

IN THE SUPREME COURT OF FLORIDA

RICK SCOTT, *et al.*,

Defendant/Appellants,
vs.

Case No. SC12-520
LT Case Nos. 2011 CA 1584
1D12-1269

GEORGE WILLIAMS, *et al.*,

Plaintiffs/Appellees

MOTION FOR LEAVE TO APPEAR AS AMICUS CURIAE

Florida League of Cities, Inc. (the “League”), by and through its undersigned counsel and pursuant to Florida Rule of Appellate Procedure 9.370, respectfully moves this Honorable Court for permission to appear as amicus curiae.

1. The League is a voluntary organization whose membership consists of municipalities and other units of local government rendering municipal services in the State of Florida. Under its Charter, its purpose is to work for the general improvement of municipal government and its efficient administration, and to represent its members before various legislative, executive, and judicial branches of government on issues pertaining to their general and fiscal welfare.

2. The central issue in this case – modifying public pension plans – is of interest to all of the League’s members, including those members who are not actively participating in the Florida Retirement System (“FRS”). In 2011, 185 cities participated in the FRS. Another 206 cities currently sponsor approximately 440 different local defined benefit pension plans. These plans have approximately 100,000 active employees (and approximately 60,000 retired members). Approximately 100 more cities provide a defined contribution pension plan for city employees. In recent years, pension costs have been consuming an ever-increasing portion of

cities' budgets. This case may very likely affect the ability of cities to include pension modifications in response to current fiscal challenges. As such, the League seeks to file an amicus brief to assure that the decision in this case will protect the interests of its members.

3. The League believes that by virtue of its experience and broad membership, it has perspectives and information regarding the issues in this case which should serve as a useful supplement to the interests represented by the parties and to the Court in deciding this case.

4. In accordance with Rule 9.370, the undersigned counsel has contacted counsel for Appellants and Appellees, and is authorized to represent that neither party has an objection to this request for leave by the League to appear as amicus curiae.

WHEREFORE, the Florida League of Cities, Inc. respectfully requests that this Honorable Court enter an Order granting it standing as amicus curiae in this case and permitting the filing of briefs consistent with the deadlines placed upon the Appellant.

James W. Linn
Florida Bar No. 0312916
jlinn@llw-law.com
Glenn E. Thomas
Florida Bar No. 0489174
gthomas@llw-law.com
LEWIS, LONGMAN & WALKER, P.A.
315 South Calhoun Street, Suite 830
Tallahassee, FL 32301
(850) 222-5702
(850) 224-9242 – Fax

Kraig A. Conn
Florida Bar No. 0793264
Florida League of Cities, Inc.
301 South Bronough Street, Suite 300
Tallahassee, FL 32301
(850) 222-9684

Attorneys for Florida League of Cities, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by

U.S. Mail this _____ day of May, 2012, to the following:

Ronald G. Meyer
Florida Bar No. 0148248
[Email: rmeyer@meyerbrookslaw.com](mailto:rmeyer@meyerbrookslaw.com)
Jennifer S. Blohm
Florida Bar No. 0106290
[Email: jblohm@meyerbrookslaw.com](mailto:jblohm@meyerbrookslaw.com)
Lynn C. Hearn
Florida Bar No. 123633
[Email: lhearn@meyerbrookslaw.com](mailto:lhearn@meyerbrookslaw.com)
Meyer, Brooks, Demma and Blohm, P.A.
131 North Gadsden Street
Post Office Box 1547 (32302)
Tallahassee, FL 32301
(850) 878-5212
(850) 656-6750 facsimile

Pamela L. Cooper
General Counsel
Florida Bar No. 0302546
[Email: pam.cooper@floridaea.org](mailto:pam.cooper@floridaea.org)
Florida Education Association
300 East Park Avenue
Tallahassee, FL 32301
(850) 224-7818
(850) 884-0447 facsimile

Alice O'Brien
General Counsel
[Email: aobrien@nea.org](mailto:aobrien@nea.org)
National Education Association
1201 16th Street, NW
Washington, DC 20036
(202) 822-7035
(202) 822-7033 facsimile

Richard A. Sicking
1313 Ponce de Leon Blvd., #300
Coral Gables, FL 33134
sickingpa@aol.com

Jonathan G. Rose
jonathan.rose@alston.com
David R. Godofsky
david.godofsky@alston.com
Alston & Bird LLP
950 F Street, N.W.
Washington, DC 20004

H. Douglas Hinson (pro hac vice)
doug.hinson@alston.com
Alston & Bird LLP
1201 West Peachtree Street
Atlanta, GA 30309

Louis F. Hubener, III
Blaine Winship
Timothy D. Osterhaus
Office of the Attorney General
PL-01, The Capitol
Tallahassee, FL 32399-1050
blaine.winship@myfloridalegal.com

G. Hal Johnson
Florida Bar No. 200141
[Email: hal@flpba.org](mailto:hal@flpba.org)
300 East Brevard Street
Tallahassee, FL 32301
(850) 222-3329
(850) 561-8898 facsimile

Gary D. Wilson
Jill S. Schwartz
Jill S. Schwartz & Associates, PA
180 North Park Avenue, Suite 200
Winter Park, FL 32789-7401
gwilson@schwartzlawfirm.net

Donald D. Slesnick II
Law Offices of Slesnick & Casey, LLP
2701 Ponce De Leon Blvd., Suite 200
Coral Gables, FL 33134
donslesnick@scllp.com

Richard Siwica
Egan, Lev & Siwica, P.A.
Post Office Box 2231
Orlando, FL 32802
rsiwica@eganlev.com

Aaron Nisenson
International Union of Police Associations
1549 Ringling Blvd., Suite 600
Sarasota, FL 34236
gcounsel@iupa.org

Osnat K. Rind
Kathleen M. Phillips
Phillips, Richard & Rind, P.A.
9360 SW 72nd Street, Suite 283
Miami, FL 33173
orind@phillipsrichard.com

Glenn E. Thomas