

**JUDGE PETER M. WEINSTEIN
CIVIL DIVISION (12)
Courtroom 950 Chambers 905 (B)**

Stacy McMenemy, Judicial Assistant

UPDATES & PROCEDURES

EFFECTIVE NOVEMBER 13, 2009:

- ❖ **ALL MOTIONS FOR MOTION CALENDAR MUST BE SCHEDULED USING THE “ONLINE” DOCKETING SYSTEM.**
- ❖ **A RECEIPT WILL BE GENERATED TO CONFIRM THAT YOUR MOTION WAS SCHEDULED ONLINE. PLEASE SUBMIT A COPY OF THAT RECEIPT WITH YOUR NOTICE OF HEARING.**
- ❖ **IT IS NOT NECESSARY TO SEND A COPY OF THE MOTION TO CHAMBERS PRIOR TO THE HEARING, *but* PLEASE BE SURE TO BRING A COPY OF YOUR MOTION TO THE HEARING FOR THE JUDGE. A NOTICE OF HEARING MUST STILL BE SENT TO CHAMBERS PRIOR TO THE HEARING.**
- ❖ **ATTORNEYS OUTSIDE THE BROWARD COUNTY AREA WHO HAVE TO APPEAR BY PHONE MUST SEND NOTICE TO THIS OFFICE STATING SAME. THE NOTICE MUST INDICATE A PHONE NUMBER FOR THE JUDGE TO CALL. NO MOTION AND ORDER IS REQUIRED TO APPEAR BY PHONE.**

To Register: Please visit: www.17th.flcourts.org
and click the **BLUE ONLINE SCHEDULING** icon.

Motion Calendar:

Monday through Thursday @ 9:00 a.m. in Chambers 905-B.
Phone appearances in cases **not pertaining to foreclosure matters** are allowed. No Motion and Order to appear by phone are required. Please indicate on the Notice of Hearing that the Attorney will be appearing telephonically. Please provide a direct phone number for the attorney. Judge Weinstein will initiate the call at the time of hearing.

Motion Calendar Suspension Dates:

December, 2009: December 28-31, 2009

Special Set Hearings:

- ❖ Call Stacy, Judge Weinstein's Judicial Assistant, to obtain available dates and times. Coordinate times with opposing counsel.
- ❖ Once a time has been coordinated, you may leave a voice mail message regarding same. I will call you back to confirm your hearing time.
- ❖ Party securing hearing time shall prepare notice.
- ❖ All motions for special set must be filed prior to requesting hearing time.
- ❖ Counsel must provide Court with courtesy copy of notice and motion.

Notice for Trial:

- ❖ Original to the Clerk's Office.
- ❖ Courtesy copy of Notice of Trial to Chambers.
- ❖ Please provide self addressed stamp envelopes for all parties to be noticed of trial (See Trial Docket Schedule)

2009 - 2010 TRIAL DOCKET SCHEDULE In Courtroom 950

CALENDAR CALL

OCTOBER 26, 2009

DECEMBER 18, 2009

JANUARY 20, 2010

FEBRUARY 26, 2010

TRIAL WEEK DOCKET

OCTOBER 19 – OCTOBER 23

JANUARY 4 – JANUARY 21

FEBRUARY 1 – FEBRUARY 25

MARCH 8 – APRIL 1

Examples of Motions That Need a Hearing:

- ❖ Motion for Summary Judgment (20 + 5 days service required)
- ❖ Motion to Withdraw as Attorney of Record (Unless there is a written stipulation from client)
- ❖ Motion to Correct Scriveners Error
- ❖ Motion to Substitute Party Plaintiff
- ❖ Motion for Court Default
- ❖ Motion to Amend Complaint
- ❖ Motion to Dismiss
- ❖ Motion to Vacate

Additional Information:

- ❖ Motion for Substitution of Counsel, pursuant to local rule 10, requires that a signature from the client authorizing the substitution, be submitted with the motion.
- ❖ Motion for Rehearing must be reviewed by the Judge before a hearing can be set.
- ❖ Please remember to submit SASE for all parties if you would like me to distribute conformed copies of the order. Otherwise, the original order will be filed with the Clerk of Courts and it will be your responsibility to obtain a copy from them.
- ❖ Out of Town counsel may appear telephonically (Except for matters pertaining to foreclosure cases). Please indicate on the Notice of Hearing that the motion will be heard telephonically and provide a contact number for the Judge to initiate the call.
- ❖ All proposed Orders shall be submitted directly to Chambers. No copy should be sent directly to the Clerks Office.

Please remember to indicated on your UMC Notice of Hearing that the hearing was scheduled using the Online Scheduling system.