

Notable Additions and/or Changes to Local Rule 10A

The updates to Local Rule 10A include separate sections for Uniform Motion Calendar hearings and Special Set Hearings. As a result, the numbering of the paragraphs may differ.

The table below provides an overview of the notable additions and/or deletions to Local Rule 10A. The paragraphs referenced in the columns entitled “Paragraph Number” refer to the paragraphs as reflected in the version of Local Rule 10A that was approved by the Florida Supreme Court on January 23, 2018. BE ADVISED NEW LOCAL RULE 10A IS EFFECTIVE MARCH 5, 2018.

Attorneys and all self-represented parties are advised to carefully review the new Local Rule 10A in its entirety so as to comply with rule’s requirements.

[Follow this link to review the NEW Local Rule 10A](#) (Effective March 5, 2018)

<u>UNIFORM MOTION CALENDAR</u>	
<u>Old Local Rule 10a Paragraph Number</u>	<u>Notable Additions and/or Changes, newly enacted Local Rule 10a</u>
Paragraph 1	<ul style="list-style-type: none">• Allows the business and complex divisions to set uniform motion calendars per their procedures.• Provides a definition of party as follows: (1) any entity of individual that is represented by counsel; or (2) any self-represented person.
Paragraph 2	<ul style="list-style-type: none">• Requires all motions set on UMC be scheduled electronically using the Circuit’s Online Scheduling System.• Requires UMC hearings to be scheduled five (5) days in advance of the hearing.• Requires the parties to attempt to resolve or narrow the issues by direct communication, which is defined as “oral or written communication, including by telephone, in person, email, or text messaging.• States that all time requirements regarding the scheduling of hearings are governed by applicable court rules.

<p>Paragraph 3</p>	<ul style="list-style-type: none"> • Requires all persons scheduling UMC hearing to review the practices and procedures of the assigned judge. • Requires parties to bring to the hearing copies of the motion(s), pleading(s), or underlying document(s) that is/are subject of the hearing and that a failure to do so may result in sanctions.
<p>Paragraph 4</p>	<ul style="list-style-type: none"> • Requires every party scheduling a UMC hearing to execute the following good faith certification in the body of the notice of hearing: <p><i>I hereby certify that A) the movant has conferred or attempted to confer with all parties or self-represented parties who may be affected by the relief sought in the motion in a good faith effort to resolve the issues raised in the motion; and B) the issues in the motion may be heard and resolved by the court within five (5) minutes.</i></p>
<p>Paragraph 5</p>	<ul style="list-style-type: none"> • Requires the scheduling party to utilize the Online Scheduling System to cancel any UMC hearing and that the filing of a notice of cancellation without also cancelling using the Online Scheduling System is insufficient to cancel a hearing. • Provides that only the scheduling party or court may cancel a UMC hearing. • Requires the cancelling party to generate an email to all parties advising of the cancellation.
<p>Paragraph 6</p>	<ul style="list-style-type: none"> • Prohibits the following matters from being heard on UMC, unless permitted by the assigned judges: <ul style="list-style-type: none"> • Hearings requiring the presentation of evidence. • Multiple discovery matters, including lengthy or complex disputes regarding interrogatories or requests for production that exceed the five (5) minute time limitation. • Allows motions to approve minor settlements in civil cases to be heard on UMC.

	<ul style="list-style-type: none"> Requires motions to withdraw evidence service on the client.
Paragraph 7	<ul style="list-style-type: none"> Originally paragraph 6 of Local Rule 10A and is largely unchanged, except for the inclusion of uncontested paternity actions.
Paragraph 8	<ul style="list-style-type: none"> Originally paragraph 4 of Local Rule 10A and largely unchanged, except for the requirement that parties consult each Judge’s practices and procedures listed on the Circuit’s webpage.
Paragraph 9	<ul style="list-style-type: none"> Originally paragraph 8 of Local Rule 10A and largely unchanged.
Paragraph 10	<ul style="list-style-type: none"> Advised parties that if they are unable to schedule a UMC hearing on a particular date it is likely that date of full and the party should schedule on an alternate date.
Paragraph 11	<ul style="list-style-type: none"> Paragraph 11 within the original Local Rule 10A has been deleted and removed. This paragraph now lists the types of “agreed orders” that should be uploaded and transmitted to the court via the Circuit’s agreed order portal.
Paragraph 12	<ul style="list-style-type: none"> Originally numbered paragraph 13 of Local Rule 10A. Requires a party to upload a proposed order under this paragraph via the Circuit’s agreed order portal in lieu of submitting a hard copy with stamped envelopes Prohibits proposed ex parte orders under this paragraph from containing language regarding attorney’s fees.
<u>SPECIAL SET HEARINGS</u>	
Paragraph Number	Notable Additions and/or Deletions
Paragraph 1 (originally numbered ¶ 14)	<ul style="list-style-type: none"> Requires special set hearings be scheduled in compliance with each judge’s practices and procedures. Requires all pertinent documents relating to a special set hearing be provided to the court pursuant to each judge’s practices and procedures.

	<ul style="list-style-type: none"> • Directs the parties to comply with all time requirements set forth in applicable court rules.
Paragraph 2 (originally numbered ¶ 15)	<ul style="list-style-type: none"> • Provides the requirements and procedure for the cancelling of special set hearings.
Paragraph 3 (originally numbered ¶ 18)	<ul style="list-style-type: none"> • Requires the body of the notice of hearing for all special set hearings contain the following: <i>I hereby certify that I have made a good faith attempt to resolve this matter by having direct communication about the matter with all parties, prior to notice this motion for hearing.</i> • Defines “direct communication” as oral or written communication, including by telephone, in person, email, or text messaging.
Paragraph 4 (originally numbered ¶ 19)	<ul style="list-style-type: none"> • No substantive changes
Paragraph 5 (originally number ¶ 20)	<ul style="list-style-type: none"> • Illustrates the types of sanctions that may be imposed for failure to comply with Local Rule 10A.
<u>MOTIONS FOR EMERGENCY RELIEF</u>	
Paragraph 1	<ul style="list-style-type: none"> • Requires any motion seeking emergency relief in any civil or family matter to comply with existing Administrative Orders governing emergencies.