

IN THE SUPREME COURT OF FLORIDA

CASE NO.: SC21-849

LOWER TRIBUNAL CASE NOS.:

The Florida Bar File No.: 2021-70,452 (11P)

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IRAIN ALBERTO GONZALEZ,
an individual, ALEXANDER C.
FLINT, an individual, and ARIEL
RAPAPORT, an individual,

Petitioners,

v.

THE FLORIDA BAR,

Respondent.

_____ /

**PETITIONERS' MOTION FOR LEAVE TO FILE LIMITED REPLY
TO FLORIDA BAR'S RESPONSE TO PETITIONERS' EMERGENCY
MOTION TO STAY DISCIPLINARY PROCEEDINGS**

Petitioners, Irain Alberto Gonzalez, Esq., Alexander C. Flint, Esq., and Ariel Rapaport, Esq. (collectively hereinafter referred to as "Petitioners"), pursuant to Rule 9.300, Florida Rules of Appellate Procedure, hereby file Petitioners' Motion for Leave to File Limited Reply to Florida Bar's Response to Petitioners' Emergency Motion to Stay Disciplinary Proceedings ("Response"), and state as follows:

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1. On June 14, 2021, The Florida Bar filed The Florida Bar's Response in Opposition to Petitioners' Emergency Motion to Stay Disciplinary Proceedings Pending This Honorable Court's Ruling On Petitioners' Petition for Writs of Mandamus and Prohibition ("Response to Motion to Stay").

2. In paragraph 8 of its Response to Motion to Stay, The Florida Bar states as follows:

"Although petitioners submitted a response to the grievances against them on June 10, 2021, they declined to provide a substantive response to the allegations against them until the Third District Court of Appeal and Supreme Court have adjudicated the petitions filed in cases 3D21-1164 and SC21-849."

3. The matter raised by The Florida Bar in paragraph 8 of its Response to Motion to Stay is inaccurate. It is also a new matter that is not raised in Petitioners' motion to stay disciplinary proceedings filed with this Honorable Court on June 4, 2021 ("Motion to Stay"). In short, the *nature* of Petitioners' response to the grievances levied against them by The Honorable Michael A. Hanzman is extraneous to the Motion to Stay. Accordingly, Petitioners respectfully request that this Honorable Court permit them to file a limited reply

addressing paragraph 8 of The Florida Bar's Response to Motion to Stay.

4. In paragraph 20 of its Response to Motion to Stay, The Florida Bar states as follows:

"The Petitions for Writ of Mandamus and Prohibition are an attempt by petitioners to delay these proceedings and circumvent the disciplinary process, as is the motion to stay disciplinary proceedings in the matters brought to this Court's attention."

5. Paragraph 20 comprises a false allegation made by The Florida Bar against Petitioners without so much as an iota of support. Accordingly, Petitioners respectfully request that this Honorable Court permit them to file a limited reply addressing paragraph 20 of The Florida Bar's Response to Motion to Stay.

6. For the above-stated reasons, Petitioners solely seek leave from this Honorable Court to file a limited reply to paragraphs 8 and 20 of The Florida Bar's Response to Motion to Stay, with appropriate supporting documents not currently contained in the record, including their respective responses to the grievances at issue. Petitioners do not seek leave to file a reply to rehash any legal arguments already set forth in the Motion to Stay or to address any

legal arguments raised by The Florida Bar in its Response to Motion to Stay.

7. Petitioners request this relief in good faith and not with any intent to cause any delay or to prejudice any party to this action.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via electronic mail this 16th day of June, 2021, on: Rita Florez, Esq., in her capacity as Bar Counsel, (rflorez@floridabar.org), Arlene K. Sankel, Esq., in her capacity as Chief Branch Discipline Counsel, (asankel@floridabar.org), Patricia Ann Toro Savitz, Esq., in her capacity as Staff Counsel, (psavitz@floridabar.org), The Florida Bar, 444 Brickell Avenue, Suite M-100, Miami, Florida 33131, Patricia L. Gladson, Esq. (pgladson@jud11.flcourts.org), and the Honorable Michael A. Hanzman (11thFC43@jud11.flcourts.org, cb143@jud11.flcourts.org, mhanzman@jud11.flcourts.org), The Circuit Court of the Eleventh Judicial Circuit in and for Miami-Dade County, Florida.

/s/ I. Albert Gonzalez
I. Albert Gonzalez, Esq.