

Judge Peter M. Weinstein / Stacy McMenemy, J.A.
Circuit Civil Division 12
Chambers: 905 B Courtroom: 950
954-831-5506
Updated March 8th, 2011
WWW.17TH.FLCOURTS.ORG

INFORMATION REGARDING UMC (Capped at 40 per day):

***Please note: The local rules provide 4 business days notice for UMC. In addition, the F.I.R.Crim.P. 1.090 require an ADDITIONAL 5 days for service by mail. Therefore, this division requires 9 business days for UMC Notice.**

Motion calendar for Division 12 begins at 9:00 a.m., Monday thru Thursday and is held in Chambers 905 B. Motion calendar must be scheduled online. Telephone appearances' are allowed ONLY for counsel practicing outside of the Tri-County Area. A Notice of Intent to Appear by Phone must be sent to this office at least 3 days prior to the hearing. Please include the style of the case, the attorney's name and phone number. This office will initiate the call when the case is reached on the docket. Failure to provide a notice of intent to appear by Phone within the proper time period will not be called. It is not necessary to submit a copy of the motion and notice of hearing to this office prior to the hearing. Only 2 motions per case can be scheduled on UMC. To add on a motion to a hearing already scheduled, you must cancel the original hearing and reset it adding on the additional motion.

IF YOU GET A SEQUENCE NUMBER, REST ASSURED THAT YOUR CASE IS ON THE DOCKET, EVEN IF THAT SEQUENCE NUMBER IS HIGHER THAN 40.

If you are unable to book a UMC hearing on a particular day, check back. Hearings are being cancelled all the time online which opens up the availability for another hearing to be set.

INFORMATION REGARDING SPECIAL SETS:

***Please note: Paperwork for Special Set Hearings can be sent to chambers 1 week before the hearing.**

You may schedule your 15 or 30 minute Special Set hearings by using the online system. Telephonic Appearances for Special Sets are not permitted without an Order from the Court. If you must cancel a special set hearing, please be sure to submit a Notice of Cancellation to the Judges Chambers at least 3 days prior to the hearing and REMEMBER to cancel your hearing on-line.

Special Set Hearings that require more than 30 minutes must be scheduled through the Judicial Assistant.

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AVAILABLE ONLINE SPECIAL SET DOCKET FOR 2011:

*	April 4 th	-	April 8 th
*	May 9 th	-	May 13 th
*	June 6 th	-	June 10 th
*	July 5 th	-	July 8 th
*	August 1 st	-	August 5 th
*	August 29 th	-	September 2 nd

INFORMATION REGARDING TRIAL NOTICES:

You must now schedule your Trial by using the online system. The system will generate a trial order. You must submit sufficient copies of the trial order and stamped envelopes to this office. A mediator will be appointed and a copy of the order will be mailed out by this office.

EMERGENCY HEARINGS PROCEDURES:

For a **true emergency matter**, a courtesy copy of the Motion for Emergency Hearing shall be submitted to Chambers for review. The Motion should indicate how much hearing time will be needed and include any supporting information which will help the Judge determine if the matter is an emergency. After the Judge has reviewed the Motion, he will give instructions to the JA about setting the Motion for hearing. The JA will then contact you with regard to the Judge's determination and availability.

MOTION FOR REHEARING:

A motion for rehearing must be submitted to judge for review before a hearing can be set. Once the Judge has had an opportunity to review your Motion for Rehearing, you will be contacted and advised if a hearing is granted.

SIGNED ORDERS

Due to the voluminous amount of paperwork received in this office on a daily basis, please allow 7-10 days turnaround time on orders. If after 10 days you still have not received an order in the mail, please check the clerks online docketing system. If your order has not been docketed yet, then it has not been signed. If after two weeks you still have not received a signed order back, you may contact this office for assistance.

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CASE MANAGEMENT CONFERENCES:

If you are ordered to appear in court for a case management conference, court appearance is **MANDATORY** unless an Order of Dismissal is filed naming all parties in the action. If your case is closed and you have been noticed for a Case Management Hearing, please send me a copy of an Order of Dismissal which states the names of all parties. Only then will I be able to cancel your Case Management hearing. Failure to show at a case management conference will result in the case being dismissed.

2011 TRIAL DOCKET SCHEDULE IN COURTROOM 950

CALENDAR CALL

January 28th at 9:30

March 4th at 9:30

April 1st at 9:30

May 6th at 9:30

June 3rd at 9:30

June 30th at 9:30

July 29th at 9:30

August 26th at 9:30

TRIAL WEEK DOCKET

February 7th – March 3rd

March 14th – March 31st

April 11 – May 5th

May 16th – June 3rd

June 13th – June 30th

July 11th – July 28th

August 8th – August 25th

September 6th – September 22nd

Examples of Motions That Need a Hearing ON UMC:

- ❖ Motion to Withdraw as Attorney of Record (Unless there is a written stipulation from client)
- ❖ Motion to Correct Scriveners Error
- ❖ Motion for Substitution of Counsel (Unless there is a written consent from the client)
- ❖ Motion for Court Default
- ❖ Motion to Amend Complaint
- ❖ Motion to Dismiss
- ❖ Motion to Vacate