

Supreme Court of Florida

No. AOSC14-1
*Corrected*¹

IN RE: ELECTRONIC FILING OF CRIMINAL, JUVENILE, AND TRAFFIC
CASES VIA THE FLORIDA COURTS E-FILING PORTAL

ADMINISTRATIVE ORDER

The Florida Supreme Court's Revised Opinion in In re: Amendments to the Florida Rules of Civil Procedure, the Florida Rules of Judicial Administration, the Florida Rules of Criminal Procedure, the Florida Probate Rules, the Florida Small Claims Rules, the Florida Rules of Juvenile Procedure, the Florida Rules of Appellate Procedure, and the Florida Family Law Rules of Procedure—Electronic Filing, 102 So. 3d 451 (Fla. 2012), set October 1, 2013, as the date for mandatory electronic filing (hereinafter “e-filing”) by attorneys in all divisions of the criminal court, including appeals to the circuit court (hereinafter “all criminal divisions”), through the Florida Courts E-Filing Portal (hereinafter “Portal”). The Florida Courts E-Filing Authority Board submitted a report to the Supreme Court detailing the readiness of all divisions of

1. A corrected version of this administrative order is hereby issued to eliminate a former reference to the Pinellas County Clerk of Court in numbered paragraph 2 on page 2 and to correct the mandatory e-filing deadlines for Hillsborough County as indicated in numbered paragraph 5 on page 4.

the circuit criminal courts, including appeals to the circuit court, for mandatory electronic filing through the Portal.

The Supreme Court extended the deadline for mandatory compliance to February 3, 2014, for all counties in In re: Electronic Filing of Criminal Cases in the Trial Courts of Florida Via the Florida Courts E-Filing Portal, Fla. Admin. Order No. AOSC13-48 (Sept. 27, 2013). That administrative order also required any “clerk, court, state attorney, or public defender that determines it cannot comply with the February 3, 2014, mandatory e-filing deadline [to] file, no earlier than January 1, 2014, nor later than January 15, 2014, an individual request for an extension of time.” Id. at 4-5. Upon consideration of the submitted requests, this administrative order amends the deadlines for specific circuits as indicated below.

The following entities have submitted requests for extensions regarding e-filing, and thereby also participation in Portal electronic service (e-service). These requests are hereby approved by the Supreme Court with the following new deadlines established:

1. The Office of the State Attorney of the Fourth Judicial Circuit is granted an extension to participate in e-filing until 12:01 a.m., Tuesday, April 1, 2014;
2. The Pasco County Clerk of Court, the Chief Judge of the Sixth Judicial Circuit, the Office of the State Attorney of the Sixth Judicial

Circuit, and the Law Offices of the Public Defender of the Sixth Judicial Circuit have filed requests for an extension until July 1, 2014. Mandatory e-filing of all criminal division documents in Pinellas and Pasco Counties shall be extended until 12:01 a.m., Tuesday, July 1, 2014, as requested;

3. The Office of the State Attorney of the Tenth Judicial Circuit is granted an extension to participate in e-filing for Hardee County until 12:01 a.m., Monday, March 3, 2014, an extension of e-filing participation for Highlands County until 12:01 a.m., Thursday, May 1, 2014, and an extension of e-filing participation for Polk County until 12:01 a.m., Tuesday, July 1, 2014;
4. The Chief Judge of the Eleventh Circuit and the Miami-Dade Clerk of Court, the Law Offices of the Public Defender of the Eleventh Judicial Circuit, and the Law Offices of the Criminal Conflict and Civil Regional Counsel of the Third Region of Florida, have requested a phased in approach which they expect to complete within eight to ten months. Mandatory e-filing of all criminal division documents in Miami-Dade County shall be extended until 12:01 a.m., Monday, November 3, 2014;

5. The Chief Judge of the Thirteenth Judicial Circuit, the Hillsborough County Clerk of Court, the Office of the State Attorney of the Thirteenth Judicial Circuit, and the Law Offices of the Public Defender of the Thirteenth Judicial Circuit requested extensions for different classification of cases. Mandatory e-filing of all criminal and juvenile case documents in Hillsborough County shall be extended until 12:01 a.m., Monday, April 14, 2014, as requested, and of all traffic case documents until 12:01 a.m., Monday, July 21, 2014, as requested;
6. The Office of the State Attorney of the Fifteenth Judicial Circuit is granted an extension to participate in e-filing until 12:01 a.m., Monday, February 17, 2014;
7. The Monroe County Clerk of Court requested an extension until April 30, 2014. Mandatory e-filing of all criminal division documents in Monroe County shall be extended until 12:01 a.m., Wednesday, April 30, 2014, as requested;
8. The Office of the State Attorney of the Nineteenth Judicial Circuit is granted an extension to participate in e-filing until 12:01 a.m., Tuesday, April 1, 2014.

Any clerk, court, state attorney, public defender, or other defense counsel that determines it cannot comply with the above mandatory e-filing deadlines must file an individual request for an extension of time, no more than 30 days and no less than 15 days prior to its respective deadline, that sets forth specific reasons for the non-compliance and details the specific date of expected Portal e-filing compliance.

Effective immediately, attorneys filing documents in all criminal divisions may e-file in the counties listed within this order when the respective clerk announces readiness; the list of participating clerks will continue to be maintained on the Florida Courts E-Filing Authority Board website².

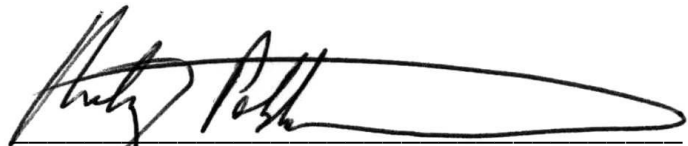
Notwithstanding any of the above provisions, until further order of this Court any document that initiates a criminal case may be submitted in paper to the appropriate clerk of court or through an existing local electronic system by either law enforcement or the state attorney, in accordance with In re: Electronic Filing in the State Courts System Via the Florida Courts E-Filing Portal, Fla. Admin. Order No. AOSC13-12 (March 25, 2013).

Additional administrative orders may be issued, as necessary, regarding the implementation of e-filing and will be posted on the Florida Supreme Court's

2. This webpage is located at <https://www.myflcourtaccess.com/authority/publicnotices.html>.

website.³ Therefore, members of Florida courts, The Florida Bar, and all others who use the court system are requested to remain diligent in keeping track of updated requirements regarding e-filing through the Portal.

DONE AND ORDERED, nunc pro tunc, to January 24, 2014, at Tallahassee, Florida, on February 11, 2014.


Ricky Polston, Chief Justice

ATTEST:



John A. Tomasino, Clerk of Court



3. This webpage is located at <http://www.floridasupremecourt.org/clerk/adminorders/index.shtml>.