

OA 12-3.87

LAW OFFICES

HOLLAND & KNIGHT

1401 MANATEE AVENUE WEST
P. O. Box 241
BRADENTON, FLORIDA 34206
(813) 747-5550

ONE EAST BROWARD BLVD.
P. O. Box 14070
FORT LAUDERDALE, FLORIDA 33302
(305) 525-1000

92 LAKE WIRE DRIVE
P. O. DRAWER B W
LAKELAND, FLORIDA 33802
(813) 682-1161

1200 BRICKELL AVENUE
P. O. Box 015441
MIAMI, FLORIDA 33101
(305) 374-8500

255 SOUTH ORANGE AVENUE
P O Box 1526
ORLANDO, FLORIDA 32802
(305) 425-8500

BARNETT BANK BLDG
P. O. DRAWER 810
TALLAHASSEE, FLORIDA 32302
(904) 224-7000

600 NORTH FLORIDA AVE.
P. O. Box 1288
TAMPA, FLORIDA 33601
(813) 223-1621

CABLE ADDRESS
HND KNIGHT TPA
H&K MIA
TELEX S-2630-TAMPA
TELEX 52-2233-MIAMI

PLEASE REPLY TO:

Miami

November 23, 1987

FILED
SID J. WHITE

888 SEVENTEENTH STREET, N. W.
SUITE 400
WASHINGTON, D. C. 20006
(202) 955-5550

NOV 25 1987

CLERK, SUPREME COURT

By _____
Deputy Clerk

71,312

Chief Justice Parker Lee McDonald
Supreme Court of Florida
Supreme Court Building
Tallahassee, Florida 32399

RE: Proposed Rules for The Implementation of Florida
Statutes: §§ 44.301-.306

Dear Chief Justice McDonald:

We write you as a amicus curiae concerning the proposed Rules For Implementation of Florida Statutes §44.301-306, and in particular Rule 1.760 (c)(1).

It has recently been brought to our attention that proposed Rule 1.760 (c)(1) may exclude certain Mediators currently serving in the Circuit Court of Palm Beach County, Florida, because these Judges were Judges in Courts of Limited jurisdiction and thus not grandfathered in.

We respectfully urge the Court to consider an amendment or modification to this Rule so that the talents and skills of Judge Silverman, a mediator in the Fifteen Judicial Circuit, and others like him will not be lost. We believe that this modification will be in the best interests of all.

We recognize that Rule 1.760 (d) permits present mediators to continue to serve for a period of time, not to exceed six months, but are unsure what happens once that period lapses.

CHIEF JUSTICE PARKER LEE McDONALD
NOVEMBER 23, 1987
Page -2-

We thank you for your consideration of this matter.

Very truly yours,

HOLLAND & KNIGHT


Gary M. Carman

cc: Justice Ben F. Overton
cc: Justice Raymond Ehrlich
cc: Justice Leander J. Shaw, Jr.
cc: Justice Rosemary Barkett
cc: Justice Stephen H. Grimes
cc: Justice Gerold Kogan

9500061000/120:112