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PAUL F. HARTSFIELD
CLERK OF CIRCUIT COURT

FILED
JUL 14 2 24 PM '89
PAUL F. HARTSFIELD
CLERK CIRCUIT COURT
LEON COUNTY, FLORIDA

IN THE COUNTY COURT FOR
LEON COUNTY, FLORIDA.

TRAFFIC DIVISION

ADMINISTRATIVE ORDER NO: 89-01

IN RE: Scheduling and Hearing
of Pretrial Motions

_____/

It has become apparent to the Court that inquiries at pretrial as to whether there are any legal issues that need to be addressed prior to trial, are falling in deaf ears in some cases. Waiting until the morning of trial to raise legal issues that could properly be presented in a Motion to Suppress, Motion to Dismiss, or a Motion in Limine, creates two problems. First, there is the inherent delay resulting in a waste of time and money for everyone involved in the case, including potential jurors. Secondly, it puts the opposing party in a position of disadvantage, especially in those cases that involve the citation of extensive authority or unusual legal issues.

When counsel represents at docket sounding that a case is ready for trial, the Court assumes and will continue to assume that all pretrial motions have been filed and, if not heard, scheduled for hearing. All cases that are set for trial during a particular trial week, will also have scheduled a pretrial conference at 9:00 a.m. on the Friday before the trial week. This would be a last chance opportunity to raise legal issues that were previously overlooked or that arose after docket sounding. Discussions between counsel is urged by the Court and inquiry will be made by the Court at pretrial conference to try to determine what, if any, issues of law, including evidentiary matters, are unresolved.

As a general rule, the failure of counsel to set forth on the record appropriate pretrial motions, including but not limited to Motions to Suppress and Motions in Limine, will result

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in a denial of such Motions at trial on the grounds of untimeliness.

DONE AND ORDERED in Chambers at Tallahassee, Leon County, Florida, this 7th day of March, 1989.

Terry P. Lewis
TERRY P. LEWIS, County Judge

Copies to:

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FILED
LEON COUNTY
CLERK OF THE CIRCUIT COURT & COMPTROLLER
GWEN MARSHALL
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