

THE FLORIDA SENATE



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April 23, 2019

Via Email

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Re: Executive Order of Suspension, Number 19-14
Suspension of Mr. Scott Israel, Sheriff
Broward County, FL

Counsel:

Given recent notification that the Florida Supreme Court has rendered an opinion, and in the absence of Mr. Israel filing a motion for rehearing or clarification, the Senate proceedings regarding Executive Order 19-14 may now continue pursuant to to Senate Rule 12.9(2).

To ensure the matter proceeds expeditiously, I ask that the parties consult and submit a proposed schedule consistent with the Senate Rule no later than 5:00 p.m. on Friday, April 26, 2019.

Prior to the initiation of litigation and the matter being held in abeyance, the filing of the Governor's Bill of Particulars and witness and exhibit list was the last action taken in the Senate proceedings. At this time, the following matters and actions must be scheduled:

1. Deadline for Suspended Official's Defenses to be Sent to Senate Secretary (if desired)
 - o Note: Pursuant to Senate Rule 12.9(3), the date of this submission must be no later than 10 days prior to the prehearing conference.
2. Deadline for the Suspended Official's Response to Bill of Particulars
3. Deadline for the Suspended Official's Witness and Exhibit Lists

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4. Prehearing Conference
5. Final Hearing

At the case management conference, parties indicated a desire to provide depositions in lieu of live testimony at the final hearing. Therefore, in your consultation, please consider time needed for discovery—including potential requests for subpoenas, service of process, depositions, and the acquisition of transcripts.

With regard to the prehearing conference, pursuant to Senate Rule 12.9(3), each party must provide copies of all documentary evidence—including the transcripts from depositions of witnesses provided in lieu of live testimony—and a description of all physical evidence that will be relied on at the hearing. Additionally, the names, addresses, and the nature of testimony of all witnesses each party intends to call at the final hearing must be provided. Please consider whether subpoenas will be requested and allow time for service and appearance of potential live witnesses.

To avoid any ex parte communications please respond in writing to all parties, including my email address (Goodlette.Dudley@flsenate.gov).

Sincerely,

Dudley Goodlette
Special Master