

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

ADMINISTRATIVE ORDER NO. 2020-053 PA/PI-CIR

**RE: TRANSFER OF PENDING APPEALS FROM THE CIRCUIT COURT TO THE
DISTRICT COURT OF APPEAL**

WHEREAS, Article V, section 5(b), Florida Constitution bestows circuit courts with “jurisdiction of appeals when provided by general law”; and

WHEREAS, the Florida Legislature in chapter 20-61, section 3, Laws of Florida, amended section 26.012(1), Florida Statutes, and in chapter 20-61, section 8, repealed section 924.08, Florida Statutes, to remove circuit court jurisdiction over certain appeals of county court orders or judgments; and

WHEREAS, the effective date of these statutory changes is January 1, 2021; and

WHEREAS, the orderly transfer of cases requires coordination between the Sixth Judicial Circuit, the Clerks of Court for Pasco and Pinellas Counties, and the Second District Court of Appeal; it is hereby

ORDERED:

1. Attachment A to this order is a list of county court appeals, by county, that are pending as of November 30, 2020, and that will be affected by the jurisdictional change unless completed before January 1, 2021.
2. On January 4, 2021, an amended administrative order will issue to update Attachment A by omitting cases that were disposed of prior to January 1, 2021, and by including cases that were filed after November 30, 2020, and not disposed of prior to January 1, 2021.
3. The following provisions are effective January 1, 2021:
 - a. The appeals pending in the Sixth Judicial Circuit in and for Pasco and Pinellas Counties, Florida, on January 1, 2021, are hereby transferred to the District Court of Appeal for the Second District.
 - b. The Pasco and Pinellas Clerks are directed to docket this order in each appellate case that is to be transferred and serve it on the attorneys and pro se parties in the case either by electronic service or via the United States Postal Service.
 - c. By no later than January 29, 2021, the Clerk shall transfer via the Florida Courts E-Filing Portal all documents on the docket of each appellate case to the Clerk of the District Court of Appeal in the manner requested by the District Court.
 - d. For each transferred case, the Clerk of the Circuit Court shall include (i) an Appeal

Transfer Form substantially mirroring the form included with this order as Attachment B; (ii) a progress docket report for the circuit court appeal; and (iii) the civil cover sheet from the underlying county court case, if available.

e. The Clerk shall list on the Appeal Transfer Form the underlying county court case number (Uniform Case Numbering (UCN) System court types CC, CT, MM, and SC), the circuit appeal case number (UCN court type AP), and any local case number assigned in addition to the UCN numbers.

f. For transferred cases where the filing fee is owed, the Clerk shall promptly file a status report with the District Court of Appeal when the fee is satisfied by payment or indigency determination. In the event the fee has not been timely paid, the Clerk shall promptly notify the District Court of Appeal.

g. Any and all pending motions in each transferred case are hereby deferred to the transferee District Court.

4. Any future filings by a party to an appellate case shall be submitted electronically to the Second District Court of Appeal via the Florida Courts E-Filing Portal. Pro se submissions may be filed via the portal or by hard copy mailed to the District Court of Appeal, Second District, at 811 E. Main Street, Lakeland, Florida 33801.

5. If not already registered, attorneys in the transferred cases shall register with eDCA for the District Court of Appeal by following the procedures on the District Court of Appeal's website. Pro se parties are permitted, but not required, to register with eDCA to receive electronic access to case filings and electronic service of District Court acknowledgement letters, orders, opinions, and mandates.

DONE AND ORDERED in Chambers in St. Petersburg, Pinellas County, Florida, this _____ day of December 2020.

ORIGINAL SIGNED ON DECEMBER 1, 2020
BY ANTHONY RONDOLINO, CHIEF JUDGE

Attachment A: List of Pending Cases as of November 30, 2020

Attachment B: Appeal Transfer Form

cc: All Judges
The Honorable Bernie McCabe, State Attorney
The Honorable Bob Dillinger, Public Defender
The Honorable Nikki Alvarez-Sowles, Clerk of the Circuit Court, Pinellas 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, Second District
Lillian Simon, Director of Administrative Services, Pasco County
Bar Associations, Pasco and Pinellas Counties
Law Libraries, Pasco and Pinellas Counties

ATTACHMENT A

**SIXTH CIRCUIT APPELLATE CASES PENDING AS
OF NOVEMBER 30, 2020**

Pasco County Cases (Civil and Criminal Appeals)

	Case Number	Name
1	51-2019-AP-000054-APAXWS	Charles Thomas Radatz v. State of Florida
2	51-2019-AP-000080-APAXWS	Kyle David St. Jernquist v. State of Florida
3	51-2019-AP-000087-APAXES	All Insurance Restoration Services, Inc. a/a/o Sheila DeJesus v. Heritage Property & Casualty Insurance Co
4	51-2019-AP-000088-APAXES	All Insurance Restoration Services, Inc. a/a/o Sheila DeJesus Mendez v. Heritage Property & Casualty Insurance Co.
5	51-2019-AP-000089-APAXWS	Zachery Rion Worrell v. State of Florida
6	51-2019-CA-003976-CAAXWS	Michael Brennan v. Pasco County Construction Board
7	51-2019-AP-000092-APAXES	Andre Levon Grant v. State of Florida
8	51-2019-AP-000096-APAXWS	Ruben Layana v. State of Florida
9	51-2020-AP-000002-APAXWS	Nicole Hutchins v. Chris Nocco, as Sheriff of Pasco County, Florida
10	51-2020-AP-000003-APAXWS	State of Florida v. Ricky Winfred Redden
11	51-2020-AP-000004-APAXWS	Ricky Winfred Redden v. State of Florida
12	51-2020-AP-000005-APAXWS	Alexis Elaine Martinez v. State of Florida
13	51-2020-AP-000007-APAXWS	Christopher P. Curto v. American Heritage Realty, Inc.
14	51-2020-AP-000016-APAXWS	Jeffrey Harvey v. State of Florida
15	51-2020-AP-000017-APAXWS	Brandon Coyne v. State of Florida
16	51-2020-AP-000031-APAXWS	3LW, LLC v. State of Florida
17	51-2020-CA-001699-CAAXES	Ana Rivera v. West Florida – PPH, LLC d/b/a Palms of Pasadena Hospital
18	51-2020-AP-000030-APAXWS	Carla Chase v. Lorna Zerillo
19	51-2020-AP-000036-APAXWS	Wayne Wood v. Capital One Bank
20	51-2020-AP-000037-APAXWS	Jose Jesus Maisonet Jr. v. State of Florida

Pinellas County Criminal Appeals

	Case Number	Name
1	19-000034-AP	Kevin Michael Mastalsz v. State of Florida
2	19-000036-AP	Sherrod Robinson v. State of Florida
3	19-000038-AP	Elvan Moore II v. State of Florida
4	19-000040-AP	Charles Wheeler v. State of Florida
5	19-000050-AP	City of Dunedin v. Steven Stentz
6	20-000006-AP	Erica Nicole Williams v. State of Florida
7	20-000008-AP	Dquaz Devon Davis v. State of Florida
8	20-000010-AP	Marlon D. Cooper v. State of Florida
9	20-000011-AP	State of Florida v. Raffaele Saccomandi
10	20-000012-AP	Andrew Cherry v. State of Florida
11	20-000014-AP	Mary Ellen Shea v. State of Florida
12	20-000015-AP	Joseph Avera v. State of Florida
13	20-000016-AP	Anissa Katlyn Basulto v. State of Florida

Pinellas County Civil Appeals

	Case Number	Name
1	19-000029-AP	Stephen Spencer v. George Kontos Roofing
2	19-000059-AP	Denise Abatte v. Village of Lake Tarpon Inc., et al.
3	19-000069-AP	Tarpon Highlands at Lake Tarpon Sail and Tennis Club I Condo Assoc. Inc. v. Tarpon Highlands at Lake Tarpon Sail and Tennis Club II Condo Assoc. Inc.
4	20-000002-AP	Muto Healthsystems v. Progressive Select Ins. Co.
5	20-000004-AP	Synergy Contracting Group Inc. v. Federated National Ins. Co.
6	20-000009-AP	Dariusz Dolacinski v. Zhezena Valentyn
7	20-000017-AP	Robert Bean v. Response Insurance
8	20-000021-AP	Synergy Contracting Group Inc. v. Fednat Ins. Co.
9	20-000030-AP	John Doe, et al. v. Dixie Doodle LLC
10	20-000031-AP	Save A Lot Car Rental Inc. v. Tri J Co. Towing and Recovery Inc., et al.
11	20-000036-AP	Danny Lewis Boykins v. Thezette, LLC
12	20-000037-AP	Bassam Minawi v. Regatta Beach Club Condo, Assoc. Inc., et al.
13	20-000038-AP	Bassam Minawi v. Regatta Beach Club Condo, Assoc. Inc., et al.
14	20-000040-AP	Fednat Insurance Co. v. Synergy Contracting Group, Inc.
15	20-000041-AP	Edward Cecil Craig II v. Willie Williams
16	20-000043-AP	Bassam Minawi v. Regatta Beach Club Condo. Assoc. Inc.
17	20-000046-AP	American Kono Group v. Signature Flight Support Corp.
18	20-000050-AP	Synergy Contracting Group, Inc. v. Federated National Ins. Co.
19	20-000051-AP	Michael Stallings v. D2M2 Adventures LLC
20	20-000054-AP	Ivan Tre Katz v. Eastwood Pine Assoc., Inc.
21	20-000056-AP	Bassam Minawi v. Regatta Beach Club Condo. Assoc. Inc.
22	20-000004-AP	Synergy Contracting Group Inc. v. Federated National Ins. Co.

**IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
SECOND DISTRICT**

Appellant(s)

County

v.

Appellee(s)

L.T. Case No.: _____

UCN No.: _____

Appeal Case No.: _____

UCN No.: _____

Appeal Transfer Form

- Progress docket for appellate case included.
- Civil cover sheet for county court case included.
- An appellate filing fee appears to be required
 - and has been paid.
 - but has not been paid.
 - Appellant has been determined to be indigent.
- There is no filing fee in this type of proceeding (e.g., postconviction, habeas corpus).
- Pending motions transferred with appeal.

Further comments that might be of value to the district court in determining case classification and jurisdiction are:

Deputy Clerk (Only initials needed)