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Subject: FCTC Resolutions - 9/27/11

Ken,

I am pleased to report to you and the Portal Authority that at the FCTC meeting today, the Commission passed the following resolutions:

1. The chair should prepare and circulate a plan for phased in mandatory e-filing by all Florida attorneys in Florida courts, and should not seek any further extensions of time to respond to the Supreme Court's order dated August 8, 2011. The plan should be circulated to the SC11-399 workgroup and the FCTC for comments early next week. This plan should be more complete than a skeletal outline, and should contain elements described in the following resolutions.
2. The FCTC accepts the statement of the FACC that on or before July 1, 2012 all clerks will be prepared to accept e-filings through the statewide ePortal, in the civil divisions (defined as circuit civil, county civil, probate, family, and juvenile dependency) and by December 31, 2012 for criminal divisions (defined as circuit criminal, county criminal, criminal traffic, civil traffic, and juvenile delinquency). Include a procedure for readiness and identify a timeframe of when it should become mandatory for attorneys.
3. Based upon those dates, in the trial courts, E-Filing by attorneys in each division of court in each county shall be mandatory effective no later than nine months from the date the Clerk begins to accepting e-filings for that division through the statewide ePortal. Thus mandatory e-filing would become effective no later than April 1, 2013 for all civil divisions of the trial courts and no later than September 30, 2013 for all criminal divisions of the trial courts.
4. All Appellate Court Clerks shall be ready to accept all filings from attorneys by July 1, 2012. E-filing in appellate cases shall become mandatory for all attorneys by October 1, 2012.
5. No later than December 31, 2012, all clerks shall transmit all records on appeal electronically which shall be electronically searchable by the appellate court. This requirement applies to records on appeal at any level in Florida Courts (i.e. from the county court to the circuit court, from the circuit court to the district court of appeal, and from the district court of appeal to the supreme court.
6. Nothing in these resolutions is intended to prevent any clerk of

court from implementing electronic filing before the above deadlines.

The process for implementation of mandatory e-filing that is contemplated by these resolutions is for each clerk to prepare for mandatory e-filing in conjunction with the chief judge of that court. Readiness to implement mandatory e-filing includes that judges of that court will be provided with adequate electronic data and processes to discharge their responsibilities for processing the cases assigned to them, and that judges who have administrative responsibilities will be provided with adequate data, processes and reports to discharge their oversight and reporting responsibilities.

Please advise me of any actions that the E Portal Authority takes that might affect the actions that the FCTC took today.