

IN THE SUPREME COURT OF FLORIDA
(Before a Referee)

THE FLORIDA BAR,

Complainant,

Supreme Court Case
No. SC19-488

v.

The Florida Bar File
No. 2016-00,682(2A)

PHILLIP TIMOTHY HOWARD,

Respondent.

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MOTION FOR EXTENSION OF TIME TO FILE REPORT OF REFEREE

COMES NOW, The Florida Bar on behalf of the Honorable Paul S. Bryan, and moves this court for an extension of time for the referee to file his report and says:

1. The Referee was appointed in this matter on April 2, 2019 and the Report of Referee was originally due no later than September 29, 2019.
2. On July 11, 2019, the Second Circuit Grievance Committee 2A found probable cause against the Respondent in Florida Bar File No. 2019-00,088.
3. Counsel for the parties stipulated to consolidating the cases for the purpose of trial or settlement. In anticipation of consolidation, trial dates were scheduled for December 10-12, 2019.
4. On July 26, 2019, this Court granted a motion to Extend Time to File the Report of Referee in this matter until January 27, 2020.

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5. On September 17, 2019, the Bar filed a formal complaint in Florida Bar File No. 2019-00,088 and on September 26, 2019, Judge Bryan was appointed referee in that case, to wit: SC19-1570.

6. On September 27, 2019, the Bar filed a Motion to Consolidate the instant case and Case No. SC19-1570. That motion is still pending before the Court.

7. During a status conference on October 18, 2019, Respondent's counsel made an ore tenus motion for a continuance pending the consolidation of the cases, in order to appear pro hac vice. The Bar did not object to a continuance and the motion was granted by the referee.

8. For the purpose of judicial economy and in the interest of justice, it would be more efficient and just if these matters were consolidated and heard simultaneously.

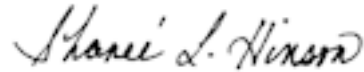
9. The Bar has conferred with the Referee and counsel for the Respondent and both agree to this extension.

10. Based on the Order Appointing Referee, the report of referee in SC19-1570 is due on or before March 24, 2020.

WHEREFORE, The Florida Bar prays this Honorable Court will issue an order granting the referee an extension of time until March 24, 2020 to file his

report in this matter, so that the cases may be consolidated and heard simultaneously.

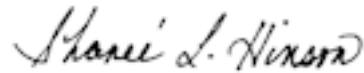
Respectfully submitted,



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CERTIFICATE OF SERVICE

I certify that this document has been e-filed with The Honorable John A. Tomasino, Clerk of the Supreme Court of Florida, and provided to The Honorable Paul Spurgin Bryan, Referee, via his Judicial Assistant, Tilena, J. Gutshall, at gutshall.tilena@jud3.flcourts.org, to Respondent's Counsel, Alfred Brunetti at abrunetti@mdmc-law.com, jmyers@mdmc-law.com, sjohnson@mdmc-law.com, amathis@mdmc-law.com, and to Staff Counsel, The Florida Bar, at psavitz@floridabar.org, on this 1st day of November, 2019.



Shanéé L. Hinson, Bar Counsel