

SUPREME COURT OF FLORIDA

SERGIO RAMIREZ,)	Case No. SC15-1296
)	
Petitioner,)	First DCA Case No. 1D14-4708
)	
v.)	OJCC Case No. 11-019831SMS
)	
JORDA ENTERPRISES, INC.)	Date of Accident: 07/16/2011
and TECHNOLOGY)	
INSURANCE CO.,)	
)	
Respondents.)	

RESPONSE TO SHOW CAUSE ORDER

COME NOW, JORDA ENTERPRISES, INC. and TECHNOLOGY INSURANCE CO. (the “Respondents”), and file this response to this Court’s June 29, 2016, Show Cause Order. The Respondents state as follows:

1. This Court should accept jurisdiction and remand this matter back to the First District Court of Appeal for reconsideration in light of this Court’s decision in Westphal v. City of St. Petersburg, 2016 WL 3191086 (Fla. June 9, 2016).

2. The record below reflects the First District Court of Appeal affirmed the Judge of Compensation Claims limitation of temporary partial

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indemnity benefits to 104 weeks based upon its prior decisions upholding the constitutionality of the statute.

3. Remanding this matter back to the First District Court of Appeal will provide an opportunity for the issue of the applicability of the statute to be addressed (if necessary) in light of this Court's Westphal decision.

WHEREFORE, Respondents request this Court exercise its jurisdiction and remand this matter back to the First District Court of Appeal for further consideration.

Respectfully submitted, this 7th day of July, 2016.

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CERTIFICATE OF SERVICE

I hereby certify that the original of this *Response to Show Cause Order* has been furnished by electronic filing with John Tomasino, Clerk, Florida Supreme Court, 500 South Duval Street, Tallahassee, Florida 32399-1927, and copy of the foregoing has been furnished by electronic mail addressed to counsel of record as follows:

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This 7th day of June, 2016.

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