64333

Bogin, Munns, Munns & Simon Attorneys and Counselors at Law

BRUCE M. BOGIN RULON D. MUNNS RANIER F. MUNNS JAMES L. SIMON* S. JOSEPH PIAZZA, LL.M. ERIC W. LUDWIG BORRON J. OWEN, JR.

May 14, 1985

PAN AMERICAN BANK BUILDING SUITE 1001 POST OFFICE BOX 2807 ORLANDO, FLORIDA 32802 TELEPHONE (305) 425-1812

SID J. WHITE MAY 17 1 CLERK, SUPREME COURT

By_____Chief Deputy Clerk

Clerk, Supreme Court of Florida Tallahassee, Florida 32301

> Re: Comments on Newly Promulgated Integration Rule 11.02(4)(f) (Trust Fund Disbursements)

Dear Sir:

I have reviewed the newly promulgated integration rule as set out in the Florida Bar News dated May 1, 1985 and generally support the concept set out in that rule.

However, I recommend changing the word "check" in paragaphs (1), (4) and (6) to the word "draft". The word "check" is generally understood to mean a draft drawn on a bank. (See §673.104(2) (b) Fla. Stat.) A draft drawn on a thrift would technically not be a check. Also insurance companies commonly issue drafts drawn on their own funds, although payable through a bank, and are therefore technically not "checks".

Sincerely

James L. Simon

JLS/mw

cc: Staff Attorney/Florida Bar