

BEFORE THE JUDICIAL QUALIFICATIONS COMMISSION  
STATE OF FLORIDA  
CASE NO.: 05-437

INQUIRY CONCERNING JUDGE SUPREME CT. CASE NO. SC06-2119  
CLIFFORD BARNES;

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**ORDER ON PREHEARING CONFERENCE**

This matter was considered on a telephonic prehearing conference on January 14, 2008. The case remains scheduled for hearing on February 4, 2008, beginning at 8:00 a.m. The evidence will begin at 9:00 a.m., but at 8:00 a.m. counsel are to meet with counsel for the Hearing Panel and organize and mark all exhibits. The hearing will occur in Courtroom K in the South County Courthouse Annex, 250 N.W. Country Club Drive, Pt. St. Lucie, Florida.

Counsel for Judge Barnes has filed a Motion to Stay these proceedings based on the filing of a suit for declaratory judgment in the Nineteenth Judicial Circuit challenging the constitutionality of Administrative Order 06-01. The Motion to Stay is denied and this JQC matter shall proceed.

Special Counsel has filed a Motion in Limine seeking to prohibit evidence and argument on the alleged impropriety of the manner in which first appearances have been held in St. Lucie County, Florida. This Motion in Limine is hereby denied. It is difficult to deal with this motion in the abstract and although the motion is denied, counsel for Judge Barnes is cautioned that reasonable limitations will be placed on such evidence.

The JQC has also filed a Motion in Limine regarding the admissibility of deposition testimony from Dr. Kalmanoff. This motion is reserved and the written testimony from Dr. Kalmanoff shall be submitted as soon as reasonably possible for review before the hearing begins.

The attorneys have indicated that this hearing will last 2 to 3 days. Counsel are encouraged to meet and stipulate to many of the facts which appear to be uncontested.

SO ORDERED this 15th day of January, 2008.

**FLORIDA JUDICIAL QUALIFICATIONS  
COMMISSION**

By: /s/ Thomas B. Freeman  
JUDGE THOMAS B. FREEMAN,  
Chairman, Hearing Panel,  
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Copies furnished in accordance with the attached list.

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