

IN THE THIRTEENTH JUDICIAL CIRCUIT
HILLSBOROUGH COUNTY, FLORIDA

ADMINISTRATIVE ORDER A-2018-032

APPOINTMENT OF THE HONORABLE DARYL MANNING
AS REFEREE IN BAR DISCIPLINARY ACTION

The Chief Justice of the Florida Supreme Court has designated the chief judge of this circuit to appoint a referee to preside in a disciplinary action brought by The Florida Bar under Chapter 3 of the Rules Regulating The Florida Bar. By the power vested in the chief judge under Florida Rule of Judicial Administration 2.215(b)(2), the Honorable Daryl Manning is appointed as referee in the matter of: *The Florida Bar v. Mark P. Stopa*, Supreme Court Case Number SC18-1197.

The Honorable Daryl Manning, as referee, is vested with all the powers and prerogatives conferred by the Constitution, laws of the State of Florida, and the Rules Regulating the Florida Bar, concerning a referee for the Supreme Court of Florida in this matter.

Online resources are available for judges serving as referees in proceedings involving disciplinary action against attorneys, and the unlicensed practice of law. The resources offered at http://www.flcourts.org/gen_public/courted/bar-referee.shtml provide detailed information on the role of a Bar Referee in each of these proceedings and should be reviewed prior to handling this case.

It is ORDERED in Tampa, Hillsborough County, Florida, on this 30 day of July, 2018.


Ronald Ficarrotta, Chief Judge

Original to: John A. Tomasino, Clerk, Supreme Court
Copies to: The Honorable Daryl Manning
Katrina S. Brown, Bar Staff Counsel
Scott K. Tozian, Counsel for Respondent

Please note: The address for the Honorable Daryl Manning is:
800 E. Twiggs St., Room 416
Tampa, Florida 33602

FILED
JOHN A. TOMASINO

AUG - 1 2018

CLERK SUPREME COURT
BY

Supreme Court of Florida

WHEREAS, it officially has been made known to me that it is necessary to appoint a referee for the Court pursuant to rule 3-7.6(a), Rules Regulating the Florida Bar, to preside in a disciplinary action brought by The Florida Bar pursuant to Chapter 3 of the Rules Regulating the Florida Bar in the matter of:

The Florida Bar vs. Mark P. Stopa,
Supreme Court Case No. SC18-1197;

NOW, THEREFORE, I, Charles T. Canady, under authority vested in me as Chief Justice of the Supreme Court of Florida, do hereby designate The Honorable Ronald N. Ficarrota, Chief Judge of the Thirteenth Judicial Circuit Court of Florida, to **immediately** appoint a referee for the Court in the above matter and to notify the Clerk of the Florida Supreme Court and the parties as to the judge appointed as referee. The referee shall hear, conduct, try, and determine the matters presented **within seven days from the date of the assignment** and thereafter shall submit a report and recommendation to the Supreme Court of Florida **within seven days of the date of the hearing** as provided in rule 3-5.2(g). Pursuant to rule 3-7.6(n)(3), bar counsel shall assist the referee in the preparation of the index and record in this cause. Pursuant to rule 3-5.2(g) any order by the referee regarding disposition of the case shall be merely a recommendation to this Court. Such an order shall not dispose

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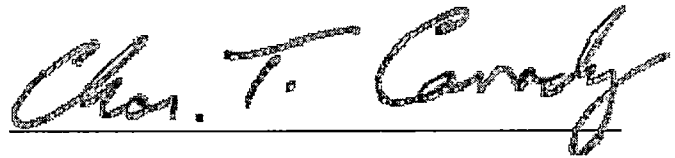
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RONALD N. FICARROTTA
CHIEF JUDGE

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Page Two

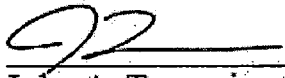
of the proceedings. This Court shall review and, if appropriate, approve the referee's recommended disposition order.

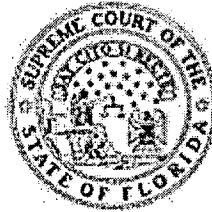
DONE AND ORDERED at Tallahassee, Florida, on July 27, 2018.



CHIEF JUSTICE
SUPREME COURT OF FLORIDA

ATTEST:



John A. Tomasino
Clerk, Supreme Court

Enclosed: Respondent's Motion to Dissolve or Amend Emergency Suspension, or, in the Alternative, Withdraw Emergency Suspension and Appoint Referee to Consider Same.

Supreme Court of Florida

WHEREAS, it officially has been made known to me that it is necessary to appoint a referee for the Court pursuant to rule 3-7.6(a), Rules Regulating the Florida Bar, to preside in a disciplinary action brought by The Florida Bar pursuant to Chapter 3 of the Rules Regulating the Florida Bar in the matter of:

The Florida Bar vs. Mark P. Stopa,
Supreme Court Case No. SC18-1197;

NOW, THEREFORE, I, Charles T. Canady, under authority vested in me as Chief Justice of the Supreme Court of Florida, do hereby designate the Honorable Ronald N. Ficarrotta, Chief Judge of the Thirteenth Judicial Circuit Court of Florida, to appoint a referee for the Court in the above matter and, within fourteen days of this order, to notify the Clerk of the Florida Supreme Court and the parties as to the judge appointed as referee. The referee shall conduct a case management conference, to be held no later than sixty days from the date of appointment, at which the schedule for the proceedings, including the final hearing date, shall be set. The referee shall have the option of holding the required case management conference either in person or telephonically. The referee shall thereafter hear, conduct, try, and determine the matters presented at the final hearing, and submit findings of fact and recommendations to the Supreme Court of Florida as provided in rule 3-7.6(m) (Referee's Report). In addition, the referee shall determine entitlement to funds in


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RONALD N. FICARROTTA
CHIEF JUDGE

the lawyer's frozen trust account as provided in rule 3-5.2(c). Pursuant to rule 3-7.6(n)(3), bar counsel shall assist the referee in the preparation of the index and record in this cause. Pursuant to rule 3-5.2(l), the referee's report shall be filed within **90 days** of his or her appointment. If the time limit specified in 3-5.2(l) is not met, "that portion of an emergency order imposing a suspension or interim probation shall be automatically dissolved, except upon order of the Supreme Court of Florida, provided that any other appropriate disciplinary action on the underlying conduct still may be taken." R. Regulating Fla. Bar 3-5.2(l).

DONE AND ORDERED at Tallahassee, Florida, on July 27, 2018.

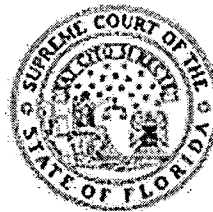


CHIEF JUSTICE
SUPREME COURT OF FLORIDA

ATTEST:



John A. Tomasino
Clerk, Supreme Court



Enclosed: Petition for Emergency Suspension, Exhibits A-N, Possible Venue, Orders dated July 25, 2018 and Order of Emergency Suspension dated July 27, 2018.

Two previous cases involving this respondent were assigned to the Honorable Linda R. Allan, Sixth Judicial Circuit.