

Supreme Court of Florida

No. AOSC12-49

IN RE: EMERGENCY REQUEST TO EXTEND TIME PERIODS
UNDER ALL FLORIDA RULES OF PROCEDURE FOR
THE THIRD DISTRICT COURT OF APPEAL

ADMINISTRATIVE ORDER

WHEREAS on Monday, August 27, 2012, Tropical Storm Isaac caused the closure of the Third District Court of Appeal; and

WHEREAS this emergency also may have temporarily impeded the ability of attorneys, litigants and others in the performance of their duties and obligations with respect to many legal processes throughout the State of Florida; and

WHEREAS it is the intent of this order to equitably relieve parties in all pending cases by extending legal time limits that they otherwise would have been unable to meet due to the emergency; and

THEREFORE, pursuant to the administrative authority conferred upon me by article V, section 2, of the Florida Constitution and Florida Rule of Judicial Administration 2.205(a)(2)(B)(iv),

IT IS ORDERED that:

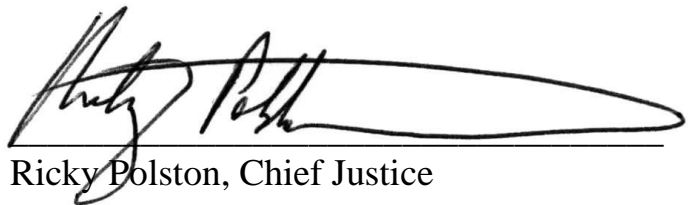
1. In the Third District Court of Appeal, all time limits prescribed or allowed by rule of procedure, court order, statutes applicable to court proceedings,

or otherwise pertaining to court proceedings are extended from the close of business on Friday, August 24, 2012, until the close of business on Tuesday, August 28, 2012.

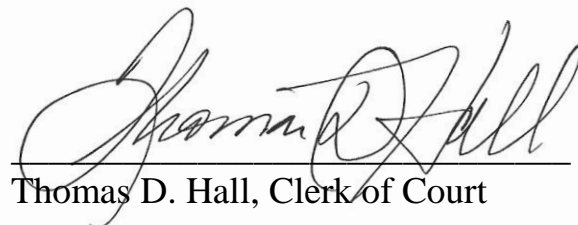
2. The extension of time periods under this order shall apply only when the last day of those periods falls within the time extended.

3. This Court recognizes that there may be instances where, because of this emergency, these and other time limits applicable to matters in or outside the Third District Court of Appeal could not be met even upon application of the periods stated above. If such a claim is made, it shall be resolved by the court in which jurisdiction is vested on a case-by-case basis when a party demonstrates that the lack of compliance with requisite time periods was directly attributable to this emergency and that equitable remedy is required.

DONE AND ORDERED at Tallahassee, Florida on September 4, 2012.


Ricky Polston, Chief Justice

ATTEST:


Thomas D. Hall, Clerk of Court

