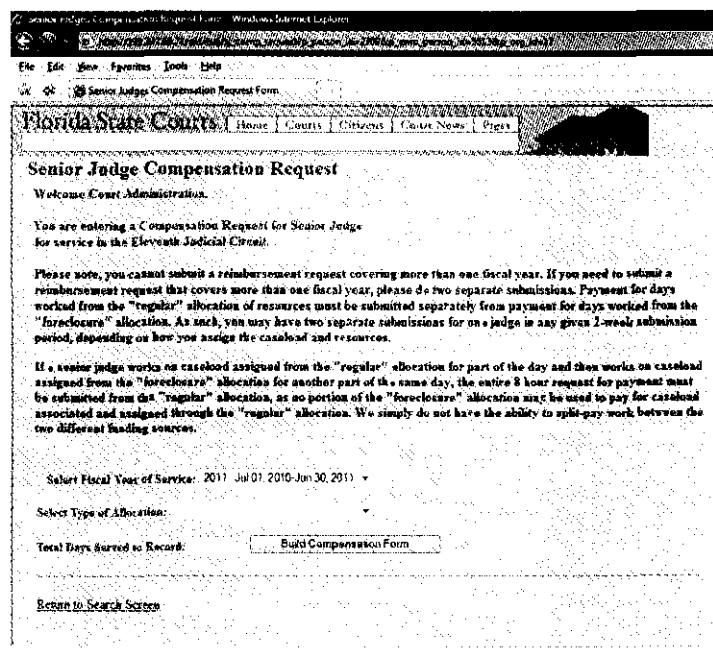
7. Select the appropriate allocation fund from the **Select Type of Allocation** dropdown.

Note: You must select either "Regular Senior Judge Allocation" or "Foreclosure Senior Judge Allocation." The selection cannot be blank.

8. Type the number of days served in the **Total Days Served to Record** box.

Note: You must enter at least one day to build the compensation form. This field cannot be blank. Payment for days worked from the "regular" allocation of resources must be submitted separately from payment for days worked from the "foreclosure" allocation.

9. Click **Build Compensation Form**



10. Select a county from the **Select a county if applicable** dropdown.

11. Enter the actual dates of service under the **Service Date** column.

Note: Dates must be entered in MM/DD/YYYY format.

12. Enter the number of hours worked for the appropriate division.

Note: If you are entering senior judge days for the "foreclosure" allocation, then you will only be able to submit hours for the foreclosure division. See the following screenshot for a view of the compensation form for "regular" allocation.

13. Click **Submit Compensation Form** once all days and hours have been entered.

Foreclosure Allocation Compensation Form:

Senior Judge Compensation Request Form - Windows Internet Explorer

File Edit View Favorites Tools Help

Senior Judge Compensation Request Form

Florida State Courts | Home | Courts | Litigation | Courts News | Press

Senior Judge Compensation Request

Welcome Court Administration

You are entering a Compensation Request for Senior Judge for service in the Eleventh Judicial Circuit.

Please note, you cannot submit a reimbursement request covering more than one fiscal year. If you need to submit a reimbursement request that covers more than one fiscal year, please do two separate submissions. Payment for days worked from the "regular" allocation of resources must be submitted separately from payment for days worked from the "foreclosure" allocation. As such, you may have two separate submissions for one judge in any given 2-week submission period, depending on how you assign the caseload and resources.

If a senior judge works on caseload assigned from the "regular" allocation for part of the day and then works on caseload assigned from the "foreclosure" allocation for another part of the same day, the entire 8 hour request for payment must be submitted from the "regular" allocation, as no portion of the "foreclosure" allocation may be used to pay for caseload associated and assigned through the "regular" allocation. We simply do not have the ability to split pay between the two different funding sources.

Select Fiscal Year of Service: 2011 Jun 01, 2010-Jun 30, 2011

Select Type of Allocation: Foreclosure Senior Judge Allocation

Total Hours Served to Record: 3

Senior Judge Service by Eleventh Judicial Circuit

Service Date	Hours to Forfeiture
1	
2	
3	

This screen does not complete the assignment for Senior Judge, Tuesday, August 3, 2011

required field

[Return to Search Screen](#)

Regular Allocation Compensation Form:

Senior Judge Compensation Request Form - Windows Internet Explorer

File Edit View Favorites Tools Help

Senior Judge Compensation Request Form

Florida State Courts | Home | Courts | Litigation | Courts News | Press

Senior Judge Compensation Request

Welcome Court Administration

You are entering a Compensation Request for Senior Judge for service in the Eleventh Judicial Circuit.

Please note, you cannot submit a reimbursement request covering more than one fiscal year. If you need to submit a reimbursement request that covers more than one fiscal year, please do two separate submissions. Payment for days worked from the "regular" allocation of resources must be submitted separately from payment for days worked from the "foreclosure" allocation. As such, you may have two separate submissions for one judge in any given 2-week submission period, depending on how you assign the caseload and resources.

If a senior judge works on caseload assigned from the "regular" allocation for part of the day and then works on caseload assigned from the "foreclosure" allocation for another part of the same day, the entire 8 hour request for payment must be submitted from the "regular" allocation, as no portion of the "foreclosure" allocation may be used to pay for caseload associated and assigned through the "regular" allocation. We simply do not have the ability to split pay between the two different funding sources.

Select Fiscal Year of Service: 2011 Jun 01, 2010-Jun 30, 2011

Select Type of Allocation: Regular Senior Judge Allocation

Total Hours Served to Record: 1

Senior Judge Service by Eleventh Judicial Circuit

Service Date	Hours to Forfeiture
1	
2	
3	

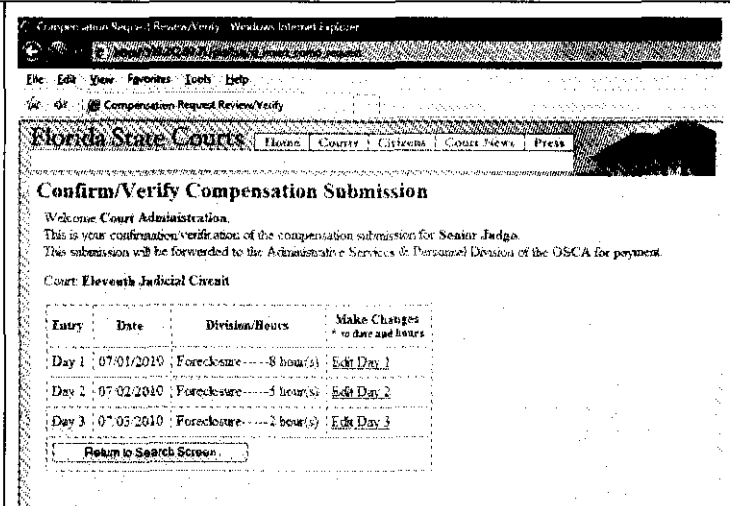
This screen does not complete the assignment for Senior Judge, Tuesday, August 3, 2011

required field

[Return to Search Screen](#)

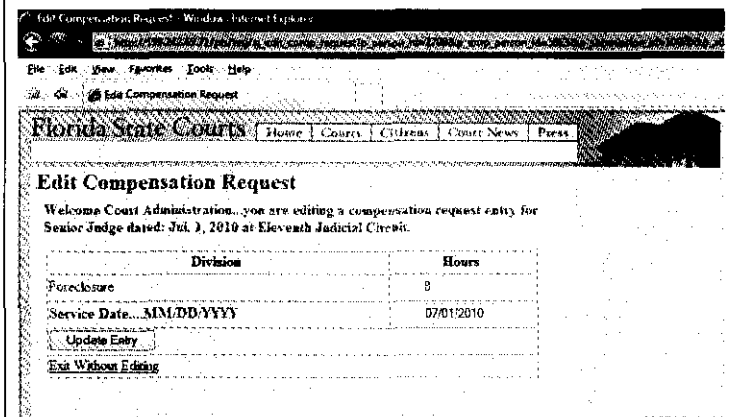
14. Confirm your compensation submission and print for your records. Click **Return to Search Screen** to exit.

15. If you have entered an incorrect date or incorrect hours, click **Edit Day #** link to make corrections.



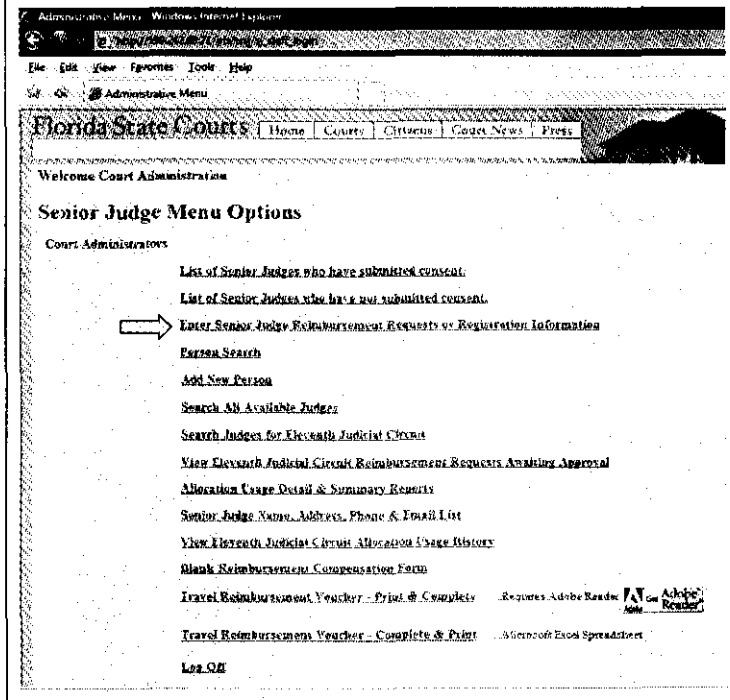
16. Make appropriate corrections and click Update Entry.

Note: If you have submitted a compensation request from an incorrect allocation fund, please contact SrJudgeSystemHelp@flcourts.org.



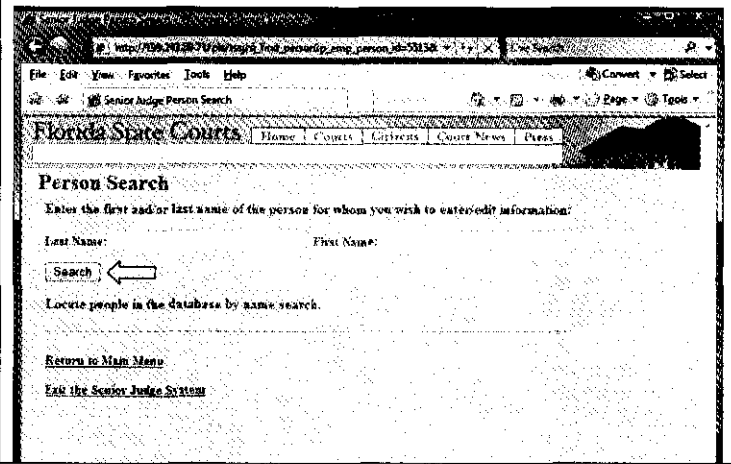
CHECK STATUS OF COMPENSATION REQUEST

1. Click on the **Enter Senior Judge Reimbursement Requests or Registration Information** link.



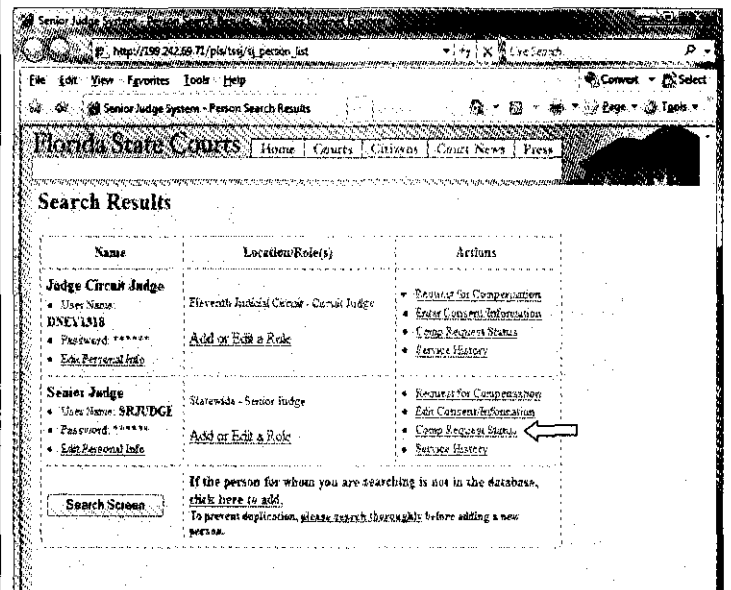
2. Type the senior judge's last name in the **Last Name** box and/or type the senior judge's first name in the **First Name** box.

3. Click **Search**.



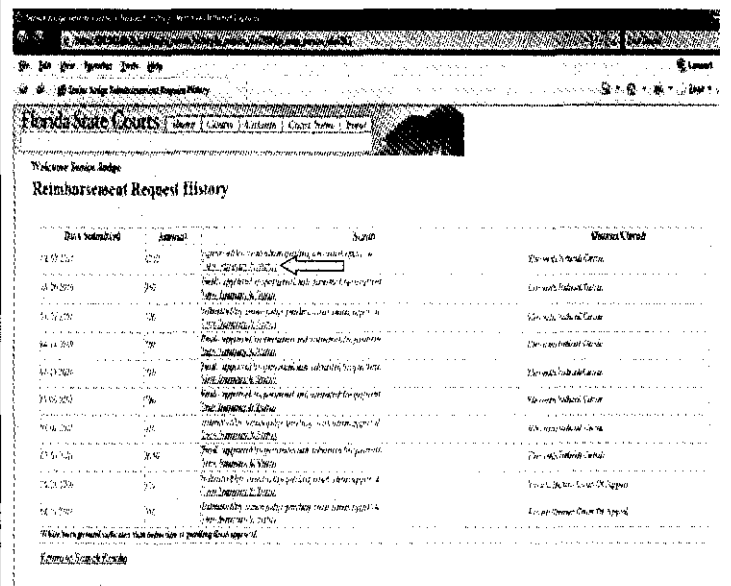
4. Find the appropriate senior judge in the search results.
Note: Look under the second column (Location/Role(s)) for a "Statewide - Senior Judge" role.

5. Click the **Comp Request Status** link.



6. Click **View Summary & Status** to see more specific information regarding the request for compensation.

7. Click **Return to Search Results** to exit screen.



Hickmon,Angelina

From: Melendi, Rick
Sent: Thursday, August 19, 2010 4:46 PM
To: Wells, Tracy; Moreno,Elisa; Hickmon,Angelina; Gammage,Trillany; Schatzberg,Beth
Subject: Tentative Meeting w/ Clerk's office

A tentative meeting with the clerk's office has been scheduled for tomorrow – 8/20/10 @ 3:30. Once I confirm the meeting in the a.m. tomorrow, I will send you an email confirming the time and location. The clerk wishes to discuss the issues that both our respective offices may have up to this point in the project.

Gammage, Trillany

From: Melendi, Rick
Sent: Monday, November 08, 2010 3:45 PM
To: Hickmon, Angelina; Moreno, Elisa; Gammage, Trillany; Schatzberg, Beth
Subject: FW: 13th Circuit Foreclosure Stats.xlsx
Attachments: 13th Circuit Foreclosure Stats.xlsx

Case Managers,

Pursuant to a request made by the Office of the States Court Administrator in Tallahassee, you will need to start tracking hearings scheduled and hearings canceled data for the next two (2) months. The information that you need to capture is contained and limited to the data requested in the attached spreadsheet. As you can see the data collection is only for one week in November and December, 2010. Please take a minute to review the attached and note the weeks in the month you will gather data.

Your cooperation and assistance is greatly appreciated.

From: Albury, Janice
Sent: Monday, November 08, 2010 12:06 PM
To: Melendi, Rick
Subject: 13th Circuit Foreclosure Stats.xlsx

Schatzberg,Beth

From: Schatzberg,Beth
Sent: Friday, November 19, 2010 2:31 PM
To: Melendi, Rick
Subject: here's something for your review-

We had a case on the 2:00 docket today (def's motion to dismiss w/ embedded memorandum) where the def. counsel advised the defendant not to attend because the court has "no room". Judge Gomez asked the atty if in fact he did state that he said that he did not. Judge Gomez ruled that it be continued and to reschedule it with Mr. Lopez attending.

From: Gonzalez, Ronald [<mailto:ronald.gonzalez@hillsclerk.com>]
Sent: Friday, November 19, 2010 1:07 PM
To: Schatzberg,Beth
Subject: RE: 12/3/10

She'll be there. Thank you.

Ron Gonzalez
Circuit Civil Division
Edgecomb Courthouse
800 E. Twiggs Street Rm 530
Tampa, FL 33602
Telephone (813) 276-8100 Ext. 4883

From: Schatzberg,Beth [<mailto:schatzbm@fljud13.org>]
Sent: Friday, November 19, 2010 12:01 PM
To: Gonzalez, Ronald
Subject: RE: 12/3/10

Now I know who you are talking about- tell her to come on!!

From: Gonzalez, Ronald [<mailto:ronald.gonzalez@hillsclerk.com>]
Sent: Friday, November 19, 2010 11:59 AM
To: Schatzberg,Beth
Subject: RE: 12/3/10

Yep! For Judge Foster.

Ron Gonzalez
Circuit Civil Division
Edgecomb Courthouse
800 E. Twiggs Street Rm 530
Tampa, FL 33602
Telephone (813) 276-8100 Ext. 4883

From: Schatzberg,Beth [<mailto:schatzbm@fljud13.org>]
Sent: Friday, November 19, 2010 11:53 AM
To: Gonzalez, Ronald
Subject: RE: 12/3/10

Is she a clerk here?

From: Gonzalez, Ronald [<mailto:ronald.gonzalez@hillsclerk.com>]
Sent: Friday, November 19, 2010 11:52 AM
To: Schatzberg,Beth
Subject: RE: 12/3/10

Yep!

Ron Gonzalez
Circuit Civil Division
Edgecomb Courthouse
800 E. Twiggs Street Rm 530
Tampa, FL 33602
Telephone (813) 276-8100 Ext. 4883

From: Schatzberg,Beth [<mailto:schatzbm@fjud13.org>]
Sent: Friday, November 19, 2010 11:51 AM
To: Gonzalez, Ronald
Subject: RE: 12/3/10

Sonia is Jose Lopez's daughter?

From: Gonzalez, Ronald [<mailto:ronald.gonzalez@hillsclerk.com>]
Sent: Friday, November 19, 2010 11:45 AM
To: Schatzberg,Beth
Subject: RE: 12/3/10

OK. It's Sonia's father. Sonia is going down at 2pm.

Thank you,

Ron Gonzalez
Circuit Civil Division
Edgecomb Courthouse
800 E. Twiggs Street Rm 530
Tampa, FL 33602
Telephone (813) 276-8100 Ext. 4883

From: Schatzberg,Beth [<mailto:schatzbm@fjud13.org>]
Sent: Friday, November 19, 2010 11:38 AM
To: Gonzalez, Ronald
Subject: RE: 12/3/10

The defendant can absolutely be there -- it is open and all is welcome!

From: Gonzalez, Ronald [<mailto:ronald.gonzalez@hillsclerk.com>]
Sent: Friday, November 19, 2010 11:36 AM
To: Schatzberg,Beth
Subject: RE: 12/3/10

The paralegal for Kerry Adams.

Ron Gonzalez
Circuit Civil Division
Edgecomb Courthouse

800 E. Twiggs Street Rm 530
Tampa, FL 33602
Telephone (813) 276-8100 Ext. 4883

From: Schatzberg,Beth [<mailto:schatzbm@fljud13.org>]
Sent: Friday, November 19, 2010 11:24 AM
To: Gonzalez, Ronald
Subject: RE: 12/3/10

Who is the def atty that is saying that?

From: Gonzalez, Ronald [<mailto:ronald.gonzalez@hillsclerk.com>]
Sent: Friday, November 19, 2010 10:53 AM
To: Schatzberg,Beth
Subject: RE: 12/3/10

Question, Can a def be in the court for a telephonic hearing? We have a 2pm case today and the def attorney is telling him he cannot go due to no room.

Ron Gonzalez
Circuit Civil Division
Edgecomb Courthouse
800 E. Twiggs Street Rm 530
Tampa, FL 33602
Telephone (813) 276-8100 Ext. 4883

From: Schatzberg,Beth [<mailto:schatzbm@fljud13.org>]
Sent: Friday, November 19, 2010 10:28 AM
To: Gonzalez, Ronald
Subject: RE: 12/3/10

Sounds like a personal problem to me!!

From: Gonzalez, Ronald [<mailto:ronald.gonzalez@hillsclerk.com>]
Sent: Friday, November 19, 2010 10:22 AM
To: Schatzberg,Beth
Subject: 12/3/10

Is the other view for 12/03/10 available? We you those to put in the slugs that go back on the shelf.

Ron Gonzalez
Circuit Civil Division
Edgecomb Courthouse
800 E. Twiggs Street Rm 530
Tampa, FL 33602
Telephone (813) 276-8100 Ext. 4883

Schatzberg, Beth

From: Schatzberg, Beth
Sent: Tuesday, November 30, 2010 10:22 AM
To: Melendi, Rick
Subject: RE: 13th Circuit Foreclosure Stats.xlsx

Not a problem.

Beth

From: Melendi, Rick
Sent: Tuesday, November 30, 2010 9:53 AM
To: Schatzberg, Beth
Subject: RE: 13th Circuit Foreclosure Stats.xlsx

Beth,

Please forward it to me. I never received the copy from the data entry team.

Thank you.

From: Schatzberg, Beth
Sent: Tuesday, November 30, 2010 9:38 AM
To: Melendi, Rick
Cc: Gammage, Trillany
Subject: RE: 13th Circuit Foreclosure Stats.xlsx

We forwarded a copy with our Friday docket on 11/19. If you need another copy, we can send one up, just let us know.

Beth

From: Melendi, Rick
Sent: Tuesday, November 30, 2010 9:33 AM
To: Hickmon, Angelina; Moreno, Elisa; Gammage, Trillany; Schatzberg, Beth
Subject: FW: 13th Circuit Foreclosure Stats.xlsx

Good morning,

Pursuant to my email request below, please send me the November, 2010, data spreadsheet. As requested, I need to forward November's data on to the Office of The States Court Administrator (OSCA) today.

Thank you.

From: Melendi, Rick
Sent: Monday, November 08, 2010 3:45 PM
To: Hickmon, Angelina; Moreno, Elisa; Gammage, Trillany; Schatzberg, Beth
Subject: FW: 13th Circuit Foreclosure Stats.xlsx

Case Managers,

Pursuant to a request made by the Office of the States Court Administrator in Tallahassee, you will need to start tracking hearings scheduled and hearings canceled data for the next two (2) months. The information that you need to capture is contained and limited to the data requested in the attached spreadsheet. As you can see the data collection is only for one week in November and December, 2010. Please take a minute to review the attached and note the weeks in the month you will gather data.

Your cooperation and assistance is greatly appreciated.

From: Albury, Janice
Sent: Monday, November 08, 2010 12:06 PM
To: Melendi, Rick
Subject: 13th Circuit Foreclosure Stats.xlsx

Moreno,Elisa

From: Melendi, Rick
Sent: Tuesday, October 05, 2010 12:06 PM
To: Schatzberg,Beth; Hickmon,Angelina; Moreno,Elisa; Gammage,Trillany
Cc: Wells, Tracy
Subject: RE: Annotations of Daily Dockets

Please clarify what Strike- internal review mean? It would help if you provided me an example, situation or circumstance of when this annotation would be used.

From: Schatzberg,Beth
Sent: Tuesday, October 05, 2010 11:53 AM
To: Melendi, Rick; Hickmon,Angelina; Moreno,Elisa; Gammage,Trillany
Cc: Wells, Tracy
Subject: RE: Annotations of Daily Dockets

Based on the hearings held thus far, are we all good to write Strike – I/R (for internal review)?

Beth

From: Melendi, Rick
Sent: Monday, October 04, 2010 12:18 PM
To: Hickmon,Angelina; Moreno,Elisa; Gammage,Trillany; Schatzberg,Beth
Cc: Wells, Tracy
Subject: Annotations of Daily Dockets

Good Afternoon, Ladies:

This may be a regular annotating practice in which you have already been engaged in doing; but, just in case, I need for each of you to incorporate this into your daily case management practices and start annotating on the dockets all hearings that are cancelled - by whom and why, all hearing re-sets- by whom and why (if known), and all no-shows – who no showed attorney, respondent/defendant starting today in the p.m.

Thanks.

Wells, Tracy

From: Wells, Tracy
Sent: Thursday, July 22, 2010 4:47 PM
To: Hickmon, Angelina; Moreno, Elisa; Valdes, Ryan
Cc: Melendi, Rick; Flores, Roberto
Subject: TRAINING ON MONDAY

ATTENTION:

Training is scheduled for **Monday at 9:00 a.m.** for **Section I** to be introduced to the new Foreclosure & Economic Recovery Case Tracking System.

We will meet on the 6th floor of the Edgecomb in Conference Room B.

T.

Bridenback, Mike

From: Kristine Slayden [slaydenk@flcourts.org]
Sent: Friday, May 21, 2010 2:42 PM
To: Trial Court Chief Judges; Trial Court Administrators
Cc: Trial Court Budget Commission; Lisa Goodner; Charlotte Jerrett; Dorothy Wilson; Gary Phillips; Theresa Westerfield; Heather Thuotte-Pierson; Kristine Slayden; Sharon Bosley; Sharon Buckingham
Subject: Foreclosure and Economic Recovery Non-recurring Funding FY 2010/11
Attachments: ForeclosureandEconomicRecovery_FundingPlans_Updated05212010.pdf; Foreclosure and Economic Recovery Responses from Circuits_May 2010_v2.pdf; 62% Estimated RPMF Backlog.pdf

Follow Up Flag: Follow up
Flag Status: Completed

Chief Judges/Trial Court Administrators – The Trial Court Budget Commission met yesterday and approved the following 5 issues for the implementation of the Foreclosure and Economic Recovery Funding for FY 2010/11. Any adjustments to your circuit's plan based on these decisions need to be emailed to Dorothy Wilson at [REDACTED] by COB Tuesday, May 25th. Please refer to the bottom of this email for further submission instructions.

Please note that the allocations will be provided to the Chief Justice and the Legislature for final approval.

Issue 1: FY 2010/11 Funding Allocations Approved

- 1) Approved the FY 2010/11 circuit allocations for the Foreclosure and Economic Recovery Funding, with an adjustment to the contracted services category for case management and administrative support for the 10th, 12th, and 15th circuits (due to restrictions with using contractual dollars). The revised allocation chart is attached.
- 2) Approved effective date for the implementation of the circuits' plans so resources can be deployed on July 1, 2010, using existing FY 2009/10 funds for advertising if necessary.

Issue 2: Types of Cases and Disposition Goals Approved

- 1) Approved real property/mortgage foreclosure cases as the focus of this initiative. If a circuit has cleared all real property/mortgage foreclosure cases from backlog, the circuit may request in writing to the TCBC Chair, with a copy to the TCBC Budget Management Committee Chair, and to the State Courts Administrator, asking to use the funds to handle contracts and indebtedness cases, and county civil cases valued from \$5,001 to \$15,000.
- 2) Approved a targeted goal for the disposition of backlog cases of 62%, which corresponds to the reduction in funding (\$9.6 million proposal reduced down to \$6.0 million appropriation is a 38% reduction).

The attached chart indicates the targeted backlog reduction for the **estimated** Real Property/Mortgage Foreclosure backlog cases for each circuit. The actual number of backlog cases will need to be produced at the beginning of the initiative for tracking purposes.

Issue 3: Budget Policy Considerations Approved

- a) In order to comply with legislative intent, any expenditure of any type utilizing this funding is strictly limited to direct support of the backlog reduction of the approved case types listed in Issue 2.
- b) In order to ensure that senior judges who are assigned to the Foreclosure and Economic Recovery initiative are paid with the appropriate funds, the current senior judge application will be modified to allow circuits to specify

from which funding source the senior judge should be paid. The Trial Court Administrators are responsible for ensuring that the information is reported properly.

- c) Expenditures from the Expense category are limited to intra-circuit travel for staff, intra- and inter-circuit travel for Senior Judges, consumable office supplies, postage, copying, printing and reproduction. To maximize the Expense allotment, circuits are encouraged to use existing resources or surplus furnishings for any office furniture needs for OPS staff and/or Senior Judges. Subscriptions and the like are not allowable expenditures for this funding, neither are computers or other communication devices as those items are a county funding responsibility.
- d) A contingency for the Expense category was approved in the original proposal and factored into the appropriated amount. In order to access these contingency funds, a circuit must have exhausted its Foreclosure and Economic Recovery Expense allotment. Requests for additional Expense are to be made in writing to the TCBC Chair, with a copy to the TCBC Budget Management Committee Chair, and to the State Courts Administrator. The request must provide a complete, detailed explanation of how Expense funding came to be exhausted, what steps were taken to alleviate the impending shortfall, the amount requested and how that amount was calculated.

Issue 4: Funding/Plan Monitoring Approved

- a. The Budget Management Committee (BMC) will monitor expenditures on a monthly basis to ensure that resources are only being used for the purpose of backlog reduction for the approved case types. In addition, the BMC will monitor case event data to ensure that expenditures correlate with the TCBC approved activities.
- b. The Supreme Court Inspector General will also be reviewing the Foreclosure and Economic Recovery initiative for potential inclusion in the branch's FY 2010/11 audit plan.

Issue 5: Clerk Assistance Approved

Information on in-courtroom resources (general magistrates and senior judges) that will be assigned in each county and the maximum number of courtrooms that will be scheduled at any one time in each county will be shared with clerks once it has been finalized (see attached chart – please update this information, if needed). The chief judge in each circuit should work with their clerks to ensure the clerks appropriately support their plan. These plans need to be shared with the Office of the State Courts Administrator so that the legislature can be informed of the collaborative work on this issue. In addition, the TCBC approved the requirement that the clerks of court provide data support for this initiative.

Two other issues on performance measurement and FY 2011/12 Legislative Budget Request were postponed until the June 4th TCBC meeting.

Directions:

If the decisions above require you to modify your plan allocations, please make the adjustments and notify Dorothy Wilson of the specific changes to the allocation categories by email at [REDACTED] by COB, Tuesday, May 25, 2010. If no changes are needed, please indicate that in an email to Dorothy. In addition, if any changes in your allocations require a revision to the in courtroom resources, please provide that information also.

Listed below are the job classes and hourly rates for OPS positions that were used in the original proposal for the Foreclosure and Economic Recovery Funding. The TCBC approved the circuit allocations with direction to the circuits that they hire within these guidelines.

<u>Element</u>	<u>Position</u>	<u>Maximum rate</u>
Magistrates:	Magistrate	\$35.48 hourly

Case Management:	Court Program Specialist II	\$17.36 hourly
	Court Program Specialist I	\$14.58 hourly
	Court Program Specialist I	\$15.40 hourly w/ CAD – Hillsborough and Pinellas
	Court Program Specialist I	\$15.40 hourly w/ CAD – Broward, Dade, Monroe,

Palm Beach

Admin. Support:	Senior Secretary	\$11.89 hourly
	Senior Secretary	\$12.10 hourly w/ CAD – Hillsborough and Pinellas
	Senior Secretary	\$12.48 hourly w/ CAD – Broward, Dade, Monroe,

Palm Beach

This amount does not include the 7.65% FICA that needs to be added to the hourly rate.

Lastly, some circuits have already developed plans and position descriptions for the implementation of this initiative. You may want to check with our colleagues if you need some assistance in developing your own plan.

Please let me know if you have any questions. Kris

Kris Slayden
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 500 S. Duval Street
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 850-414-1342 (fax)

Foreclosure and Economic Recovery Funding Proposal FY 2010/11 Circuit Allocations

Circuit	General Magistrate/Senior Judge				Case Management			General Magistrate/Senior Judge Administrative Support			Mediation Administrative Support			Total
	GM OPS	GM Contracted Services	GM/Senior Judge Expense	Senior Judge Days	OPS	Contracted Services	Expenses	OPS	Contracted Services	Expenses	OPS	Contracted Services	Expenses	
1			\$5,200	\$32,200	\$63,179		\$5,786							\$106,365
2			\$2,426	\$21,180	\$40,142		\$4,800	\$34,217		\$3,600				\$106,365
3					\$38,171			\$26,090						\$64,261
4				\$172,729				\$40,000						\$212,729
5				\$44,100				\$140,430		\$113	\$28,086			\$212,729
6			\$6,514	\$82,950	\$117,378		\$3,000	\$104,360		\$3,550				\$317,752
7			\$3,351	\$91,000	\$117,378		\$1,000							\$212,729
8		\$37,035	\$2,500	\$17,500	\$39,126		\$5,204		\$5,000					\$106,365
9				\$246,750	\$178,707									\$425,457
10				\$18,200	\$42,119		\$8,980	\$28,086		\$8,980				\$106,365
11	\$82,481		\$2,597	\$171,500	\$457,782		\$20,925	\$120,568		\$6,200				\$862,053
12			\$1,411	\$94,500	\$114,000		\$2,818							\$212,729
13			\$2,500	\$195,000	\$168,477		\$5,355	\$56,172						\$427,504
14			\$5,000	\$32,430	\$36,115		\$2,500	\$27,820		\$2,500				\$106,365
15			\$10,000	\$140,000	\$313,008		\$17,000	\$161,475		\$5,057				\$646,540
16		\$14,400	\$12,725	\$49,700				\$27,989		\$1,551				\$106,365
17				\$87,500	\$547,549		\$11,491							\$646,540
18				\$260,643				\$58,451						\$319,094
19			\$12,000	\$84,000	\$84,238		\$4,405	\$28,086						\$212,729
20	\$135,470			\$153,300	\$39,126			\$71,472			\$26,090			\$425,458
Sub Total	\$217,951	\$51,435	\$66,224	\$1,995,182	\$2,396,495	\$0	\$93,264	\$925,216	\$5,000	\$31,551	\$54,176	\$0	\$0	\$5,836,494
2% Expense Contingency														\$119,112
Executive Direction														\$44,394
Grand Total														\$6,000,000

Foreclosure and Economic Recovery Funding Proposal In-Courtroom Resources Only

Circuit	County	Target Backlog Reduction	General Magistrate OPS	General Magistrate Contracted Services	Senior Judge Days	Estimated General Magistrate FTE	Senior Judge		Maximum Courtrooms
							Estimated FTE	Estimated Days	
1	Escambia						0.09	24	1
	Okaloosa						0.12	32	1
	Santa Rosa						0.05	12	1
	Walton						0.09	24	1
	Total	8,035	\$0	\$0	\$32,200	0.00	0.35	92	4
2	Franklin						0.04	10	1
	Gadsden						0.04	10	1
	Jefferson						0.04	10	1
	Leon						0.04	10	1
	Liberty						0.04	10	1
	Wakulla						0.04	10	1
	Total	2,719	\$0	\$0	\$21,180	0.00	0.24	60	6
3	Columbia								
	Dixie								
	Hamilton								
	Lafayette								
	Madison								
	Suwannee								
	Taylor								
	Total	822	\$0	\$0	\$0	0.00	0.00	0	0
4	Clay						0.63	165	1
	Duval						0.84	218	2
	Nassau						0.42	110	1
	Total	13,344	\$0	\$0	\$172,729	0.00	1.89	493	4

Foreclosure and Economic Recovery Funding Proposal In-Courtroom Resources Only

Circuit	County	Target Backlog Reduction	General Magistrate OPS	General Magistrate Contracted Services	Senior Judge Days	Estimated General Magistrate FTE	Senior Judge		Maximum Courtrooms
							Estimated FTE	Estimated Days	
5	Citrus						0.10	25	1
	Hernando						0.10	25	1
	Lake						0.19	51	1
	Marion						0.10	25	1
	Sumter						0.00	0	0
	Total		12,357	\$0	\$0	\$44,100	0.00	0.49	126	4
6	Pasco						0.46	118	2
	Pinellas						0.46	119	2
	Total		24,424	\$0	\$0	\$82,950	0.00	0.92	237	4
7	Flagler						0.25	65	1
	Putnam						0.25	65	1
	St. Johns						0.25	65	1
	Volusia						0.25	65	1
	Total		13,383	\$0	\$0	\$91,000	0.00	1.00	260	4
8	Alachua					0.00	0.19	50	1
	Baker					0.10	0.00	0	1
	Bradford					0.10	0.00	0	1
	Gilchrist					0.10	0.00	0	1
	Levy					0.10	0.00	0	1
	Union					0.10	0.00	0	1
	Total		1,597	\$0	\$37,035	\$17,500	0.50	0.19	50	6
9	Orange						2.00	470	2
	Osceola						1.00	235	1
	Total		31,372	\$0	\$0	\$246,750	0.00	3.00	705	3

Foreclosure and Economic Recovery Funding Proposal In-Courtroom Resources Only

Circuit	County	Target Backlog Reduction	General Magistrate OPS	General Magistrate Contracted Services	Senior Judge Days	Estimated General Magistrate FTE	Senior Judge		Maximum Courtrooms
							Estimated FTE	Estimated Days	
10	Hardee						0.00	0	0
	Highlands						0.00	0	0
	Polk						0.20	52	1
	Total	8,047	\$0	\$0	\$18,200	0.00	0.20	52	1
11	Dade	54,532	\$82,481	\$0	\$171,500	1.00	2.00	490	3.5
12	Desoto						0.00	0	0
	Manatee						0.52	135	2
	Sarasota						0.52	135	2
	Total	15,845	\$0	\$0	\$94,500	0.00	1.04	270	4
13	Hillsborough	23,672	\$0	\$0	\$195,000	0.00	2.14	557	2
14	Bay						0.36	92	1
	Calhoun						0.00	0	0
	Gulf						0.00	0	0
	Holmes						0.00	0	0
	Jackson						0.00	0	0
	Washington						0.00	0	0
	Total	2,873	\$0	\$0	\$32,430	0.00	0.36	92	1
15	Palm Beach	39,309	\$0	\$0	\$140,000	0.00	1.54	400	2
16	Monroe	1,656	\$0	\$14,400	\$49,700	0.18	0.55	142	3
17	Broward	35,659	\$0	\$0	\$87,500	0.00	0.96	250	2
18	Brevard						1.91	496	2
	Seminole						0.95	248	1
	Total	19,252	\$0	\$0	\$260,643	0.00	2.86	744	3

Foreclosure and Economic Recovery Funding Proposal In-Courtroom Resources Only

Circuit	County	Target Backlog Reduction	General Magistrate OPS	General Magistrate Contracted Services	Senior Judge Days	Estimated General Magistrate FTE	Senior Judge		Maximum Courtrooms
							Estimated FTE	Estimated Days	
19	Indian River						0.18	48	1
	Martin						0.18	48	1
	Okeechobee						0.00	0	0
	St. Lucie						0.55	144	1
	Total	12,844	\$0	\$0	\$84,000	0.00	0.91	240	3
20	Charlotte					0.00	0.15	40	1
	Collier					0.20	0.62	162	1
	Glades					0.00	0.15	38	1
	Hendry					0.00	0.07	18	1
	Lee					1.50	0.69	180	2
	Total	25,423	\$135,470	\$0	\$153,300	1.70	1.68	438	6
State Total		347,165	\$217,951	\$51,435	\$1,995,182	3.38	22.33	5,698	66

Note: Information provided for Maximum Courtrooms in circuits 13 and 14 represent Hearing Rooms. All totals may not be exact due to rounding.

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

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

Bridenback, Mike

From: Bridenback, Mike
Sent: Wednesday, May 26, 2010 5:37 PM
To: Dorothy Wilson
Cc: Grant Slayden; Sondra Lanier; Weinberg, Mark; Ted McFetridge; Benefiel, Matthew; Ortman, Carol; Callanan, Richard
Subject: Re: Foreclosure and Economic Recovery Non-recurring Funding FY 2010/11

No adjustments to the 13th circuit's plan are necessary.

Sent from my iPhone

On May 26, 2010, at 3:54 PM, "Dorothy Wilson" [REDACTED] wrote:

Good Afternoon,

Just checking on the status of the exercise below? Thanks

From: Kristine Slayden
Sent: Friday, May 21, 2010 2:42 PM
To: Trial Court Chief Judges; Trial Court Administrators
Cc: Trial Court Budget Commission; Lisa Goodner; Charlotte Jerrett; Dorothy Wilson; Gary Phillips; Theresa Westerfield; Heather Thuotte-Pierson; Kristine Slayden; Sharon Bosley; Sharon Buckingham
Subject: Foreclosure and Economic Recovery Non-recurring Funding FY 2010/11

Chief Judges/Trial Court Administrators – The Trial Court Budget Commission met yesterday and approved the following 5 issues for the implementation of the Foreclosure and Economic Recovery Funding for FY 2010/11. Any adjustments to your circuit's plan based on these decisions need to be emailed to Dorothy Wilson at [REDACTED] by COB Tuesday, May 25th. Please refer to the bottom of this email for further submission instructions.

Please note that the allocations will be provided to the Chief Justice and the Legislature for final approval.

Issue 1: FY 2010/11 Funding Allocations Approved

- 1) Approved the FY 2010/11 circuit allocations for the Foreclosure and Economic Recovery Funding, with an adjustment to the contracted services category for case management and administrative support for the 10th, 12th, and 15th circuits (due to restrictions with using contractual dollars). The revised allocation chart is attached.

- 2) Approved effective date for the implementation of the circuits' plans so resources can be deployed on July 1, 2010, using existing FY 2009/10 funds for advertising if necessary.

Issue 2: Types of Cases and Disposition Goals Approved

- 1) Approved real property/mortgage foreclosure cases as the focus of this initiative. If a circuit has cleared all real property/mortgage foreclosure cases from backlog, the circuit may request in writing to the TCBC Chair, with a copy to the TCBC Budget Management Committee Chair, and to the State Courts Administrator, asking to use the funds to handle contracts and indebtedness cases, and county civil cases valued from \$5,001 to \$15,000.
- 2) Approved a targeted goal for the disposition of backlog cases of 62%, which corresponds to the reduction in funding (\$9.6 million proposal reduced down to \$6.0 million appropriation is a 38% reduction).

The attached chart indicates the targeted backlog reduction for the **estimated** Real Property/Mortgage Foreclosure backlog cases for each circuit. The actual number of backlog cases will need to be produced at the beginning of the initiative for tracking purposes.

Issue 3: Budget Policy Considerations Approved

- a) In order to comply with legislative intent, any expenditure of any type utilizing this funding is strictly limited to direct support of the backlog reduction of the approved case types listed in Issue 2.
- b) In order to ensure that senior judges who are assigned to the Foreclosure and Economic Recovery initiative are paid with the appropriate funds, the current senior judge application will be modified to allow circuits to specify from which funding source the senior judge should be paid. The Trial Court Administrators are responsible for ensuring that the information is reported properly.
- c) Expenditures from the Expense category are limited to intra-circuit travel for staff, intra- and inter-circuit travel for Senior Judges, consumable office supplies, postage, copying, printing and reproduction. To maximize the Expense allotment, circuits are encouraged to use existing resources or surplus furnishings for any office furniture needs for OPS staff and/or Senior Judges. Subscriptions and the like are not allowable expenditures for

this funding, neither are computers or other communication devices as those items are a county funding responsibility.

- d) A contingency for the Expense category was approved in the original proposal and factored into the appropriated amount. In order to access these contingency funds, a circuit must have exhausted its Foreclosure and Economic Recovery Expense allotment. Requests for additional Expense are to be made in writing to the TCBC Chair, with a copy to the TCBC Budget Management Committee Chair, and to the State Courts Administrator. The request must provide a complete, detailed explanation of how Expense funding came to be exhausted, what steps were taken to alleviate the impending shortfall, the amount requested and how that amount was calculated.

Issue 4: Funding/Plan Monitoring Approved

- a. The Budget Management Committee (BMC) will monitor expenditures on a monthly basis to ensure that resources are only being used for the purpose of backlog reduction for the approved case types. In addition, the BMC will monitor case event data to ensure that expenditures correlate with the TCBC approved activities.
- b. The Supreme Court Inspector General will also be reviewing the Foreclosure and Economic Recovery initiative for potential inclusion in the branch's FY 2010/11 audit plan.

Issue 5: Clerk Assistance Approved

Information on in-courtroom resources (general magistrates and senior judges) that will be assigned in each county and the maximum number of courtrooms that will be scheduled at any one time in each county will be shared with clerks once it has been finalized (see attached chart – please update this information, if needed). The chief judge in each circuit should work with their clerks to ensure the clerks appropriately support their plan. These plans need to be shared with the Office of the State Courts Administrator so that the legislature can be informed of the collaborative work on this issue. In addition, the TCBC approved the requirement that the clerks of court provide data support for this initiative.

Two other issues on performance measurement and FY 2011/12 Legislative Budget Request were postponed until the June 4th TCBC meeting.

Directions:

If the decisions above require you to modify your plan allocations, please make the adjustments and notify Dorothy Wilson of the specific changes to the allocation categories by email at [REDACTED] by COB, Tuesday, May 25, 2010. If no changes are needed, please indicate that in an email to Dorothy. In addition, if any changes in your allocations require a revision to the in courtroom resources, please provide that information also.

Listed below are the job classes and hourly rates for OPS positions that were used in the original proposal for the Foreclosure and Economic Recovery Funding. The TCBC approved the circuit allocations with direction to the circuits that they hire within these guidelines.

<u>Element</u>	<u>Position</u>	<u>Maximum rate</u>
Magistrates: hourly	Magistrate	\$35.48
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Admin. Support:	Senior Secretary	\$11.89 hourly
	Senior Secretary	\$12.10 hourly w/
CAD – Hillsborough and Pinellas		
	Senior Secretary	\$12.48 hourly w/
CAD – Broward, Dade, Monroe, Palm Beach		

This amount does not include the 7.65% FICA that needs to be added to the hourly rate.

Lastly, some circuits have already developed plans and position descriptions for the implementation of this initiative. You may want to check with our colleagues if you need some assistance in developing your own plan.

Please let me know if you have any questions. Kris

Kris Slayden

Research and Data

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Florida Supreme Court

500 S. Duval Street

Tallahassee, Florida 32399

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<ForeclosureandEconomicRecovery_FundingPlans_Updated05212010.pdf>

<Foreclosure and Economic Recovery Responses from Circuits_May 2010_v2.pdf>

<62% Estimated RPFM Backlog.pdf>

Bridenback, Mike

From: Bridenback, Mike
Sent: Monday, November 15, 2010 10:01 AM
To: Barton, James
Subject: FW: Letter to Chief Justice Canady
Attachments: Ltr to Chief Justice Canady.FINAL.pdf

fyi

Michael L. Bridenback
Court Administrator
800 E. Twiggs Street, Suite 604
Tampa, FL 33602
p: 813.272.5894
f: 813.301.3800
[REDACTED]
www.fjud13.org



From: Lisa Goodner [REDACTED]
Sent: Monday, November 15, 2010 9:51 AM
To: Trial Court Chief Judges; Trial Court Administrators
Cc: OSCA-MANAGERS
Subject: FW: Letter to Chief Justice Canady

FYI.

Lisa

From: Larry Schwartzol [REDACTED]
Sent: Friday, November 12, 2010 7:07 PM
To: Craig Waters
Subject: Letter to Chief Justice Canady

Craig,

I hope this email finds you well. As I mentioned earlier today, the ACLU is working with a coalition of organizations representing members of the Florida news media to protest barriers to access to foreclosure proceedings around the state of Florida. The attached letter will be delivered by UPS to the Chief Justice on Monday morning, and we expect to issue a press release that afternoon. In order to give the Chief Justice advance notice, we wanted to send this to you now. If you wouldn't mind forwarding this to the Chief Justice, I would greatly appreciate it.

Best,

Larry

Larry Schwartzol | Staff Attorney
Racial Justice Program
The American Civil Liberties Union
125 Broad Street, 18th Floor | New York, NY 10004
Phone: 212-519-7849

This e-mail message is intended only for the named recipient(s) above, and may contain information that is confidential or privileged. If you are not the intended recipient, please advise the sender immediately by reply e-mail and delete this message and any attachments without retaining a copy.

Bridenback, Mike

From: P.J. Stockdale [REDACTED]
Sent: Thursday, July 08, 2010 10:04 AM
To: Callanan, Richard; Bridenback, Mike
Cc: Fishbeck, Eric; Kristine Slayden; Arlene Johnson
Subject: RE: ECONRECOV: Prototype of Foreclosure Case Tracking System

Rick,

Thanks for the feedback. We have had some great feedback on this and we presenting all of the recommendations to the Court Statistics and Workload Committee. Hopefully, we can get these details nailed down at last.

There was one other issue that we wanted your feedback on. Actually, Mike, we would like your feedback as well. That is the definition of when a reopened case is closed. There is no formal definition in SRS for this event and we want case managers and initiative staff to have a clear picture of when the case is closed. We used the SRS definition for dispositions as a basis tailored it to specifically to the initiative. Please edit the below definition if you think it needs more discrete direction for the case manager.

Date Reopen Event Closed – report reopen cases as closed after the final judicial decision which terminates court proceedings, including a summary/final judgment or order entered by the court, and that transfers the case to the clerk of court for action to complete sale.

Thanks again
PJ

PJ Stockdale
Senior Court Statistics Consultant
OSCA - Court Services
Supreme Court Building Annex
500 S Duval St
Tallahassee FL 32301-1900
(ph) 850.410.1523
(fax) 850.414.1342

From: Callanan, Richard [REDACTED]
Sent: Wednesday, July 07, 2010 6:05 PM
To: P.J. Stockdale
Cc: Fishbeck, Eric; Kristine Slayden; Arlene Johnson; Mike Bridenback
Subject: RE: ECONRECOV: Prototype of Foreclosure Case Tracking System

PJ,

I definitely agree with Mike's idea to limit the case type categories.

We have spent a lot of time with local staff, reviewing these codes and reporting elements, and our biggest problem is the large number of status codes and difficulty in capturing the status code changes. We have some ideas on simplifying the "status codes", since this is the real key to the tracking report. It is also the most difficult to capture since

the clerk in the courtroom is the only real-time way to get the status changes and the clerks systems do not capture them in any detailed way.

Anyway, here is our suggestion, and Eric Fishbeck will be calling you to discuss in more detail:

1. Reduce the status codes from nine to four categories: (1) Active, (2) Stayed -Bankruptcy/Other, (3) Inactivity by Attorney/Abatement or (4) Closed. . Most clerks systems can report on at least 3 of these 4 status codes, and with a possible extract report from the clerks system that notes "last event" and "date of last event" staff may be able to research and determine if there was an order staying/inactivating the case. With fewer codes, staff may be able to work with clerks to get these type of extract reports. Frankly, clerks in small counties will a lot of difficulty capturing any data beyond active/inactive/closed.
2. Limit the "Event" reporting to ONLY the "Last Event" , "Date of Last Event" and Status Code otherwise this gets way to cumbersome. Don't try to capture all events and dates of status change through this report. If we want interim time and event analysis , we can do that with sampling.

Eric will be calling with some other thoughts and to discuss in detail..

Thanks again for the chance to comment.

Rick

From: P.J. Stockdale [mailto:pjstockdale@courts.org]
Sent: Wednesday, July 07, 2010 5:06 PM
To: P.J. Stockdale; Callanan, Richard
Cc: Kristine Slayden; Arlene Johnson
Subject: RE: ECONRECOV: Prototype of Foreclosure Case Tracking System

Rick,

Just wanted to follow up on your thoughts for the foreclosure case tracking application. Mike has suggested reducing the SRS case types to one single type "Real Property/Mortgage Foreclosure" as there isn't any real need to break it out further. It seems clear from the ongoing discussion up here that the primary purpose of this reporting application is to capture some solid activity data about foreclosure cases rather than disposition data on specific case types so I am very interested in your take on the status values. The challenge is to define case status changes that are broad enough that it is practical to capture the data while making them specific enough to describe the evolution of the case. We've had some good input from Mike and Judge Bailey in this area.

I apologize for rushing a little but we are trying to lock down the details so that we can present to the Court Statistics and Workload Committee on Monday. I look forward to hearing from you.

PJ

PJ Stockdale
Senior Court Statistics Consultant
OSCA - Court Services
Supreme Court Building Annex
500 S Duval St
Tallahassee FL 32301-1900
(ph) 850.410.1523

(fax) 850.414.1342

From: P.J. Stockdale
Sent: Thursday, July 01, 2010 3:56 PM
To: Richard Callanan; Mike Bridenback
Cc: Kristine Slayden; Arlene Johnson
Subject: RE: ECONRECOV: Prototype of Foreclosure Case Tracking System

Rick,

Thanks for the quick response. The clerks in each county will be providing OSCA with a base list of pending foreclosure cases outstanding as of June 30, 2010. The OSCA will preload a set of workbooks for each circuit. Assuming the Court Statistics and Workload Committee signs off on the data plan, we expect to have the working data out to the circuits by 7/16.

I understand what you are saying, Rick. It is something we struggled with as we put this together. Coming up with something that will help those circuits that need it without hobbling the operations of other circuits has been quite a challenge. Of course, that is why we sent the workbooks out to you. Now is a good time for some feedback and discussion.

I look forward to hearing from you.

Thanks again
PJ

PJ Stockdale
Senior Court Statistics Consultant
OSCA - Court Services
Supreme Court Building Annex
500 S Duval St
Tallahassee FL 32301-1900
(ph) 850.410.1523
(fax) 850.414.1342

From: Callanan, Richard [mailto:Richard.Callanan@CA.CIS20.ORG]
Sent: Thursday, July 01, 2010 3:10 PM
To: P.J. Stockdale; Mike Bridenback
Cc: Kristine Slayden; Arlene Johnson
Subject: Re: ECONRECOV: Prototype of Foreclosure Case Tracking System

PJ

Thank you for the chance to review and comment. Will the clerks or osca be providing the base list/excel file of pending cases? I am reviewing this with my IT, statistical reporting and civil folks and will get you comments next week.

As I mentioned to you, I understand the need for case status tracking to identify delayed cases and we have local MIS pending case reports from most clerks already to help track and move cases. I don't think having a case manager data enter this manually for 59000 cases is the best way to do this on case by case basis. That said we are looking at ways to pull the majority of these status codes from clerk database and will

On Jul 1, 2010 2:24 PM, P.J. Stockdale <stockdale@fcourts.org> wrote:

Mike, Rick,

Please find attached a copy of the Foreclosure and Economic Recovery Case Tracking System (fercts_devel_v10-8-1a.xls). We know it isn't a complete solution but I guess the first question we have is whether this application is workable to capture this data. The idea was to find some balance between the needs of small and large circuits. I would be most appreciative to hear your suggestions on how we might make this application more usable for the initiative staff. There are still a few minor bugs that we are working out but all the major components work. In order to meet our deadline to get the workbooks out to the circuits by 7/16, I will need to finalize the application by next Friday (7/9)

I've also attached a draft summary which contains a brief overview of the application and a list of the data captured along with their definitions. Mostly we used the standard SRS definitions. However, there are two fields, case status and reopen closed date that do not have SRS definitions. We have proposed a definition for these fields that we believe to be consistent with SRS that should help initiative staff complete the workbooks. Please take a look at these, particularly the one for reopen closed date. Does this seem to be a workable definition for this project?

Since this tracking application is based upon VBA macros, there are a few steps that need to be taken to get it installed and running. I've attached a set of installations instructions but you may want to have one of your IT people set it up. Please have your IT folks give me a call, if needed, and I'll go through it with them.

I look forward to hearing from you. Thanks

PJ

PJ Stockdale

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