ORDER ON THE ASSIGNMENT OF CIRCUIT AND COUNTY JUDGES TO <u>TEMPORARY DUTY IN THE CIRCUIT AND COUNTY COURTS</u> <u>OF THE NINTH JUDICIAL CIRCUIT FOR 2021</u>

WHEREAS, pursuant to Article V, section 2(d) of the Florida Constitution and section 43.26, Florida Statutes, the chief judge of each judicial circuit is charged with the authority and the power to do everything necessary to promote the prompt and efficient administration of justice; and

WHEREAS, pursuant to the chief judge's constitutional and statutory responsibility for administrative supervision of the courts within the circuit and to create and maintain an organization capable of effecting the efficient, prompt, and proper administration of justice for the citizens of this State, the chief judge is required to exercise direction, *see* Fla. R. Jud. Admin. 2.215(b)(2), (b)(3); and

WHEREAS, delegation of the Chief Justice's assignment power to the chief judges of the judicial circuits is necessary to the proper administration of our court system. As the administrative officer of all courts within a judicial circuit the chief judge is best equipped to assess the needs of each trial court and must be given flexibility to effectively utilize and allocate available judicial labor within the circuit accordingly; and

WHEREAS, pursuant to Florida Rule of Judicial Administration 2.215(b)(4), and acting under the Chief Justice's constitutional power to make temporary judicial assignments to ensure the speedy, efficient, and proper administration of justice, the chief judge may assign any judge to temporary service for which the judge is qualified in any court in the same circuit; and WHEREAS, it has been officially made known to me that it is necessary for the prompt dispatch of the business of the Circuit and County Courts of the Ninth Judicial Circuit, respectively, that the Judges of the Circuit and County Courts of the Ninth Judicial Circuit be assigned to temporary duty in those courts; and

WHEREAS, the benefits of continued education and the sharing of information statewide realized through the attendance by circuit and county judges at the Florida Conference of Circuit Court Judges and the Florida Conference of County Court Judges, respectively, results in the great majority of circuit court judges or county court judges attending their respective conference at the same time. Consequently, during the conferences each year it is necessary to assign all circuit court judges as county court judges and all county court judges as acting circuit court judges whenever the need arises for emergency and temporary duty; and

WHEREAS, in an effort to allow judges of the entire Circuit to efficiently and effectively handle issues presented within the Circuit in a limited temporary or emergency capacity, eliminate the need to enter individualized orders weekly (or more often), and to avoid undue confusion and uncertainty for the public, litigants and others involved in the court system, this blanket Order assigns all circuit court judges as county court judges and all county court judges as acting circuit court judges whenever the need arises; and

WHEREAS, in accordance with *Physicians Healthcare Plans, Inc. v. Pfeifler*, 846 So. 2d 1129 (Fla. 2003), this Order does not divest a court of jurisdiction, it does not assign a county judge to exclusively circuit work, nor does it assign a circuit judge to exclusively county work. Further, in this time of crowded dockets and extremely limited resources in the state courts system, it is necessary to utilize judicial resources in a cost-effective manner to maximize the

efficient administration of justice. *See*, *e.g.*, *State v. Brady*, 985 So. 2d 656, 665 (Fla. 2d DCA 2008) in which the appellate court relied upon a similar order to find that a circuit court judge had jurisdiction as an acting county court judge to hear a misdemeanor DUI case;

NOW, THEREFORE, I, Donald A. Myers, Jr., pursuant to the authority vested in me as Chief Judge of the Ninth Judicial Circuit of Florida under Florida Rule of Judicial Administration 2.215, order the following, **effective January 1, 2021**, unless otherwise provided herein, and to continue until further order of this Court and superseding any provisions in prior Administrative Orders which may be inconsistent:

1. I hereby assign and designate the following Circuit Judges of the Ninth Judicial Circuit, to-wit:

THE HONORABLE GAIL A. ADAMS THE HONORABLE CHAD K. ALVARO THE HONORABLE JEFFREY L. ASHTON THE HONORABLE ELAINE A. BARBOUR THE HONORABLE DENISE KIM BEAMER THE HONORABLE JOHN BEAMER THE HONORABLE ALICE L. BLACKWELL THE HONORABLE MARK S. BLECHMAN THE HONORABLE PAETRA BROWNLEE THE HONORABLE LUIS F. CALDERON THE HONORABLE KEITH A. CARSTEN THE HONORABLE VINCENT CHIU THE HONORABLE CHRISTY C. COLLINS THE HONORABLE A. JAMES CRANER THE HONORABLE ROBERT J. EGAN THE HONORABLE VINCENT FALCONE III THE HONORABLE JENIFER M. HARRIS THE HONORABLE HEATHER L. HIGBEE THE HONORABLE JOHN E. JORDAN THE HONORABLE BARBARA LEACH THE HONORABLE MICHAEL SCOTT KRAYNICK THE HONORABLE ALICIA L. LATIMORE THE HONORABLE BOB LEBLANC

Page 3 of 7

THE HONORABLE DIEGO MARTIN MADRIGAL, III THE HONORABLE LETICIA MARQUES THE HONORABLE LISA T. MUNYON THE HONORABLE MIKE MURPHY THE HONORABLE DONALD A. MYERS, JR. THE HONORABLE MIKAELA NIX THE HONORABLE JULIE H. O'KANE THE HONORABLE RENEE A. ROCHE THE HONORABLE HEATHER PINDER RODRIGUEZ THE HONORABLE MARGARET H. SCHREIBER THE HONORABLE LAURA SHAFFER THE HONORABLE PATRICIA L. STROWBRIDGE THE HONORABLE DIANA M. TENNIS THE HONORABLE GREG ALLEN TYNAN THE HONORABLE KEVIN B. WEISS THE HONORABLE KEITH F. WHITE THE HONORABLE REGINALD K. WHITEHEAD THE HONORABLE TANYA DAVIS WILSON THE HONORABLE WAYNE C. WOOTEN THE HONORABLE TOM YOUNG

to proceed to the County Courts of Orange & Osceola Counties and thereupon, on the **1st day of January 1, 2021**, and thereafter through the **30th day of June, 2021**, hear, conduct, try and determine the cause or causes which shall from time to time be presented to one or another of them as temporary Judges of the said Courts, and thereafter dispose of any matters considered by them respectively. These Circuit Judges shall also consider those matters which arise during their assignment as emergency duty judge and other matters assigned to them by the Chief Judge that the County Judges of the Ninth Judicial Circuit are unable to hear or dispose of because of crowded dockets in all levels of the Court system. In this manner, when, by some good fortune, judicial time is available, crowded dockets can be alleviated. 2. I hereby assign and designate the following Judges of the County Court of Orange

County, to-wit:

THE HONORABLE MARTHA ADAMS THE HONORABLE FAYE ALLEN THE HONORABLE ANDREW BAIN THE HONORABLE JEANETTE D. BIGNEY THE HONORABLE ANDREW L. CAMERON THE HONORABLE TINA L. CARABALLO THE HONORABLE AMY J. CARTER THE HONORABLE ERIC H. DUBOIS THE HONORABLE BRIAN F. DUCKWORTH THE HONORABLE ELIZABETH GIBSON THE HONORABLE EVELLEN JEWETT THE HONORABLE STEVE JEWETT THE HONORABLE DAVID P. JOHNSON THE HONORABLE GISELA T. LAURENT THE HONORABLE ADAM MCGINNIS THE HONORABLE WAYNE J. SHOEMAKER THE HONORABLE ELIZABETH J. STARR THE HONORABLE CARLY S. WISH

to proceed to the Circuit Courts in and for Orange and Osceola Counties and to the County Court of Osceola County and thereupon on the **1st day of January**, **2021**, and thereafter through the **30th day of June**, **2021**, hear, conduct, try and determine the cause or causes which shall be presented to them as temporary Judges of the said Courts, and thereafter dispose, respectively, of all matters considered by them during said dates. These County Judges shall also consider those matters which arise during their assignment as emergency duty judge and other matters assigned to them by the Chief Judge that the Circuit Judges of the Ninth Judicial Circuit are unable to hear or dispose of because of crowded dockets in all levels of the court system. In this manner, when, by some good fortune, judicial time is available, crowded dockets can be alleviated. 3. I hereby assign and designate the following Judges of the County Court of Osceola County, to-wit:

THE HONORABLE CHRISTINE E. ARENDAS THE HONORABLE HAL C. EPPERSON, JR. THE HONORABLE STEFANIA JANCEWICZ THE HONORABLE GABRIELLE N. SANDERS-MORENCY

to proceed to the Circuit Courts in and for Orange and Osceola Counties and the County Court of Orange County and thereupon on the **1st day of January**, **2021**, and thereafter through the **30th day of June**, **2021**, hear, conduct, try and determine the cause or causes which shall be presented to them as temporary Judges of the said Courts, and thereafter dispose, respectively, of all matters considered by them during said dates. These County Judges shall also consider those matters which arise during their assignment as emergency duty judge and other matters assigned to them by the Chief Judge that the Circuit Judges of the Ninth Judicial Circuit are unable to hear or dispose of because of crowded dockets in all levels of the court system. In this manner, when, by some good fortune, judicial time is available, crowded dockets can be alleviated.

4. The said Judges of the Circuit and County Courts of the Ninth Judicial Circuit, as above named, under and by virtue of the authority hereof, each vested, individually, with all and singular the powers and prerogatives conferred by the Constitution and Laws of the State of Florida upon a Judge of the Courts to which they are hereby temporarily assigned.

DONE AND ORDERED at Orlando, Florida, this 22-day of December, 2020.

Donald A. Myers, Jr Chief Judge

Copies provided to:

Clerk of Courts, Orange County Clerk of Courts, Osceola County General E-Mail Distribution List http://www.ninthcircuit.org