



**IN THE CIRCUIT COURT OF THE FOURTEENTH JUDICIAL CIRCUIT
OF THE STATE OF FLORIDA**

ADMINISTRATIVE ORDER 2020-00-20

**RE: TRANSFER OF PENDING APPEALS FROM THE CIRCUIT COURT TO THE
DISTRICT COURT OF APPEAL**

WHEREAS, Article V, section 5(b), Florida Constitution bestows circuit courts with "jurisdiction of appeals when provided by general law"; and

WHEREAS, the Florida Legislature in chapter 20-61, section 3, Laws of Florida, amended section 26.012(1), Florida Statutes, and in chapter 20-61, section 8, repealed section 924.08, Florida Statutes, to remove circuit court jurisdiction over certain appeals of county court orders or judgments; and

WHEREAS, the effective date of these statutory changes is January 1, 2021; and

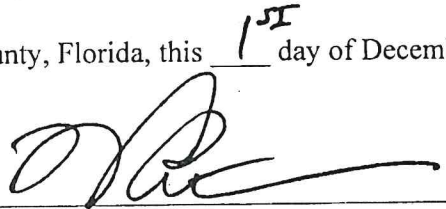
WHEREAS, the orderly transfer of cases requires coordination between the Fourteenth Judicial Circuit, the Clerk[s] of Court for Bay, Calhoun, Gulf, Holmes, Jackson, and Washington Counties, and the First District Court of Appeal;

NOW THEREFORE, IT IS ORDERED that:

1. Attachment one to this order is a list of county court appeals, by county, that are pending as of November 30, 2020, and that will be affected by the jurisdictional change unless completed before January 1, 2021.
2. On January 4, 2021, an amended administrative order will issue to update attachment one by omitting cases that were disposed of prior to January 1, 2021, and by including cases that were filed after November 30, 2020, and not disposed of prior to January 1, 2021.
3. The following provisions are effective January 1, 2021:
 - a. The appeals pending in the Fourteenth Judicial Circuit in and for Bay, Calhoun, Gulf, Holmes, Jackson and Washington counties, Florida, on January 1, 2021, are hereby transferred to the District Court of Appeal for the First District.
 - b. This order shall be docketed in each appellate case that is to be transferred and served on the attorneys and pro se parties in the case by mail.

- c. By no later than December 31, 2020, the Clerk shall transfer via the Florida Courts E-Filing Portal all documents on the docket of each appellate case to the Clerk of the District Court of Appeal in the manner requested by the District Court.
 - d. For each transferred case, the Clerk of the Circuit Court shall include (i) an Appeal Transfer Form substantially mirroring the form included with this order as attachment two; (ii) a progress docket report for the circuit court appeal; and (iii) the civil cover sheet from the underlying county court case if available.
 - e. The Clerk shall list on the Appeal Transfer Form the underlying county court case number (Uniform Case Numbering (UCN) System court types CC, CT, MM, and SC), the circuit appeal case number (UCN court type AP), and any local case number assigned in addition to the UCN numbers.
 - f. For transferred cases where the filing fee is owed, the Clerk shall promptly file a status report with the District Court of Appeal when the fee is satisfied by payment or indigency determination. In the event the fee has not been timely paid, the Clerk shall promptly notify the District Court of Appeal.
 - g. Any and all pending motions in each transferred case are hereby deferred to the transferee District Court.
4. Any future filings by a party to an appellate case shall be submitted electronically to the First District Court of Appeal via the Florida Courts E-Filing Portal. Pro se submissions may be filed via the portal or by hard copy mailed to the District Court of Appeal, First District, at 2000 Drayton Drive, Tallahassee, Florida 32399-0950.
 5. If not already registered, attorneys in the transferred cases shall register with eDCA for the District Court of Appeal by following the procedures on the District Court of Appeal's website. Pro se parties are permitted, but not required, to register with eDCA to receive electronic access to case filings and electronic service of District Court acknowledgement letters, orders, opinions, and mandates.

DONE AND ORDERED in Panama City, Bay County, Florida, this 1st day of December, 2020.



CHRISTOPHER N. PATTERSON
CHIEF JUDGE

cc:

Attachment one [list of cases]
Attachment two [appeal transfer form]

ATTACHMENT ONE

PENDING COUNTY COURT APPEAL CASES – (as of Nov 30, 2020)

BAY COUNTY

2017-721-CA Agnes Ford vs. Pat Green Heating and Cooling, Inc. (2017-381-SC)

2019-4179-CA Richard Whitsitt vs. City of Lynn Haven (19-06-05CE LT case #) (1D20-2137)

2019-4287-CA Sunbird of Panama City Beach Owner's Association, Inc. vs. State of Florida, Department of Business and Professional Regulation, Division of Florida Condominiums, Timeshares, and Mobile Homes (2019-042609 LT case #)

2020-1176-CA Richard Marcus Main vs. State of Florida (1D20-0942 DCA)

2020-1392-CA Robert Jones Danford Trust vs. Board of County Commissioners of Bay County (HM-2019-01344 LT case #)

2020-1811-CA MLM Homes, LLC. vs. City of Mexico Beach

2020-1851-CA Andrew Roland Kelley vs. State of Florida (2019-5686-CTMA LT case #)

CALHOUN COUNTY

2020-SC-67-SCAM Brigham Wallace Cook & Colleen Cook vs. Precision Contracting Technologies, Inc. (2000-01-AP)

GULF COUNTY

NO CASES

HOLMES COUNTY

NO CASES

JACKSON COUNTY

2020-258-SC Expert Inspections, LLC. vs. State Farm Insurance

WASHINGTON COUNTY

NO CASES

ATTACHMENT TWO

APPEAL TRANSFER FORM

Appellant(s)

County

v.

Appellee(s)

L.T. Case No.: _____

UCN No.: _____

Appeal Case No.: _____

UCN No.: _____

___ Progress docket for appellate case included.

___ Civil cover sheet for county court case included.

___ An appellate filing fee appears to be required

___ and has been paid.

___ but has not been paid.

___ Appellant has been determined to be indigent.

___ There is no filing fee in this type of proceeding (e.g., postconviction, habeas corpus).

___ Pending motions transferred with appeal.

Further comments that might be of value to the district court in determining case classification and jurisdiction are:

Deputy Clerk (Only initials needed)



A CERTIFIED TRUE COPY
BILL KINSAUL CLERK
OF THE CIRCUIT COURT

By Btk
Deputy Clerk