

IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR,

Supreme Court Case
No. SC19-1913

Complainant,

The Florida Bar File
No. 2018-50,518 (13F)

v.

The Florida Bar Initial File
No. 2018-50,508 (17A)

WENDELL TERRY LOCKE,

Respondent.

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**RESPONDENT’S CROSS-NOTICE OF INTENT
TO SEEK REVIEW OF REPORT OF REFEREE**

Pursuant to Rule 3-7.7(c)(1) of the Rules Regulating The Florida Bar, Respondent, WENDELL LOCKE (the “Respondent”), through counsel, submits this, his Cross-Notice of Intent to Seek Review of Report of Referee, and states:

1. The Respondent requests this Court review the Report or Referee, docketed on March 23, 2021.
2. The Referee recommended a finding of guilt for Rules 3-4.3, 4-1.7, 4-3.1, 4-3.2, 4-3.4(c), 4-3.5(c), 4-8.2(a) and 4-8.4(d). The Respondent seeks review of all of the recommendations concerning guilt.

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3. The Referee also recommended a 90-day suspension, attendance at Ethics School and Professionalism Workshop, and payment of the Bar's disciplinary costs. The Respondent seeks review of the recommended 90-day suspension, attendance at Ethics School and Professionalism Workshop, and payment of the Bar's disciplinary costs.
4. The Referee also recommended that the costs incurred by The Florida Bar, totaling \$13,622.80, be charged to the Respondent. The Respondent seeks review of the recommended costs being charged to the Respondent.
5. Lastly, the Respondent timely-filed the Respondent's Unopposed Motion to Supplement the Record with the following: (1) transcript of the December 2, 2020, status conference hearing which included argument on Respondent's motion to amend responsive pleading; (2) transcript of the final hearing; (3) transcript of the sanction hearing; (4) transcript of the costs hearing; (5) Witness Elizabeth Warren's written response to the agreed subpoena (Record Index #83); and, (6) Witness District Court Judge Honeywell's written response to the Order on Respondent's Motion for Referee to Issue Discovery Subpoena – Judge Honeywell (Record Index #47). As of the time of

filing this Cross-Notice of Intent to Seek Review of Report of Referee, the Referee has not entered the proposed Order granting the unopposed motion submitted by the parties. In the abundance of caution, to the extent the Referee either does not enter the proposed Order granting the unopposed motion or this Court determines that the Referee could no longer enter said proposed Order granting the unopposed motion, the Respondent seeks review of the exclusion of the items above from the record.

WHEREFORE, the Respondent respectfully requests that this Court review the Referee's Report, record, briefs and appendixes filed in support of this Cross-Notice of Intent to Seek Review of Report of Referee.

Dated: June 10, 2021.

Respectfully submitted,

/s/

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CERTIFICATE OF SERVICE

WE HEREBY CERTIFY that on June 10, 2021, a true and correct copy of the foregoing was served via e-Mail to all persons identified on the Service List below.

/s/

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