

IN THE EIGHTH JUDICIAL CIRCUIT OF FLORIDA
ADMINISTRATIVE ORDER NO. 9.11

ASSIGNMENT AND REASSIGNMENT OF CASES

WHEREAS, there are several administrative orders that address the assignment of cases and consolidating these orders will simplify the administrative process, it is therefore

ORDERED that the following procedures will be followed with regard to assigning or reassigning similar or refiled cases and assigning cases on which a recusal has been entered.

1. REFILED CASES

In accordance with the long standing policy of the Eighth Judicial Circuit of Florida, whenever a case assigned to a division is terminated for any reason and is thereafter refiled without substantial change in issues or parties, it shall be assigned, or reassigned if need be, to the division to whom the original case was assigned. See *Allen v. Bridge*, 427 So.2d 249 (Fla. 4th DCA 1980).

2. SIMILAR CASES

Whenever two or more cases are concurrently pending before different divisions of the Court and such cases involve substantially similar parties or substantially similar questions of law or fact, or for other reasons the disposition thereof would entail duplication of judicial labor, the Chief Judge shall determine whether the most recently filed case or cases should be reassigned, and if so, will assign the most recent cases to the division to whom the lower numbered case has been assigned.

3. DUTY TO NOTIFY

It shall be the continuing duty of all counsel of record in any case to promptly bring to the attention of the Chief Judge, the Clerk of the Court, and opposing counsel the existence of any

other case or cases within the purview of sections 1 or 2 of this Administrative Order, as well as the existence of any similar cases or proceedings pending before any other court or administrative agency. The notice shall be given by filing and serving on each party a "Notice of Pendency of other Actions" containing a list and description of such actions, and the division or divisions to which each has been assigned.

4. RECUSAL

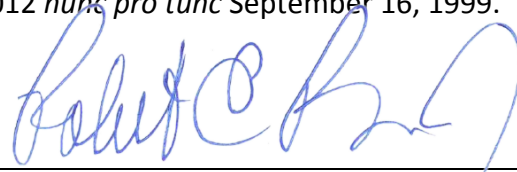
Upon recusal of either County Civil Judge in Division 4 or Division 5 the case shall be assigned to the other civil division. Upon recusal of both civil divisions, the case shall be assigned by random draw to Division 1, 2 or 3 of the County Court Criminal Division. Upon recusal of a Judge assigned to County Court Criminal Division 1, 2 or 3 the case shall be reassigned by random draw. Upon recusal of all three judges in the County Court Criminal Divisions, the case shall be assigned to County Civil Division 4 or 5 by random draw.

5. EFFECT

This order supersedes Administrative Order No. 1.100(A), entitled Assignment of Cases Dismissed and Refiled, dated October 1, 1998; Administrative Order No. 1.650, entitled Assignment of Similar Cases, dated June 4, 1985; and Administrative Order No. 1.1020, entitled Reassignment of Alachua Court Civil and Criminal Cases Upon Recusal by the Court, dated February 12, 1992, which orders are hereby rescinded as of the date of this order.

This order renumbers and reformats prior Administrative Order No. 1.100(B) entitled "Assignment and Reassignment of Cases."

ORDERED ON this 8th day of October, 2012 *nunc pro tunc* September 16, 1999.



Robert E. Roundtree, Jr., Chief Judge