

SUPREME COURT OF FLORIDA

THE FLORIDA BAR RE: ADVISORY OPINION —ACTIVITIES
OF COMMUNITY ASSOCIATION MANAGERS

No. SC13-889

MOTION FOR CLARIFICATION

Movant, pursuant to Fla R. App. P. 9.300, hereby moves the Court to clarify its PER CURIAM Opinion and Order in the above referenced case entered on May 14, 2015. This Motion seeks clarification of a single issue. That issue is the Court's approval of Paragraph 12 of the Proposed Advisory Opinion FAO #2012-2. Paragraph 12 states "Preparation, review, drafting and/or substantial involvement in the preparation/execution of contracts, including construction contracts, management contracts, cable television contracts, etc.;" The express terms of Paragraph 12, most notably the terms "etc.", and "substantial involvement in the preparation/execution of contracts" requires clarification by this Court of what specific contracts and activities performed by a non-lawyer constitute the unlicensed practice of law. Paragraph 12 is extremely overbroad and unduly vague as to what specific contracts and activities relating to contracts constitute the unlicensed practice of law. Paragraph 12 is not in conformity with nor supported by this Court's previous opinions and decisions in State ex rel. Florida Bar v. Sperry, 140 So.2d 587 (Fla. 1962), State ex rel. Florida Bar v. Town, 174 So.2d 395 (Fla. 1965), and Florida Bar re Advisory Opinion-Activities of Community Association Managers, 681 So.2d 1119 (Fla. 1996). For the reasons set forth in the Brief in Support of this Motion, the Court should grant the motion and clarify its Opinion and Order pertaining to Paragraph 12 of the Advisory Opinion.

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