

IN THE CIRCUIT COURT OF THE  
NINETEENTH JUDICIAL CIRCUIT IN AND  
FOR INDIAN RIVER, MARTIN, OKEECHOBEE  
AND ST. LUCIE COUNTIES, FLORIDA

2ND. AMENDMENT TO ADMINISTRATIVE ORDER 88-9

IN RE: DELIVERY TO THE COURT OF DEMANDS FOR SPEEDY TRIAL, MOTIONS FOR DISCHARGE FOR WANT OF SPEEDY TRIAL, APPLICATIONS FOR WRIT OF HABEAS CORPUS, WRIT OF MANDAMUS, AND WRIT OF CERTIORARI, AND NOTICE OF APPEAL.

To amend Administrative Order 88-9 so as to conform it to the recently established Appellate Panel and appellate procedures thereby implemented, and to specifically conform Administrative Order 88-9 to that Administrative Order 91-2 which established appellate procedures for this Circuit, then Administrative Order 88-9 is amended to read as follows:

To supplement the practices prescribed by Administrative Orders 84-3 and 79-4, it is:

ORDERED:

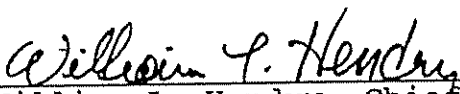
1. That all demands for speedy trial and motions for discharge for want of speedy trial in both County court and Circuit Court shall be promptly delivered by the Clerk to the Judge assigned to the case after filing.

2. That all applications for Writ of Habeas Corpus, Writ of Mandamus, Writ of Certiorari combined with other requested relief (additional or alternative) (e.g. injunction, prohibition or mandamus as well as certiorari relief), and other Writs, other than Writ of Certiorari not combined with other claims for relief, shall be assigned a regular civil case number and the file forwarded to the Judge to whom it is assigned. These cases do not get forwarded to either the Administrative Appellate Judge or the Appellate Panel, but are handled as other civil cases, with the exception that the assigned Judge is promptly notified of the filing and the file forwarded to that Judge for prompt action on the case.

3. That Petitions for Writ of Certiorari not combined with other claims for relief, as noted above, and Notices of Appeal from County Court or from County Commissions, City Commissions, Code Enforcement Boards and other such lower tribunals, shall be assigned an appellate case number by the Clerks and assigned to the Appellate Panel. If a Petition for Writ of Certiorari is filed, then the Clerk shall immediately forward the file to the Administrative Appellate Judge via the Law Clerk for review. If the Petition meets the requirements of Fla.R.App.P. 9.100 (f), the Administrative Appellate Judge shall issue an Order to Show Cause pursuant to that rule. A copy of the Notice of Appeal for new appellate panel cases shall be sent to the Law Clerk upon filing.

4. That unless indicated on the face of the pleading that copies have been furnished to the opposing party, the Clerk shall furnish a copy of the pleading to the opposing party at the same time that the original pleading and file is delivered to the Judge assigned to the case pursuant to paragraph 1 and 2 above. The same shall be done for Notices of Appeal filed with the Appellate Panel and Petitions for Writs of Certiorari in a prompt manner after filing, the same being sent with a copy of the Important Notice to Attorneys and Parties of the latest amended version of the local appellate rules when practicing before the Appellate Panel.

DONE AND ORDERED in Part St. Lucie, St. Lucie County, Florida  
this 16 day of March, 1993 in quadruplicate.

  
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William L. Hendry, Chief Judge  
Nineteenth Judicial Circuit