

OA 3-5-84

IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR

RE: PETITION TO AMEND FLORIDA
INTEGRATION RULE, SECTION
11.02(4)(f) (Trust Account
Disbursements)

CASE NO. 64,332

F.L.
SID J. WHITE
NOV 30 1984
CLERK, SUPREME COURT
By *[Signature]*
Chief Deputy Clerk

RESPONSE TO PETITION OF FLORIDA
CREDIT UNION LEAGUE, INC.

COMES NOW the Florida Credit Union League, Inc., and responds to the Petition filed by the Board of Governors of The Florida Bar, as follows:

1. The Petition was filed in this cause on October 15, 1983, and was orally argued on March 5, 1984, and is presently before the Court for consideration.

2. The proposed amendment to Section 11.02(4)(f), at Subparagraph (c), requires that in order for a deposit to qualify for treatment under this section, the deposit must be made

...[B]y a bank check, official check, treasurer's check, or money order or other such instrument issued by a bank or savings and loan association within the State of Florida...

3. The League would request that the proposal be amended to strike the "or" between "bank" and "savings" and insert after "association", the following language: "or credit union."

4. Many credit unions, both state chartered and federally chartered, are engaged in real estate lending throughout the state and would fall within the language of Subsection (b) in its reference to "other institutional lender".

5. Such proceeds from credit unions are often disbursed upon the credit union's own check in exactly the same manner as the proceeds would be paid by a bank or a savings and loan association.

6. All credit unions in the State of Florida are insured by either the National Credit Union Administration or the Florida Credit Union Guaranty Corporation, to the same extent as deposits in banks and savings and loan associations.

THEREFORE, for the purposes of this proposed amendment, there is no justification for not including credit unions as an institution or which the proceeds check can be drawn, and the Florida Credit Union League, Inc., would request that this be done.

Respectfully submitted,



F. PERRY ODOM

and

DEAN BUNCH

of the law firm of

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Kitchen

P.O. Drawer 1170

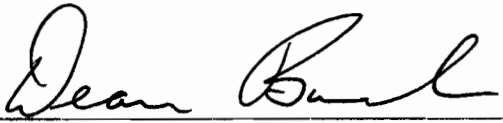
Tallahassee, Florida 32301

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Attorneys for Florida Credit
Union League, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing
Response to Petition of Florida Credit Union League, Inc. has
been furnished to Jack Harness, Executive Director, The
Florida Bar, Tallahassee, Florida 32301. by U.S. Mail this
29th day of November, 1984.



Attorney