

**IN THE SUPREME COURT OF FLORIDA  
(Before a Referee)**

**THE FLORIDA BAR,  
Complainant,**

**Supreme Court Case  
No. SC17-1391**

**v.**

**JONATHAN S. SCHWARTZ,  
Respondent.**

**The Florida Bar File  
No. 2016-70,106 (11J)**

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**RESPONDENT'S AGREED MOTION FOR SECOND EXTENSION  
OF TIME TO SERVE ANSWER/CROSS-APPEAL BRIEF**

Respondent Jonathan Schwartz, pursuant to Rule 3-7.7(c)(3) of the Rules Regulating The Florida Bar, seeks a second extension of time for ten (10) days, until March 1, 2021, within which to serve the Answer/Cross-Appeal Brief. The Florida Bar agrees with this extension request. This request is made with the understanding that this second extension, amounting to a total extension of thirty (30) days, is the last one needed to complete the answer brief. Respondent presents these extenuating circumstances in support.

1. Pursuant to Rule 3-7.7(c)(3), respondent's brief is due February 17, 2021, as a result of the granting of a twenty-day extension of time.

2. Respondent is requesting a second extension for ten (10) days to serve the responsive brief until Monday, March 1, 2021.

3. Counsel for The Florida Bar does not object to this motion.

4. This is the second requested extension necessitated by the circumstances of finalizing a comprehensive answer brief for consideration in this case. Undersigned counsel prepared and revised a draft answer brief that is nearing completion. But counsel has been occupied in completing final preparations for a Referee trial in a Bar grievance proceeding in *The Florida Bar v. Scot Stremms*, Case No. SC20-842, The Florida Bar No. 2019-70,468 (11C), that is scheduled to commence on Monday, February 22, 2021, before Circuit Judge Dawn Denaro as Referee. This trial is expected to require the entire week, and completing final preparation is time consuming and extensive. As a result, counsel requires additional time to complete the drafting and final editing of this brief.

5. Additionally, counsel is working with cocounsel to complete a reply brief in another Bar grievance matter in *The Florida Bar v. Scot Stremms*, Case No. SC20-806, that is due on April 22, 2021. Finalizing that brief is on schedule for completion but has required a significant amount of time that counsel has not been able to utilize to complete the answer brief in this case.

6. Additionally, counsel has been greatly assisted in the editing of the answer brief by respondent, who recently has been dealing with a medical issue involving his vocal cords that requires surgery scheduled for early March. Respondent has required substantial bed rest and has been occupied with scheduling and attending medical appointments in preparation for his surgical procedure. As a result, incorporating respondent's needed input into the answer brief requires a short amount of additional time.

7. Respondent seeks this second extension for the reasons explained in this motion and emphasizes that no additional time will be needed to complete the answer brief. The circumstances presented are reasonably extenuating in view of the confluence of the several Bar grievance deadlines in complicated matters.

8. Preparation of this brief remains a priority that requires the requested additional time consistent with the interests of justice.

9. This extension until March 1, 2021, will not unduly delay this appeal.

10. For these reasons, respondent seeks an extension until March 1, 2021.

Respectfully submitted,

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## **CERTIFICATE OF SERVICE**

I certify this document was emailed on February 17, 2021, to:

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