

**IN THE SUPREME COURT OF FLORIDA**

**IN RE: AMENDMENTS TO THE FLORIDA RULES OF JUDICIAL  
ADMINISTRATION AND THE FLORIDA RULES OF APPELLATE  
PROCEDURE – IMPLEMENTATION OF COMMISSION ON TRIAL  
COURT PERFORMANCE AND ACCOUNTABILITY  
RECOMMENDATIONS**

**CASE NO. SC08-1658**

**RESPONSE OF THE COMMISSION ON TRIAL COURT  
PERFORMANCE AND ACCOUNTABILITY TO COMMENTS**

The Honorable Robert B. Bennett, Jr., Chair, Commission on Trial Court Performance and Accountability (TCP&A), pursuant to the Publication Notice issued by this Court on September 9, 2008, files this response of the TCP&A to comments filed in the above-referenced matters.

The TCP&A declines to respond to the comments filed, and relies instead upon the explanation, rationale and arguments concerning its proposed rule changes presented to the Court in its rules petition, filed December 5, 2007. The rules petition presently is before the Court as Appendix F to the Report of the Rules of Judicial Administration Committee, filed August 18, 2008, and August 20, 2008, and as Appendix E to the Report of the Appellate Court Rules Committee, filed August 29, 2008.

If the Court grants the request for oral argument filed by the Public Defender Association, Inc., in this case, TCP&A requests participation in the oral argument.

Respectfully submitted this December \_\_, 2008.

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Robert B. Bennett, Jr., Chair  
Commission on Trial Court  
Performance and Accountability  
2002 Ringling Boulevard, Floor 8  
Sarasota, FL 34237-7002

## **CERTIFICATIONS**

### **CERTIFICATE OF FONT COMPLIANCE**

I certify that this response was prepared in 14-point Times New Roman font.

### **CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing Response was furnished by U.S. Mail to Scott Dimond, Chair, Rules of Judicial Administration Committee, Dimond, Kaplan & Rothstein, P.A., 2665 S. Bayshore Dr. PH-2B, Miami, FL 33133-5448; John S. Mills, Chair, Appellate Court Rules Committee, Mills, Creed & Gowdy, P.A., 865 May St., Jacksonville, FL 32204-3310; John F. Harkness, Jr., Executive Director, The Florida Bar, 651 E. Jefferson Street, Tallahassee, FL 32399-6584; Robert Dewitt Trammell, Florida Public Defender Association, Inc., P.O. Box 1799, Tallahassee, FL 32302; Barbara A. Peterson and Adria E. Harper, First Amendment Foundation, 336 East College Avenue, Suite 101, Tallahassee, FL 32301; Rachel E. Fugate and Gregg D. Thomas, Thomas and Locicero, 400 N. Ashley Dr., Suite 1100, Tampa, FL 33602; Jennifer Gaul and Susan D. Wasilewski, Florida Court Reporters Association and the Florida Coalition on Court Reporter Certification, 222 S. Westmonte Drive, Suite 101, Altamonte Springs, FL 32714; Mary Watson, 1817 Montague St., Lake Worth, FL 33461; and the Honorable Robert J. Morris, Chief Judge, Sixth Judicial Circuit, and B. Elaine New, Court Counsel, Sixth Judicial Circuit, 501 1<sup>st</sup> Avenue North, Suite 1000, St. Petersburg, FL 33701 this \_\_\_ day of December, 2008.

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