

IN THE SUPREME COURT OF FLORIDA  
(Before a Referee)

THE FLORIDA BAR,  
Complainant,

Supreme Court Case No.  
SC21-291

v.

DAVID ANDREW TAYLOR III,  
Respondent.

The Florida Bar File Nos.  
2019-00,462(4A), 2020-00,090(4A),  
2020-00,186(4A), 2020-00,272(4A),  
2020-00,291(4A), 2020-00,322(4A),  
2020-00,339(4A), 2021-00,158(4A),  
2021-00,363(4A).

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

The Florida Bar, on behalf of the Referee, Judge Matthew MacLeod Foxman, hereby moves this Court for an extension of time for the Referee to file his Report up to, and including, November 21, 2022, and would state:

1. Currently, the Referee's Report is due on May 20, 2022.
2. On January 27, 2022, The Florida Bar filed a Notice of Substitution of Counsel because the prior Bar Counsel had retired.
3. On February 1, 2022, in order to avoid any prejudice to The Florida Bar, Bar Counsel filed an Unopposed Motion for Continuance that was granted by the Referee on February 7, 2022. The grounds for the Motion were (1) the prior Bar Counsel had retired and the undersigned Bar Counsel was substituted on the 9 cases on January 27, 2022; (2) the

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undersigned Bar Counsel was not familiar with any of the 9 cases before the Referee, including the complainant/witnesses, respondent, or any third parties connected with the cases; (3) there are voluminous documents contained in the 9 case files and the parties had previously submitted lists of approximately 30-35 possible witnesses; (4) Bar Counsel needed time to interview witnesses, some of whom were incarcerated, propound discovery, take depositions, if necessary. and collate the necessary exhibits for trial.

4. At a Status Conference on February 7, 2022, the Referee cancelled the Final Hearing set down for March 28, 2022, through April 1, 2022, and rescheduled the Final Hearing for August 15, 2022, through August 26, 2022.

5. In addition, the Referee scheduled a Final Sanction Hearing, if necessary, on September 29, 2022, and September 30, 2022.

6. After the Final Hearing and possible Final Sanction Hearing, the Referee will need additional time to prepare his Report of Referee and to collate the multitude of documents before submitting the case file to the Court.

7. At the Status Conference on February 7, 2022, the Referee requested that the due date of his Report of Referee be extended until

November 21, 2022, to allow him to prepare and submit his Report, and instructed Bar Counsel to submit this Motion.

8. Bar counsel and Respondent's Counsel who were present expressed no objection this Motion.

WHEREFORE, The Florida Bar respectfully requests that the Court enter an Order granting the Agreed Motion for Extension of Time to File Report of Referee up to, and including, November 21, 2022, for the Referee to complete his Report and submit the case file in all 9 counts to the Court.

Respectfully submitted,



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## **CERTIFICATE OF SERVICE**

I certify that this document has been furnished via the E-filing Portal to The Honorable John A. Tomasino, Clerk of the Supreme Court of Florida, to the Referee, Judge Matthew MacLeod Foxman, at [ltaylor@circuit7.org](mailto:ltaylor@circuit7.org), to Respondent's Counsel, David Bill Rothman, at [dbr@rothmanlawyers.com](mailto:dbr@rothmanlawyers.com), and [atd@rothmanlawyers.com](mailto:atd@rothmanlawyers.com), and to Staff Counsel, Patricia Ann Toro Savitz, The Florida Bar, at [psavitz@floridabar.org](mailto:psavitz@floridabar.org), on this 25th day of February, 2022.



Olivia Paiva Klein, Bar Counsel