

SUPREME COURT OF FLORIDA

In Re: Proposed rule amendments to implement electronic filing of documents

Case No. SC11-2466

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COMMENT REGARDING PROPOSED RULE  
AMENDMENT TO  
Florida Rules of Judicial Procedure  
Rule 2.420

MAY IT PLEASE THE COURT:

With regard to section (d) (2) (A) The Brevard County Clerk of Court would like to comment as follows:

Software in many Clerks' offices is limited for items other than social security number, bank account number, and other information that can be easily identified by specific language. Identifying victims of sex or child abuse crimes is more difficult, as the names and addresses are case specific. The Clerk's staff is working on a solution. Other counties may find themselves in this same circumstance. Software problems have to be resolved within budget limitations. When we are required to make images for all public cases on the web site, the software cannot accommodate the added volume related to the redactions. The process may be slowed to unacceptable levels until the software may be updated.

(d)(2)(B)

The restriction of the five day response requiring the additional duty to the clerk of contacting the filer for this type of document, protecting the Notice, checking for a related Motion to be docketed, and un-protecting the information on the Notice if a Motion is not filed within a time frame are new steps related only to the New Notice. It is the combination of new steps that will increase rather than decrease the time to meet the process standards.

FORM

NOTICE OF CONFIDENTIALITY WITHIN THE COURT FILING

(1)(a) should require a statutory chapter reference so that the Clerks can quickly identify the affected documents: an example would be such as “Chapter 39 Confidential Document”

(b) state: “precisely located at docket #\_\_\_\_, page #\_\_\_\_\_ Lines ###\_\_\_\_\_”

The Brevard County Clerk of Court, Mitch Needelman, by and through the undersigned counsel moves for oral argument on these issues.

Respectfully Submitted

Original Fed Ex'd and Signed

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Merrily T. Longacre, Esq.  
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**CERTIFICATE OF SERVICE**

I DO HEREBY CERTIFY that a true and correct copy of the foregoing Proposed Rule Amendment furnished by US mail postage prepaid Facsimile or hand delivery on this 29<sup>TH</sup> day of February, 2012 to all parties on the attached service list.

Original Fed Ex'd and Signed

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