

The Florida Bar's Appellate Court Rules Committee (committee) has submitted to the Florida Supreme Court its regular-cycle report of proposed amendments to the Florida Rules of Appellate Procedure.

The Court invites all interested persons to comment on the committee's proposed amendments, which are summarized below and reproduced in full online at <http://www.floridasupremecourt.org/decisions/proposed.shtml>. An original and nine paper copies of all comments must be filed with the Court on or before April 1, 2008, with a certificate of service verifying that a copy has been served on the committee chair, Steven L. Brannock, P.O. Box 1288, Tampa, FL 33601-1288, as well as a separate request for oral argument if the person filing the comment wishes to participate in oral argument, which may be scheduled in this case for June. Further, if comments are directed toward the proposed amendment to Rule 9.130(a)(3)(C)(ii), Proceedings to Review Non-final Orders and Specified Final Orders; Applicability, the certificate of service shall also verify that a copy has been served on the proponent of the amendment, Gregory Grossman, Astigarraga, Davis, Mullins, & Grossman, P.A., 701 Brickell Ave., 16th Fl, Miami, FL 33131. If comments are directed toward the proposed amendment to Rule 9.210(a)(5), Briefs; Generally, the certificate of service shall also verify that a copy has been served on the proponent of the amendment, Louis K. Rosenbloum, 4300 Bayou Blvd., Suite 36, Pensacola, FL 32503-2671. If comments are directed toward the proposed amendment to Rule 9.310(b)(2), Stay Pending Review; Exceptions; Public Bodies; Public Officers, the certificate of service shall also verify that a copy has been served on the proponent of the amendment, Lawrence Sellers, Holland and Knight LLP, P.O. Box 810, Tallahassee, FL 32302-0810. If comments are directed toward the proposed amendment to Rule 9.430, Proceedings by Indigents, the certificate of service shall also verify that a copy has been served on the proponent of the amendment, Nancy S. Isenberg, Senior Trial Court Staff Attorney, Second Judicial Circuit, Room 342, Leon County Courthouse, 301 South Monroe Street, Tallahassee, FL 32301.

The committee chair has until April 21, 2008, to file a response to any comments filed with the Court. Electronic copies of all comments also must be filed in accordance with the Court's administrative order In re Mandatory Submission of Electronic Copies of Documents, Fla. Admin. Order No. AOSC04-84 (Sept. 13, 2004).

IN THE SUPREME COURT OF FLORIDA

IN RE: AMENDMENTS TO FLORIDA RULES OF APPELLATE
PROCEDURE, CASE NO. 08-147

RULE/FORM	CHANGE
9.010, Effective Date and Scope	Scrivener's change to correct cross-reference.
9.050, Maintaining Privacy of Personal Data	New rule protecting privacy of personal data - prohibiting counsel from including certain information in briefs, petitions, replies, motions, notices, responses and attachments.
9.130 Proceedings to Review Non-final Orders and Specified Final Orders; Applicability - (a)(3)(C)(ii)	Allows appeals from nonfinal orders granting, modifying, dissolving, or refusing to grant, modify, or dissolve writs of replevin, garnishment or attachment.
9.130(a)(3)(C)(iv)	Provides for a nonfinal appeal of an order determining a party's entitlement to an appraisal under an insurance policy.
9.130(a)(5)	Clarifies rule by referencing the right to immediate review of any authorized motion for relief from judgment rather than specifically identifying a particular rule. Clarifies that motions for rehearing directed to orders under the rule will not toll the time for filing a notice of appeal.
9.140(c)(3), Appeal Proceedings in Criminal Cases; Appeals by the State; Commencement	Scrivener's change to correct cross-reference
9.200(a)(3), The Record; Contents	Scrivener's change to correct cross-reference.
9.210(a)(5), Briefs; Generally	Clarifies that tables of contents and citations to authorities, and certificates of service and compliance are excluded from brief page computation.

9.310(b)(2), Stay Pending Review; Exceptions; Public Bodies; Public Officers	Eliminates an inconsistency with <i>F.S.</i> Chapter 120, and clarifies that no automatic stay may be had when a notice for stay is filed in administrative actions under the Administrative Procedure Act, when public bodies or public officers seek review.
9.330(d), Rehearing; Clarification; Certification; Exception; Review of District Court Decisions	Prohibits motions for clarification addressing three specified circumstances to reflect the holding in <i>Jackson v. State</i> , 926 So. 2d 1262 (Fla. 2006).
9.370, Amicus Curiae	Adds a new subdivision to allow potential amici, when a party has invoked the discretionary jurisdiction of the Supreme Court, to file a notice of intent to file an amicus brief on the merits should the court accept jurisdiction.

9.430, Proceedings by Indigents	Changes to reflect different treatment of original proceedings from appeals under this rule and changes to conform rule to statutory and Supreme Court forms changes. Scrivener's change to correct cross-reference.
9.600(d), Jurisdiction of Lower Tribunal Pending Review	Scrivener's change to correct cross-reference.
9.800, Uniform Citation System	Scrivener's change to correct cross-reference.
9.900(j), Forms	Changes to conform to Supreme Court forms changes.