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PLEASE RESPOND TO:  
DAYTONA BEACH OFFICE

March 17, 1986

68,357  
→

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Office of the Clerk of the  
Supreme Court of Florida  
Supreme Court Building  
Tallahassee, Florida 32301

Re: Proposed Amendment to Rule 1.100

Dear Sir:

The proposed amendment states, in Subsection (2):

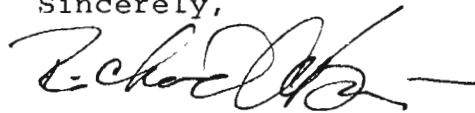
If the cover sheet is not filed as required, the Clerk shall accept the pleadings for filing but all proceedings in the case shall be held in abeyance until a properly completed cover sheet is filed by counsel.

This part of the rule would allow a defendant to delay the case, by inadvertence or otherwise, by filing an answer without the civil cover sheet.

Regarding the part of the civil cover sheet entitled, "Type of Case", which box is to be checked for a complaint or counterclaim with two causes of action, one in tort for negligence and the other in contract for breach of contract?

I hope these comments are helpful to the Court.

Sincerely,



Richard A. Burt

RAB:gl

FILED  
SID J. WHITE  
MAR 18 1986  
CLERK, SUPREME COURT  
By: Chief Deputy Clerk