

IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR,

Complainant,

Case No. SC19-488 and
SC19-1570 (Consolidated)

v.

PHILLIP TIMOTHY HOWARD,

The Florida Bar File No.
2016-00, 682 (2A) and
2019-00, 088 (2A)

Respondent.

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**THE FLORIDA BAR'S RESPONSE TO RESPONDENT'S
MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF**

Pursuant to Rule 9.300(a), Florida Rules of Appellate Procedure, Complainant The Florida Bar ("TFB") responds in opposition to Respondent Phillip Timothy Howard's ("Respondent") Motion for Extension of Time to File Initial Brief (the "Motion"), and states as follows:

1. The referee issued his report in this disciplinary proceeding on April 23, 2021, and the record was filed on April 27, 2021. On June 21, 2021, the referee filed an amended report.

2. Respondent filed his Notice of Intent to Seek Review of Report of Referee (the "Notice") on August 19, 2021. Pursuant to Rule 3-7.7(c)(3) of the Rules Regulating The Florida Bar, Respondent's initial brief is due September 20, 2021.

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3. On September 14, 2021, Respondent filed the Motion, seeking a 46-day extension to file his initial brief.

4. TFB does not oppose a 30-day extension, which would give Respondent until October 20, 2021, to file his initial brief. But TFB submits that Respondent has not provided sufficient justification why he should be granted a total of 78 days from the filing of his Notice to file his initial brief to this Court. Because of Respondent's lack of explanation, TFB opposes any extension beyond 30 days.

Dated September 16, 2021.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on September 16, 2021, a true and correct copy of the forgoing was filed through the Florida Courts E-Filing Portal and served by email to the following:

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