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IN THE SUPREME COURT OF FLORIDA

IN RE: AMENDMENTS TO THE FLORIDA RULE OF JUDICIAL ADMINISTRATION—NEW RULE 2.570 **CASE NO.: 17–1611**

JOINT MOTION FOR EXTENSION OF TIME

Michael J. Higer, President, Michelle R. Suskauer, President-Elect of The Florida Bar Board of Governors ("Board"), and John F. Harkness, Jr., Executive Director of The Florida Bar, respectfully file this motion for an extension of time to respond to this Court's order of September 19, 2017.

In this order, the Court requires the board to either file a "supplemental report explaining the Board's authority to file an 'out-of-cycle report' proposing a new Rule of Judicial Administration that is not joined in by the Rules of Judicial Administration Committee" or to "withdraw the Boards' [sic] report and work with the RJA Committee in an attempt to reach agreement on the parental leave issue and proceed with any resulting rule proposal in accordance with Florida Rule of Judicial Administration 2.140." (*See* Court's Order.)

In reaction to this order, the President and the Rules of Judicial Administration Committee Chair ("Chair") are discussing these options and desire that each present the options at their meetings that are scheduled for October 4–6 and October 13, respectively. The President and Chair anticipate communicating and coordinating about the Court's options after these meetings and submitting a response to the Court. For this reason, the President requests an extension until November 9, 2017, to respond to the Court's order and the Chair requests an extension until November 27, 2017, to file an original and supplemental report, if necessary.

Respectfully submitted on September 28, 2017.

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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing was furnished by e-mail, via the Florida Courts E-filing Portal, on September 28, 2017, to:

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CERTIFICATE OF COMPLIANCE

I certify that this joint motion was prepared in compliance with the font requirements of Florida Rule of Appellate Procedure 9.210(a)(2).

/s/ Krys Godwin
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Supreme Court of Florida

TUESDAY, SEPTEMBER 19, 2017

CASE NO.: SC17-1611

IN RE: AMENDMENTS TO THE FLORIDA RULES OF JUDICIAL ADMINISTRATION - NEW RULE 2.570

The President and the President-Elect of The Florida Bar Board of Governors (Board) have filed an "Out-of-Cycle Report of The Florida Bar Board of Governors" proposing the adoption of new Florida Rule of Judicial Administration 2.570 (Parental Leave). The President and President-Elect are hereby directed to file a supplemental report explaining the Board's authority to file an "out-of-cycle report" proposing a new Rule of Judicial Administration that is not joined in by the Rules of Judicial Administration Committee (RJA Committee). See Fla. R. Jud. Admin. 2.140(e) (authorizing Bar rules committees to propose out-of-cycle rule amendments if "in the opinion of the committee, a proposal is of an emergency nature, and the board of governors concurs."); Fla. R. Jud. Admin. 2.140(g)(2) (requiring that amendments to the Rules of Judicial Administration, other than the listed rules the Court amends without referral to or proposal from the RJA Committee, must be referred to or proposed by the RJA Committee, as provided in rule 2.140); See also In re Amends. to the Rules Regulating the Fla. Bar and the Rules of Jud. Admin.—Multijurisdictional Practice of Law, 991 So. 2d 842, 843 (Fla. 2008) (recognizing that the Rules of Judicial Administration are the province of the RJA Committee and amending Rule of Judicial Administration only after the Bar and the RJA Committee filed a joint proposal). The supplemental report must be filed on or before October 9, 2017. The Rules of Judicial Administration Committee may file a response to both the original and supplemental reports on or before October 24, 2017.

Alternatively, the President and President-Elect may withdraw the Boards' report and work with the RJA Committee in an attempt to reach agreement on the

parental leave issue and proceed with any resulting rule proposal in accordance with Florida Rule of Judicial Administration 2.140.

LABARGA, C.J., and PARIENTE, LEWIS, QUINCE, CANADY, POLSTON, and LAWSON, JJ., concur.

A True Copy
Test:

John A. Tomasino
Clerk, Supreme Court

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Served:

KRYS GODWIN
MICHAEL J. HIGER
JOHN F. HARKNESS JR.
MICHELLE RENEE SUSKAUER
HON. JOSEPHINE GAGLIARDI, JUDGE
ANDRES OLIVEROS
JUDSON LEE COHEN
CRAIG EDWARD LEEN
CHASITY HOPE O'STEEN
HON. MANUEL MENENDEZ JR.
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