

**CASES FOR ORAL ARGUMENT**  
**MONDAY, FEBRUARY 8, 2010 – 9:00 A.M.**  
**EN BANC**

**NO CASES SCHEDULED**

**CASES FOR ORAL ARGUMENT**  
**TUESDAY, FEBRUARY 9, 2010 – 9:00 A.M.**  
**EN BANC**

**----- Case #1 -----**

<b>THE FLORIDA BAR v. DONALD ALAN TOBKIN</b> <b>CASE NOS. SC07-928; SC07-959</b>
<u>Appearance for Complainant:</u> Ronna Friedman Young, Bar Counsel, Sunrise, 954-835-0233
<u>Appearance for Respondent:</u> David Alan Tobkin, Hollywood, 954-258-6030
(TWO CONSOLIDATED CASES - MAXIMUM OF FIFTEEN MINUTES TO THE SIDE AS CONSOLIDATED)

**----- Case #2 -----**

<b>THE FLORIDA BAR v. STUART LEONARD STEIN</b> <b>CASE NO. SC08-1108</b>
<u>Appearance for Complainant:</u> Allison C. Sackett, Bar Counsel, Tallahassee, 850-561-5845
<u>Appearance for Respondent:</u> Stuart Leonard Stein, Santa Fe, New Mexico, 505-450-5002
(MAXIMUM OF FIFTEEN MINUTES TO THE SIDE)

**\*PLEASE NOTE THAT ONLY THE NAMES OF THE ATTORNEYS WHO HAVE INDICATED THEY WILL PARTICIPATE IN ORAL ARGUMENT APPEAR ON THE ORAL ARGUMENT CALENDAR.**

**CASES FOR ORAL ARGUMENT**  
**TUESDAY, FEBRUARY 9, 2010 – 9:00 A.M.**  
**EN BANC**

----- Case #3 -----

<p><b>RANDY LAMAR SCHOENWETTER v. STATE OF FLORIDA</b> <b>CASE NO. SC08-2271</b> and <b>RANDY LAMAR SCHOENWETTER v. WALTER A. MCNEIL, ETC.</b> <b>CASE NO. SC09-955</b> <b>BREVARD COUNTY</b></p>
<p><u>Appearance for Appellant/Petitioner:</u> James L. Driscoll, Jr., Asst. CCRC, Tampa, 813-740-3544</p> <p><u>Appearance for Appellee/Respondent:</u> Barbara C. Davis, Asst. Atty. General, Daytona Beach, 386-238-4990</p> <p style="text-align:center">(3.851 APPEAL AND A PETITION FOR WRIT OF HABEAS CORPUS – MAXIMUM OF TWENTY MINUTES TO THE SIDE)</p>

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**CASES FOR ORAL ARGUMENT**  
**WEDNESDAY, FEBRUARY 10, 2010 – 9:00 A.M.**  
**EN BANC**

**----- Case #1 -----**

<b>THE FLORIDA BAR v. SHERRY GRANT HALL</b> <b>CASE NO. SC07-863</b>
<u>Appearance for Complainant:</u> Olivia Paiva Klein, Bar Counsel, Tallahassee, 850-561-5845
<u>Appearance for Respondent:</u> Lois B. Lepp of Lois B. Lepp, P.A., Pensacola, 850-435-1090
(MAXIMUM OF FIFTEEN MINUTES TO THE SIDE)

**----- Case #2 -----**

<b>HAROLD GOLDBERG, ET AL. v. MERRILL LYNCH CREDIT</b> <b>CORPORATION, ET AL.</b> <b>CASE NO. SC08-1360</b> <b>PALM BEACH COUNTY</b>
<u>Appearance for Petitioners:</u> Vess A. Miller of Cohen & Malad, LLP, Indianapolis, IN, 317-636-6481
<u>Appearance for Amicus Curiae:</u> Lori Holcomb, The Florida Bar, Tallahassee, 850-561-5600
<u>Appearance for Respondents:</u> Joseph Hagedorn Lang, Jr. of Carlton Fields, P.A., Tampa, 813-223-7000
(MAXIMUM OF FIFTEEN MINUTES TO THE SIDE)

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**CASES FOR ORAL ARGUMENT**  
**WEDNESDAY, FEBRUARY 10, 2010 – 9:00 A.M.**  
**EN BANC**

----- **Case #3** -----

**PAUL DUROUSSEAU v. STATE OF FLORIDA**  
**CASE NO. SC08-68**  
**DUVAL COUNTY**

Appearance for Appellant:

Nada M. Carey, Asst. Public Defender, Tallahassee, 850-606-8515

Appearance for Appellee:

Thomas D. Winokur, Asst. Atty. General, Tallahassee, 850-414-3300

(INITIAL APPEAL - MAXIMUM OF THIRTY MINUTES TO THE SIDE)

----- **Case #4** -----

**AMERICAN OPTICAL CORPORATION, ET AL. v. WALTER R. SPIEWAK, ET AL.**  
**CASE NO. SC08-1616**  
**AMERICAN OPTICAL CORPORATION, ET AL. v. DANIEL N. WILLIAMS, ET AL.**  
**CASE NO. SC08-1617**  
**AMERICAN OPTICAL CORPORATION, ET AL. v. DANIEL N. WILLIAMS, ET AL.**  
**CASE NO. SC08-1639**  
**AMERICAN OPTICAL CORPORATION, ET AL. v. WALTER R. SPIEWAK, ET AL.**  
**CASE NO. SC08-1640**  
**PALM BEACH COUNTY**

Appearance for Appellants/Petitioners:

Gary L. Sasso of Carlton Fields, P.A., Tampa, 813-223-7000

Appearance for Appellees/Respondents:

Joel S. Perwin of Joel S. Perwin, P.A., Miami 305-779-6090

(MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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**CASES FOR ORAL ARGUMENT**  
**THURSDAY, FEBRUARY 11, 2010 – 9:00 A.M.**  
**EN BANC**

**Chief Justice Quince recused** ----- Case #1 -----

<b>KENNETH ALLEN STEWART v. STATE OF FLORIDA</b> <b>CASE NO. SC08-2075</b> and <b>KENNETH ALLEN STEWART v. WALTER A. MCNEIL, ETC.</b> <b>CASE NO. SC09-814</b> <b>HILLSBOROUGH COUNTY</b>
<u>Appearance for Appellant/Petitioner:</u> Robert A. Norgard and Andrea M. Norgard, of Norgard & Norgard, Bartow, 863-533-8556
<u>Appearance for Appellee/Respondent:</u> Meredith Charbula, Asst. Atty. General, Tallahassee, 850-414-3300
(3.851 APPEAL AND A PETITION FOR WRIT OF HABEAS CORPUS – MAXIMUM OF TWENTY MINUTES TO THE SIDE)

**Chief Justice Quince recused** ----- Case #2 -----

<b>DAVID JOSEPH PITTMAN v. STATE OF FLORIDA</b> <b>CASE NO. SC08-146</b> and <b>DAVID JOSEPH PITTMAN v. WALTER A. MCNEIL, ETC.</b> <b>CASE NO. SC08-2486</b> <b>POLK COUNTY</b>
<u>Appearance for Appellant/Petitioner:</u> Martin J. McClain of McClain & McDermott, Wilton Manors, 305-984-8344
<u>Appearance for Appellee/Respondent:</u> Katherine Blanco, Asst. Atty. General, Tampa, 813-287-7910
(3.851 APPEAL AND A PETITION FOR WRIT OF HABEAS CORPUS – MAXIMUM OF TWENTY MINUTES TO THE SIDE)

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**CASES FOR ORAL ARGUMENT**  
**THURSDAY, FEBRUARY 11, 2010 – 9:00 A.M.**  
**EN BANC**

**----- Case #3 -----**

<b>IN RE: AMENDMENTS TO RULE REGULATING THE FLORIDA BAR 4-7.1 – LAWYER-TO-LAWYER AND LAWYER-TO-CLIENT COMMUNICATION CASE NO. SC09-394</b>
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Appearance for Proponents:

Elizabeth Clark Tarbert, The Florida Bar, Tallahassee, 850-561-5600  
Timothy Chinaris, Montgomery, AL, 334-386-7214  
John Scarola for Searcy, Denney, Scarola, Barnhart & Shipley, P.A.,  
West Palm Beach, 561-686-6300

Appearance for Opponents:

Bill Wagner, Tampa, 813-225-4000

(MAXIMUM OF THIRTY MINUTES ALLOCATED FOR ARGUMENT)

**----- Case #4 -----**

<b>THE FLORIDA BAR v. CHARLES BEHM CASE NO. SC07-661</b>
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Appearance for Complainant:

Frances R. Brown-Lewis, Bar Counsel, Orlando, 407-425-5424

Appearance for Respondent:

Tommy K. Cryer, Shreveport, LA, 318-797-8949

(MAXIMUM OF FIFTEEN MINUTES TO THE SIDE)

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WILL PARTICIPATE IN ORAL ARGUMENT APPEAR ON THE ORAL ARGUMENT CALENDAR.**

**CASES FOR ORAL ARGUMENT**  
**FRIDAY, FEBRUARY 12, 2010 – 8:30 A.M.**  
**EN BANC**

**NO CASES SCHEDULED**