

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

**THE FLORIDA BAR,**

**Complainant,**

**v.**

**MICHAEL CHRISTOPHER GRIECO,**

**Respondent.**

**Supreme Court Case  
No. SC20-1118**

**The Florida Bar File  
Nos. 2018-70,052 (11J)**

**MOTION FOR EXTENSION OF TIME TO FILE REPORT OF  
REFEREE**

The Referee, Hon. George A. Sarduy, moves this Court for an extension of time for the Referee to file his Report until January 31, 2023, and states:

1. The Report of Referee was due on May 2, 2022. The filing of this motion was delayed due to the availability of the parties who were traveling and the scheduling difficulties for setting the trial in this matter.

2. The five-day final hearing has been scheduled and rescheduled several times due to the recusal of three prior Referees, the availability of the parties, and personal family emergencies. The

final hearing was rescheduled to March 28, 2022 through April 1, 2022, for completion of both the guilt phase of the Final Hearing, as well as the sanction phase, if necessary. That trial date had to be rescheduled due to a family emergency for the Referee.

3. Previously, the trial had been scheduled for January 3-5, 2022, and commenced as scheduled. However, the trial could not be completed within the time scheduled and had to be reset due to a family emergency for counsel for The Florida Bar.

4. The trial could not be rescheduled during the 2022 Legislative Sessions, including the Special Legislative Sessions in April and May 2022, due to the status of Respondent as an elected member of the Florida House of Representatives, District 113, and the operation of Section 11.111, Florida Statutes (Continuance of certain causes for term of Legislature).

5. The Referee and the parties conferred about the resetting of the trial, and a trial date for December 5-9, 2022, has been scheduled based on the availability of the parties and the Referee's court availability. Although earlier dates were discussed and circulated, none were mutually available for all parties, their counsel,

and the Referee. The Referee was informed that Respondent and his counsel reviewed all dates discussed and were able to confirm their availability for the December trial period.

6. Following the final hearing, the submission of the Report of Referee by January 31, 2023, will enable the Referee to finalize and submit a thorough report for review.

7. The requested extension for submission of the Report of Referee is agreed to by Respondent and Respondent's counsel.

8. The Florida Bar does not agree and states its position: "In an effort to reschedule these proceedings, the Referee has provided the parties with dates in May, June, and August. Either Respondent or his counsel have indicated unavailability for each of the dates provided. The Bar has stated its position throughout that it objects to an extension of time through December and renews its objection herein."

9. Accordingly, the Referee requests an extension of the deadline for filing the Report of Referee until January 31, 2023.

10. This motion is made with the knowledge of all parties in this matter.

For these reasons, the Referee asks this Court to extend the time for filing the Report of Referee up to and including January 31, 2023.

Respectfully submitted,  
**KUEHNE DAVIS LAW, P.A.**  
Miami Tower, Suite 3105  
100 S.E. 2 St.  
Miami, FL 33131-2154  
Tel: 305.789.5989  
Fax: 305.789.5987  
ben.kuehne@kuehnelaw.com  
efiling@kuehnelaw.com

By: S/ Benedict P. Kuehne  
**BENEDICT P. KUEHNE**  
**Florida Bar No. 233293**  
**MICHAEL T. DAVIS**  
**Florida Bar No. 63374**  
**JOHAN DOS SANTOS**  
**Florida Bar No. 1025373**

#### **CERTIFICATE OF SERVICE**

I certify this document was served on May 10, 2022, to:

**JENNIFER R. FALCONE**

Florida Bar No. 624284

Bar Counsel

The Florida Bar – Miami Branch Office

444 Brickell Avenue, Suite M-100

Miami, FL 33131-2404

Tel: 305.377.4445

jfalcone@floridabar.org

**PATRICIA ANN TORO SAVITZ**

Florida Bar No. 559547

Bar Counsel

The Florida Bar

651 E. Jefferson Street

Tallahassee, FL 32399-2300

Tel: 850.561.5839

psavitz@floridabar.org

**HON. GEORGE SARDUY**, Referee

Circuit Judge

Attention: Venessa L. Alicea,

Judicial Assistant

L.E.T. Courthouse Center

175 NW 1st Avenue

Miami, Florida 33128

Tel: (305) 349-5680

valicea@jud11.flcourts.org

S/ Benedict P. Kuehne

**BENEDICT P. KUEHNE**