

IN THE SUPREME COURT OF FLORIDA  
(Before a Referee)

THE FLORIDA BAR,  
Complainant,

Supreme Court Case  
No. SC21-21

v.

The Florida Bar File Nos.  
2020-00,106(4D); 2020-00,165(4D);  
2020-00,459(4D); 2020-00,506(4D);  
2021-00,039(4D)

NAH-DEH E W SIMMONS,  
Respondent.

\_\_\_\_\_ /

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

COMES NOW, The Florida Bar on behalf of the Honorable James R Clayton, and moves this court for an extension of time for the referee to file his report and says:

1. This court issued its order directing the Chief Judge to appoint a referee within 14 days with the report of referee to be filed within 180 days of the order appointing the referee, or July 12, 2021.
2. The referee was appointed on January 20, 2021. The final hearing has not been set yet.
3. Respondent currently has three additional bar complaints pending before The Fourth Judicial Circuit Grievance Committee, 4D.
4. In the interest of judicial economy, the parties agreed to wait for the Findings of the Grievance Committee before setting this case for trial.

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5. This case is currently set for a Status Conference on August 13, 2021 to determine the status of the bar complaints before the Grievance Committee.

6. Once the status of the Grievance Committee's Findings are known, all related cases will be set and heard or tried together.

7. The referee will need a sufficient period of time to issue his report.

8. The bar has conferred with Mr. Iturralde, attorney for respondent, who does not object to this motion.

WHEREFORE, The Florida Bar prays this Honorable Court will issue an order granting the referee an extension of time until February 18, 2022 to file his report in this matter.

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 with a copy provided via email to the Honorable James R. Clayton, referee, at [abernal@circuit7.org](mailto:abernal@circuit7.org), to respondent's Counsel at [ed@iturraldelaw.com](mailto:ed@iturraldelaw.com), and to Staff Counsel at [psavitz@floridabar.org](mailto:psavitz@floridabar.org), on this 7<sup>th</sup> day of June, 2021.

A handwritten signature in cursive script that reads "James K. Fisher". The signature is written in black ink and is positioned above the printed name.

James Keith Fisher, Bar Counsel