

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA

CIRCUIT CIVIL DIVISION "AD"

CASE NO. 50 _____-CA-_____ XXXXMB

IN RE: THE MATTER OF:

_____,
Plaintiff(s),

vs.

_____,
Defendant(s).

_____/

ORDER SPECIALLY SETTING REMOTE SUMMARY JUDGMENT HEARING

The following matter has been specially set for hearing remotely by *[insert name of telephone service or web conference provider]* before **JUDGE JAIMIE GOODMAN** in COURTROOM 9-A at the Judge Daniel T.K. Hurley Courthouse, 205 N. Dixie Highway, West Palm Beach, FL 33401, as follows:

DATE OF HEARING:
TIME OF HEARING:
TIME RESERVED FOR HEARING:

REMOTE ACCESS INFORMATION:

DOCKET NUMBER (if known):
MOTION TO BE HEARD:

THIS MATTER IS SPECIALLY SET BY COURT ORDER AND CANNOT BE CANCELED OR RESET EXCEPT BY FURTHER COURT ORDER.

IT IS THE INTENT OF THIS COURT TO DISPOSE OF THE SUBJECT MATTER OF THE SPECIALLY SET MOTION ON THE DATE AND TIME APPEARING ABOVE.

Accordingly, all counsel or self-represented parties must either: (1) appear remotely by making arrangements with a telephone or web conference service provider that all parties have agreed to and are all able to access for this telephone or web appearance, including the Court Reporter (if any); or (2) submit an Agreed Order disposing of the motion at least 48 business hours prior the hearing.

Rule 1.510, Florida Rules of Civil Procedure, governs motions for summary judgment, and provides that the motion shall state with particularity the grounds upon which it is based and further, requires that the court shall ascertain at a hearing on the motion what material facts exist without substantial controversy and what material facts are actually in good faith controverted;

If the movant will rely on anything other than affidavits to support the motion, then no later than twenty (20) days prior to the scheduled hearing on a motion for summary judgment, the movant shall file a statement of each fact alleged to be without controversy and a citation of the record establishing such fact. All citations shall be with particularity to (1) the page and line of depositions, (2) the docket number and paragraph of pleadings, and (3) the docket number and page of interrogatories or requests for admissions.

Within seven (7) days prior to the hearing, the party opposing the motion for summary judgment shall file a response to each fact alleged not to be in controversy, and either admit that such fact is not in controversy or set forth citation of the record with the particularity described above where the fact is controverted.

AT LEAST FIVE (5) DAYS PRIOR TO THE HEARING, THE PARTIES SHALL SUBMIT HARD COPIES OF ALL MOTIONS, RESPONSES, EXHIBITS THERETO, MEMORANDA (WHICH SHALL NOT EXCEED TEN (10) DOUBLE SPACED PAGES),

AND CASE AUTHORITY (WHICH MUST BE TABBED WITH PERTINENT SECTIONS HIGHLIGHTED). ALL SUPPORT MATERIALS AND SUBMISSIONS SHALL INDICATE THE DATE AND TIME OF THE SCHEDULED HEARING.

All exhibits must be clearly marked before the hearing is set to begin. Exhibits shall be marked by a numbered sticker on the top right-hand corner of the front of each exhibit clearly identifying the case number and party who is offering the exhibit, e.g., *Plaintiff or Defendant; Petitioner or Respondent*. An Exhibit List shall be provided to the Court at the start of the hearing and must be numbered chronologically.

Time for argument shall be divided equally between the parties based upon the time requested for hearing.

Failure to comply with this order may result in sanctions, including but not limited to attorney's fees incurred by the other side in attending a summary judgment motion which cannot be concluded because of the failure to comply with this order.

Counsel requesting this hearing has spoken in person or by telephone with the counsel for all parties and self-represented parties (if any) who may be affected by the relief sought in the motion in a good faith effort to resolve or narrow the issues raised.

-and-

Counsel requesting this hearing has conferred with counsel and self-represented parties, and has made arrangements with a telephone or web communications service provider that all parties and any self-represented parties, including the Court Reporter (if any), are able to access and appear remotely to this hearing.

DONE AND ORDERED at West Palm Beach, Palm Beach County, Florida, on this ____ day of _____, 2020.

JAIMIE GOODMAN
Circuit Judge

Copies furnished VIA JUDICIAL E-SERVICE (U.S. MAIL to pro se parties):