TIN THE SUPREME COURT OF FLORIDA (Before a Referee)

THE FLORIDA BAR, Supreme Court Case No. SC20-1642

Complainant,

The Florida Bar File Nos.

v. 2019-10,510 (13D)

JOHN DOUGLAS ANDERSON, 2019-10,681 (13D) 2020-10,706 (13D)

Respondent.

MOTION TO FILE UNTIMELY NOTICE OF INTENT TO SEEK REVIEW OF REPORT OF REFEREE

The Complainant, THE FLORIDA BAR, by and through its undersigned attorney, moves this Court to accept the accompanying Notice of Intent to Seek Review of Report of Referee two days late. In support of this motion, the undersigned shows to this Court:

- 1. The Notice of Intent to Seek Review of Report of Referee was due Monday, July 19, 2021.
- 2. On June 28, 2021, The Florida Bar filed notice via letter that it would file a notice of intent to seek review of the report of referee in this matter.

- 3. The undersigned has not previously filed a notice of review and was under the mistaken impression that it would be filed by outside counsel retained for appellate purposes who has not yet appeared in this case.
 - 4. The belated notice of review is filed with this motion.
- 5. The Florida Bar is awaiting transcription of the Final Hearing which is anticipated to be completed in the coming days. Transcripts will be filed upon receipt by The Florida Bar.
- 6. The Bar does not seek review of the referee's recommendations concerning guilt, but only review of the referee's recommendation of a 6-month suspension. The Florida Bar seeks imposition of a one-year suspension along with the remaining recommendations and conditions recommended by the referee.

WHEREFORE, the Bar respectfully requests this Court accept the Notice of Intent to Seek Review of Report of Referee for filing.

Respectfully submitted,

Evan D. Rosen, Bar Counsel

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CERTIFICATE OF SERVICE

I certify that this Notice of Intent to Seek Review of Report of Referee has been e-filed with The Honorable John A. Tomasino, Clerk of the Supreme Court of Florida; with copies via email to the Honorable George Mark Jirotka, Referee, via email to Bonnie Whitehall, Judicial Assistant, at section15@jud6.org; to respondent, John Douglas Anderson, via email at Johnn6451j@aol.com and to Patricia Ann Toro Savitz, Staff Counsel, The Florida Bar, at psavitz@floridabar.org on this July 21, 2021.

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Evan D. Rosen, Bar Counsel