

**IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT,
IN AND FOR THE STATE OF FLORIDA**

ADMINISTRATIVE ORDER A-2021-18

**TRANSFER OF CASE NO. 2019-AP-12 FROM THE CIRCUIT
COURT TO THE DISTRICT COURT OF APPEAL;
TRANSFER OF CASE NO. 2020-AP-18 FROM THE FIFTH
JUDICIAL CIRCUIT APPELLATE DIVISION TO THE CIRCUIT
CIVIL DIVISION;
DISSOLVING THE FIFTH JUDICIAL CIRCUIT APPELLATE
DIVISION,
DECLARING LOCAL RULE 1 INOPERATIVE,
& RESCINDING ADMINISTRATIVE ORDER A-2019-14**

WHEREAS, Article V, section 5(b), Florida Constitution bestows circuit courts with “jurisdiction of appeals when provided by general law”; and

WHEREAS, the Florida Legislature in chapter 20-61, section 3, Laws of Florida, amended section 26.012(1), Florida Statutes, and in chapter 20-61, section 8, repealed section 924.08, Florida Statutes, to remove circuit court jurisdiction over certain appeals of county court orders or judgments; and

WHEREAS, the effective date of these statutory changes was January 1, 2021; and

NOW THEREFORE, IT IS ORDERED that:

1. CASE NUMBER 2019 AP-12 is hereby transferred to the District Court of Appeal for the Fifth District.
2. This order shall be docketed in the appellate case that is to be transferred and served on the attorneys and pro se parties in the

D B M J M

case via Florida Courts E-Filing Portal or by U.S. Mail when necessary for pro se parties.

3. The Hernando County Clerk of Clerk shall transfer via the Florida Courts E-Filing Portal all documents on the docket of this appellate case to the Clerk of the District Court of Appeal in the manner requested by the District Court.

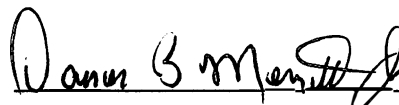
4. The Marion County Clerk of Clerk shall transfer case number 2020-AP-18 from the Appellate Division to the Circuit Civil Division and assign said case to the Honorable Edward L. Scott, as he has been consulted and consented to the transfer, using the next appropriate "CA" number.

5. The Appellate Division of the Fifth Judicial Circuit is hereby dissolved, and Administrative Order A-2019-14 rescinded.

6. As a result of the above Florida Supreme Court actions, resultant Fifth Judicial Circuit Administrative Orders, and this Order, at the present time, the provisions of Local Rule 1 are moot and are hereby deemed inoperative.

7. The rescission or vacation of any administrative order does not revive, restore, or otherwise operate to put into effect any previously rescinded or vacated administrative order or any portion thereof.

DONE AND ORDERED in Brooksville, Florida this 17th day of June 2021.



Daniel B. Merritt, Jr.
Chief Judge

cc:

Attachment one [appeal transfer form]

ATTACHMENT ONE

APPEAL TRANSFER FORM

Appellant(s)

County

v.

Appellee(s)

L.T. Case No.: _____
UCN No.: _____
Appeal Case No.: _____
UCN No.: _____

Progress docket for appellate case included.

Civil cover sheet for county court case included.

An appellate filing fee appears to be required

and has been paid.

but has not been paid.

Appellant has been determined to be indigent.

There is no filing fee in this type of proceeding (e.g., postconviction, habeas corpus).

Pending motions transferred with appeal.

Further comments that might be of value to the district court in determining case classification and jurisdiction are:

Deputy Clerk (Only initials needed)