

**IN THE CIRCUIT COURT, SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO AND PINELLAS COUNTIES, FLORIDA**

ADMINISTRATIVE ORDER NO. 2017-072 PA/PI-CIR

RE: MOTIONS TO COMPEL DISCOVERY

In order to facilitate discovery in cases in the circuit civil division, and in accordance with *Nudel v. Flagstar Bank, FSB*, 52 So. 3d 692 (Fla. 4th DCA 2010), and in accordance with Article V, § 2, Florida Constitution, Rule of Judicial Administration 2.215, and § 43.26, Florida Statutes,

IT IS ORDERED:

1. When a motion to compel discovery is filed in accordance with Rule of Civil Procedure 1.380(a)(2) and the motion alleges

- a. a complete failure to respond to or object to discovery, and
- b. a request for extension has not been filed, and
- c. the motion alleges that counsel has conferred with opposing counsel and has been unable to resolve the dispute, as provided for in Administrative Order 2015-052 and any other subsequent Administrative Orders regarding the Professionalism Committee or Standards of Professional Courtesy,

the court, without hearing, may enter an ex parte order requiring compliance with the original discovery demand. The movant must file the original motion with the Clerk and submit a copy of the motion to compel, a proposed order, and copies of the proposed order along with stamped, addressed envelopes to the Court.

2. The Court may impose sanctions in accordance with Rule of Civil Procedure 1.380(b) if discovery is not completed within ten days from the date of entry of the ex parte order and the proposed order should so provide. A form order on a motion to compel is Attachment A, which may be used.

DONE AND ORDERED in Chambers at St. Petersburg, Pinellas County, Florida this _____ day of December, 2017.

ORIGINAL SIGNED ON DECEMBER 13, 2017
BY ANTHONY RONDOLINO, CHIEF JUDGE

Attachment A: Order Compelling Discovery

cc: All Judges
The Honorable Bernie McCabe, State Attorney
The Honorable Bob Dillinger, Public Defender
The Honorable Paula S. O'Neil, Clerk of the Circuit Court, Pasco County
The Honorable Ken Burke, Clerk of the Circuit Court, Pinellas County
Gay Inskip, Trial Courts Administrator
Ita M. Neymotin, Regional Counsel, Second District
Ngozi Acholonu, Assistant Regional Counsel
Nichole Alvarez-Sowles, Chief Operations Officer, Pasco County Clerk's Office
Lillian Simon, Director of Administrative Services, Pasco County
Bar Associations, Pasco and Pinellas Counties
Law Libraries, Pasco and Pinellas Counties

**IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO/PINELLAS COUNTY, FLORIDA
_____ DIVISION**

Plaintiff(s),
v.

Case No. _____
UCN: _____

Defendant(s).
_____ /

ORDER COMPELLING DISCOVERY

THIS CAUSE is before the Court on _____ Motion to Compel Discovery. Upon consideration, the Court finds that the Motion was filed in accordance with Rule of Civil Procedure 1.380(a)(2) and alleges that:

- a. the opposing party has completely failed to respond to or object to discovery, and
- b. a request for extension has not been filed, and
- c. counsel has conferred with opposing counsel and has been unable to resolve the dispute, as provided for in Administrative Order 2015-052 and any other subsequent Administrative Orders regarding the Professionalism Committee or Standards of Professional Courtesy.

Accordingly, it is hereby

ORDERED AND ADJUDGED that _____ shall comply with the original discovery demand in the above-styled cause no later than ten (10) days from the date of this Order. Failure to comply with this Order may result in Court imposed sanctions in accordance with Rule of Civil Procedure 1.380(b).

DONE AND ORDERED in Chambers, at _____, Pasco/Pinellas County, Florida this ____ day of _____, 20____.

Circuit Judge