

August 23, 2005

Mr. Thomas Hall  
Clerk, Florida Supreme Court  
500 South Duval Street  
Tallahassee FL 32399-1927

Re: Case Nos. SC05-1103 & SC04-2492

Dear Mr. Hall,

The Rules of Judicial Administration Committee was invited to comment on the Application for Criminal Indigent Status, the Application for Determination of Civil Indigent Status, the Amendment to Criminal Procedure Rule 3.984, and Amendment to the Family Law Forms set forth in the Court's Opinion issued June 30, 2005, Nos. SC05-1103 & SC04-2492. We were asked to respond within 60 days.

Because the 60 days expires before the time this Committee is set to meet in September, we did not have time to consider or discuss these matters as a regular agenda item. Subcommittee F, chaired by Judge Shelley Kravitz, met by conference call to discuss the promulgation of forms for determining indigency status in both civil and criminal cases. After analyzing the opinion, the members of Subcommittee F recommended that the full Committee should report to the Court that it feels it should defer to the other rules committees that are also being asked to comment on these forms and that are more directly affected by the Opinion. Its recommendation was transmitted to the full Committee via e-mail.

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However, we did ask that each member respond to the Chair if they thought the Committee should hold a telephonic meeting, or what other action his Committee should take. The response was that this Committee should defer to the expertise of the other rules committees who are most directly involved in the amendments and new forms: the Criminal Procedure Rules Committee; the Civil Procedure Rules Committee, the Juvenile Court Rules Committee and the Family Law Rules Committee.

Accordingly, my report on behalf of the Rules of Judicial Administration Committee is that we have no comment, and that we defer to the expertise of the other referenced committees.

With my best regards,

Winifred J. Sharp, Chair  
Rules of Judicial Administration Committee

WJS/bmm

cc: John Dew, Executive Director, Florida Clerks of Court Operations Corporation, 2804 Remington Green Circle, Suite 3, Tallahassee, FL 32308; Joe Boyd, General Counsel, Florida Clerks of Court Operations Corporation, 2804 Remington Green Circle, Suite 3, Tallahassee, FL 32308; George E. Tragos, Chair, Criminal Procedure Rules Committee, 600 Cleveland St., Clearwater, FL 33755-4158; John M. Alexander, Chair, Family Law Rules Committee, St. Johns County Courthouse, P.O. Box 300, St. Augustine, FL 32085-0300; Alan Abramowitz, Chair, Juvenile Court Rules Committee, 210 N. Palmetto Ave., Suite 440, Daytona Beach, FL 32114-3269; and Adrienne F. Promoff, Chair, Civil Procedure Rules Committee, 19841 N.E. 23rd Avenue, Miami, FL 33180-2140.