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FILED

IN THE SECOND JUDICIAL CIRCUIT OF FLORIDA

CHAMBERS OF THE CHIEF JUDGE

ADMINISTRATIVE ORDER NO. 98-05

IN RE: CREATION OF A FOURTH LEON COUNTY CIRCUIT CRIMINAL DIVISION

WHEREAS, Rule 2.050(b)(4) of the Florida Rules of Judicial Administration provides that the Chief Judge shall assign Judges to the Courts and Divisions and determine the length of each assignment, and

WHEREAS, Section 985 227(3)(b), Florida Statutes, provides as follows:

> "When a child is transferred for criminal prosecution as an adult, the court shall immediately transfer and certify to the appropriate court all preadjudicatory cases that pertain to that child which are pending in juvenile court, including, but not limited to, all cases involving offenses that occur or are referred between the date of transfer and sentencing in adult court and all outstanding juvenile disposition orders The juvenile court shall make every effort to dispose of all predispositional cases and transfer those cases to the adult court prior to adult sentencing It is the intent of the Legislature to require all cases occurring prior to the sentencing hearing in adult court to be handled by the adult court for final resolution with the original transfer case."

and

WHEREAS,the creation of a separate circuit criminal division in Leon County to handle all cases in which a child is transferred for criminal prosecution will result in the efficient processing of those cases,

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It is therefore,

ORDERED that:

1 A fourth circuit criminal division is hereby created in Leon County to process all cases in which a child is transferred for criminal prosecution as an adult.

2 All pending and future direct filing felony cases against juveniles are hereby assigned to the fourth criminal division together with all pending and future Juvenile Court proceedings involving such children as specified in the above statute These assignments shall be effected under the authority of this Administrative Order without the necessity of further individual assignment orders in each case and file

3 Only the above matters shall be assigned to the fourth criminal division

4 The Juvenile Court judge is assigned as presiding judge of the fourth criminal division. The judges assigned to the other criminal divisions shall make themselves available to assist in jury trials of cases assigned to the fourth criminal division

5. This order shall become effective December 1, 1998.

DONE AND ORDERED in Chambers, Tallahassee, Leon County, Florida, this 25th day of November, 1998

J LEWIS HALL, JR
INTERIM CHIEF JUDGE

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CLERK OF THE CIRCUIT COURT LEON COUNTY & COMPTROLLER GWEN MARSHALL
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