

IN THE SUPREME COURT OF FLORIDA  
(Before a Referee)

THE FLORIDA BAR,  
Complainant,

v.

NAH-DEH E. W. SIMMONS,  
Respondent.

Supreme Court Case  
No. SC21-21

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); 2021-00,208(4D);  
2021-00,443(4D); 2021-00,460(4D)

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**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.

3. On June 7, 2021, a Motion for Extension was filed in anticipation of a new formal complaint being filed, and the desire of the referee and counsel for the parties to have all matters heard together.

4. On July 9, 2021, the Court granted an extension to file the ROR until February 18, 2022.

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5. On December 29, 2021, a new formal complaint was filed, along with a motion to consolidate. Supreme Court case number SC21-1762 was initially assigned to the new complaint.

6. On January 3, 2022, this Court consolidated the cases and subsequently moved all related TFB files are under Supreme Court case number, SC21-21.

7. Although a Notice to Appoint and Order of Appointment of Referee were moot due to the consolidation, based on the filing of the new case, 180 days would have been allowed for the ROR to be submitted in that matter.

8. On January 26, 2022, the undersigned filed a substitution of counsel replacing James Fisher as counsel of record, due to his retirement. Bar counsel will need additional time to adequately prepare for a final hearing. Additionally, counsel for the parties will need time to conduct discovery in the new case.

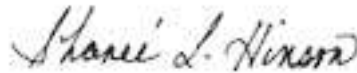
9. The referee will need a sufficient period of time to issue his report.

10. A status hearing is set for February 18, 2022, to schedule the final hearing in this matter.

11. The bar has conferred with the referee and respondent's counsel, who agree with this motion.

WHEREFORE, The Florida Bar prays this Honorable Court will issue an order granting the referee an extension of time until July 5, 2022, to file his report in this matter.

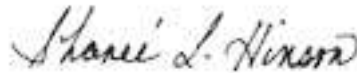
Respectfully submitted,



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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 via email to The Honorable James R. Clayton, Referee, via his Judicial Assistant, Angela Bernal, at [abernal@circuit7.org](mailto:abernal@circuit7.org), to Respondent's Counsel, Edward Iturralde, at [ed@iturraldelaw.com](mailto:ed@iturraldelaw.com), and to Patricia Ann Toro Savitz, Staff Counsel, The Florida Bar, at [psavitz@floridabar.org](mailto:psavitz@floridabar.org), on this 7th day of February, 2022.



Shaneé L. Hinson, Bar Counsel