

## NOTICE:

### PROBATE COURT RELOCATION STARTING AUGUST 3rd

Probate Court will start moving on Monday, August 3rd, relocating to Court House Center, located at 175 NW 1st Avenue, 11th Floor, Miami, FL. 33128. We hope to complete the move by no later than 5pm on August 7th.

Tuesday, August 4th Ex-parte calendars are cancelled for Judge Korvick, Judge Shapiro, and Judge Genden to allow them to move and also to attend The Florida Conference of Circuit Judges.

Judge Muir will remain at Overtown Transit Village North located on the 8th Floor at 701 NW 1st Court and will be hearing a very limited ex-parte calendar on Tuesday, August 4th, for her cases only. Judge Muir will be handling emergency duty until Thursday, August 6th.

Judge Shapiro will be handling emergency duty on Thursday, August 6th and Friday, August 7th located on the 11th Floor at Court house Center to allow Judge Muir and Judge Korvick to move.

Thursday, August 6th All ex parte calendars are cancelled at both locations.

Judge Genden and Judge Shapiro will be hearing their regularly scheduled hearings starting on August 6th at their new location on the 11th floor of Court House Center, 175 NW 1st Avenue.

Judge Korvick and Judge Muir will be hearing their regular scheduled hearings starting on August 10th at their new location on the 11th Floor of the Court House Center, 175 NW 1st Avenue.

The first regular ex parte calendar for all Judges will be held at our new location on the 11th Floor of Court House Center, 175 NW 1st Avenue, Miami, FL. 33128 on August 11th at 9am.

## FOR IMMEDIATE RELEASE

**Juan Fernandez-Barquin, Miami-Dade County Clerk of Court and Comptroller**  
Phone: 305-349-7333

**Miami-Dade County Clerk of Courts provides online system to help residents keep track of valuables.**

As a public service, Miami-Dade County Clerk of Courts, Juan Fernandez-Barquin is now providing a free online system to help track stolen items of personal property.

"Individuals can store an unlimited number of serial numbers, item descriptions, pictures, and scans of receipts so items may be more easily identified in the event of theft. This record may also come in handy when filing claims with insurance providers in the event of loss," said the Clerk. Participants can access the [Reportit service](#) by going to the Clerks' Website [www.miamidadeclerk.com](http://www.miamidadeclerk.com), then, to the Criminal Division where the link to [LeadsOnline](#) can be found and begin building their personal property inventory list.

The Reportit service is a part of [LeadsOnline](#), the online system that works with police across the country to track and recover stolen property. More than 4,400 law enforcement agencies in 41 states use LeadsOnline to help track and recover stolen property -- everything from jewelry to sporting equipment to electronics, computers, cameras, and other items such as designer clothing, collectibles, and other items using a variety of parameters, including items descriptions and serial numbers. When an item is sold to a pawn or secondhand shop, the product information is entered in the LeadsOnline database and is immediately viewable by participating law enforcement agencies across the country.

"We are committed to supporting law enforcement in Florida and nationwide to help them solve crimes more efficiently," said *LeadsOnline CEO, Dave Finley*. "We launched Reportit as a way for the public to proactively help law enforcement locate stolen property should their property go missing".

## PUBLIC NOTICE

**Reappointment of Judge Robert A. Mark**  
**United States Bankruptcy Judge,**  
**Southern District of Florida**

The current 14-year term of The Honorable Robert A. Mark, United States Bankruptcy Judge for the Southern District of Florida at Miami, is due to expire on 31 October 2018. The United States Court of Appeals for the Eleventh Circuit is considering whether to reappoint Bankruptcy Judge Mark to a new 14-year term of office. Under reappointment, Bankruptcy Judge Mark would continue to perform the statutory responsibilities of a bankruptcy judge.

Members of the bar and the public are invited to submit written comments for consideration by the Court of Appeals concerning the reappointment of Bankruptcy Judge Mark to a new 14-year term of office in Miami. If requested, the identity of a respondent to this solicitation will not be divulged without prior consent. However, Judge Mark will be provided with a general description of the source and nature of any comments. All comments should be submitted to Mr. James P. Gerstenlauer, Circuit Executive, Eleventh Circuit Court of Appeals, 56 Forsyth Street, NW, Atlanta, Georgia 30303. Comments must be received in the Circuit Executive's Office no later than **3 April 2018**.

## ELECTRONIC JUDICIAL SALES PROCEDURES

In concurrence with AO-2008-05, this Administrative Order hereby addresses electronic on-line sale of foreclosure property conducted by the Clerk of Courts pursuant to Florida Statute 45.031(10).

Where not otherwise provided by an Order or Final Judgment, the Clerk may set up any reasonable criteria and procedures in conduction judicial sale that he may deem advisable which would have the purpose of selling the property for cash at public sales to the highest and best bidder for the highest bid.

Therefore, the following criteria and procedures are hereby established: Effective December 7, 2009, designated Judicial Mortgage Foreclosure Sale may be conducted online via the internet at [www.miamidade.realforeclose.com](http://www.miamidade.realforeclose.com).

Electronic sale may be conducted Monday thru Friday beginning at 9:00 AM EST on the specified date (except legal holidays) pursuant to judicial order or final judgment. The Clerk will provide public access at the Foreclosure Unit located at 140 W. Flagler Street, Room 1502, Miami, Florida. Foreclosure filed may be viewed in person Monday through Friday 9:00 AM EST to 3:00 PM EST at the same location. In order to bid on a property, bidders must register at the [www.miamidade.realforeclose.com](http://www.miamidade.realforeclose.com) website and place an advance deposit equal to 5% of their anticipated high bid for each item to be bid on.

The advance deposit can be made in person at 140 W. Flagler Street, Rm.1502, Miami, Florida 33130 by cash or cashier's check. Deposits made in person must be made by 3:00 PM EST the day prior to the sale. Advanced deposits may also be made by wire transfer or on the website via electronic check (ACH). ACH and wire deposits may require 3 full business days to be processed. The funds will not be available for bidding such funds have cleared.

If a bidder is successful, 5% of the final bid will be deducted from the advance deposit and applied towards the sale price.

The bidder must pay the balance of the final bid plus the court registry fee, electronic service charge, publication fee(s), clerk's service charge, if applicable, by 12:00 PM EST the next business day following the sale. Documentary stamp and surtax for the transfer of title to the successful bidder are also due at the time that the balance is paid. Final payment may only be made by wire transfer or in person at 140 W. Flagler Street, Rm. 1502, Miami, Florida 33130 by cash or cashier's check. In the event that the sale is set aside or vacated, the court registry fee is non refundable.

Failure to pay the balance of the final bid plus all fees due by 12:00 PM EST the next business day following the sale will result in forfeiture of the deposit and nullification of the sale. The forfeited deposit will be reduced by the registry fee and used to re-advertise and pay all cost of the sale. Any remaining fund from the deposit shall be applied towards judgment. The Clerk will issue a Certificate of Incomplete Sale.

Prospective bidders are responsible for conduction their own research regarding the property being sold. The Clerk's Office makes no representation about the condition, marketability, existing or potential uses, title, encumbrances, zoning regulations or laws that may affect current or future uses of the property, or existence of any conditions regarding any property and structures or fixtures thereon offered for sale by the Clerk.

All bids must be at least in increments of \$100.00 more than the previous bid. All bid increments must be made in multiples of \$100.00. Bidders who disrupt the Clerk's online sales, as well as the corporation, partnership, business or nonprofit organization under whose name they bid, will be barred from future internet sale for two consecutive auction dates. Bidders continuing to engage in disruptive behavior may result in the bidder being permanently banned from the auction process. All sales are final and will not be reopened.

The Mortgage Foreclosure Unit will maintain and make available for viewing, upon request, copies of the Clerk's Administrative Order.

Harvey Ruvin  
Clerk of Circuit Court

## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF FLORIDA

[www.flsb.uscourts.gov](http://www.flsb.uscourts.gov)

In Re: **General Order 2018-01**  
**Assignment of New Cases and**  
**Reassignment of Pending Cases Upon**  
**Appointment of Judge Mindy A. Mora**

To implement the assignment of cases to newly appointed Bankruptcy Judge, Mindy A. Mora, it is

**ORDERED** as follows:

1. Beginning April 14, 2018, new cases and proceedings shall be assigned to Judge Mora pursuant to Local Rule 1073-1(B). Specifically, Judge Kimball and Judge Mora will each receive fifty percent of the Palm Beach division cases filed under each chapter of the Bankruptcy Code;
2. All pending and reopened cases and any related adversary proceedings are reassigned from Judge Paul G. Hyman to Judge Mindy A. Mora. The Clerk of Court is directed to immediately effect the transfer of these cases by entering an electronic transfer entry on the court docket in every affected case and proceeding to reflect the current judge assignment;
3. Unless otherwise advised, effective April 14, 2018, all hearings scheduled prior to reassignment, in any cases or proceedings reassigned pursuant to this order, will proceed on the date and time as scheduled but will be conducted by Judge Mora;
4. Nothing in this order shall preclude future transfer of cases or proceedings to Judge Mora, or if later deemed appropriate, reassignment of cases or proceedings to another judge of this court; and
5. Reassignment of cases pursuant to this Order shall be effective on **April 14, 2018**.

**ORDERED** in the Southern District of Florida, this 9<sup>th</sup> day April 2018.

  
Laurel M. Isicoff, Chief Judge  
United States Bankruptcy Court

## UPDATE on FAMILY DIVISION DISSOLUTION OF MARRIAGE AND PATERNITY CASES and ADMINISTRATIVE ORDER 14-13

Administrative Order 14-13 became effective August 6<sup>th</sup> 2014. To locate the Family Division Update on dissolution of marriage and paternity cases and Administrative Order 14-13 In Re: Adoption of and Authorization to Utilize Status Quo Temporary Domestic Relations Order, with or without Minor Children, in the Eleventh Judicial Circuit of Florida, please go to Eleventh Judicial Circuit Court's website, [www.jud11.flcourts.org](http://www.jud11.flcourts.org)

The direct link to Administrative Order 14-13 is: [http://www.jud11.flcourts.org/documents/Administrative\\_Orders/01-14-13-Adoption%20of%20and%20Authorization%20to%20utilize%20Status%20Quo%20Temporary%20Domestic%20Relations%20Order,%20with%20or%20without%20Minor%20Children%20-%20No%20Signature.pdf](http://www.jud11.flcourts.org/documents/Administrative_Orders/01-14-13-Adoption%20of%20and%20Authorization%20to%20utilize%20Status%20Quo%20Temporary%20Domestic%20Relations%20Order,%20with%20or%20without%20Minor%20Children%20-%20No%20Signature.pdf).

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA ADMINISTRATIVE ORDER 2017-22

**IN RE: APPOINTMENT OF MAGISTRATE  
JUDGE ANDREA M. SIMONTON AS CHIEF  
UNITED STATES MAGISTRATE JUDGE**

Pursuant to the Court's Internal Operating Procedures, Section 4.02.00, the District Judges may select one full-time Magistrate Judge to serve as the Chief Magistrate Judge performing administrative functions. The Court established a schedule to rotate the position of Chief Magistrate Judge based on seniority in March of 1994. The term of Chief Magistrate Judge Frank J. Lynch, Jr. will expire upon his upcoming retirement effective June 1, 2017, and Magistrate Judge Andrea M. Simonton is next in line of seniority. Accordingly, it is

**ORDERED** that Magistrate Judge Andrea M. Simonton is hereby appointed as Chief Magistrate Judge vice Magistrate Judge Frank J. Lynch, Jr.; it is

**FURTHER ORDERED** that Magistrate Judge Simonton's appointment as Chief Magistrate Judge shall be for a three-year term effective the date of Judge Lynch's retirement on June 1, 2017.

**DONE AND ORDERED** in Chambers at Miami, Miami-Dade County, Florida, this 2<sup>nd</sup> day of May, 2017

K. MICHAEL MOORE  
CHIEF UNITED STATES DISTRICT JUDGE

The Southern District of Florida is pleased to announce a new search function on our website for obtaining the general date of admission for attorneys admitted to the Southern District of Florida's Bar. To complete a search using this Capability, a Florida bar number and last name are required. To use this function, visit our website at: <http://www.flsd.uscourts.gov> and look under "Bar Information." Click on the link labeled: **FLSD Bar Member Admission Date Info**.

## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF FLORIDA

**NOTICE OF IMPLEMENTATION OF LOSS MITIGATION MEDIATION (LMM) PROGRAM, TRAINING ON USE OF LMM PORTAL AND SOFTWARE AND NEW LMM MEDIATOR REGISTRATION FORM**

Administrative Order 13-01 "Implementation of Loss Mitigation Mediation Program", was entered on February 25, 2013. This Order establishes effective dates for eligible debtors, sets the compensation rate for participating mediators and attorneys for debtors, and adopts the following procedures and forms:

Loss Mitigation Mediation (LMM) Program Procedures and Forms

### OVERVIEW AND TRAINING ON LMM PROGRAM:

Participation in the LMM program will require use of an LMM Portal and Document Preparation Software. The court will host three "live" initial LMM training sessions (one in each division of the court) and simultaneous Web-Ex broadcasts on March 13, 14 and 15, 2013. Training sessions will include an overview of the LMM Program presented by the Chapter 13 standing trustees, followed by an overview of the Default Mitigation Management Document Portal and Document Preparation Software. A separate Public Notice will be posted on the court's web page containing training session details and registration information.

### MEDIATOR REGISTRATION:

In conjunction with the implementation of LMM, Local Form "Verification of Qualification to Act as Mediator" (LF-50) has been revised. The court encourages parties who are qualified to act as a mediator in accordance with Local Rule 9019-2, and who wish to accept mediation assignments under the LMM program, to submit the revised local form to the clerk in order to be placed on the clerk's Mediation Register. Mediators who are currently registered with the clerk and wish to also accept LMM assignments must submit the revised local form indicating they will accept LMM cases. Mediators who have submitted the required verification will have an "LMM" designation added next to their names on the Clerk's Mediation Register.

Copies of AO 13-1 and the new LMM Procedures and Forms are available on the court's LMM web page.

(02/26/13)

### Availability of a Bankruptcy Judgeship Position in the Southern District of Florida at Fort Lauderdale

The United States Court of Appeals for the Eleventh Circuit seeks applications from all highly qualified candidates for a fourteen-year appointment as United States Bankruptcy Judge for the Southern District of Florida at Fort Lauderdale. The basic jurisdiction of a bankruptcy judge is specified in Title 28, United States Code and explained in Title 11, United States Code, as well as in 98 Stat. 344, Pub. L. 98 353, Title I, §120.

To be qualified for appointment an applicant must –

- (a) Be a member in good standing of the bar of the highest court of at least one state, the District of Columbia, or the Commonwealth of Puerto Rico and a member in good standing of every other bar of which the applicant is a member.
- (b) (1) Possess, and have a reputation for, integrity and good character; (2) possess, and have demonstrated, a commitment to equal justice under the law; (3) possess, and have demonstrated, outstanding legal ability and competence; (4) indicate by demeanor, character, and personality that the applicant would exhibit judicial temperament if appointed; and (5) be of sound physical and mental health sufficient to perform the essential duties of the office.
- (c) Not be related by blood or marriage to (1) a judge of the United States Court of Appeals for the Eleventh Circuit; (2) a member of the Judicial Council of the Eleventh Circuit; or (3) a judge of the district court to be served, within the degrees specified in section 458 of Title 28, United States Code, at the time of the initial appointment.
- (d) Have been engaged in the active practice of law for a period of at least five years. The Judicial Council may consider other suitable legal experience as a substitute for the active practice of law.

The selection process will be confidential and competitive. The current annual salary is \$191,360. Persons shall be considered without regard to race, color, age, gender, religion, national origin, or disability. The individual selected must comply with the financial disclosure requirements pursuant to the Ethics in Government Act of 1978, Pub. L. No. 95-521, 92 Stat. 1824 (1978) (codified as amended at 5 U.S.C. app. §§ 101-111).

If you are interested in applying, please submit an original unbound completed application to James P. Gerstenlauer, Circuit Executive, 56 Forsyth Street, NW, Atlanta, Georgia 30303. Application forms are available on the Court's Website at [www.ca11.uscourts.gov](http://www.ca11.uscourts.gov). Applications must be submitted by potential nominees to the Circuit Executive's Office, and must be received by **8 February 2019**. Submission of a completed application will be considered verification of willingness to serve if selected. Email and faxed copies of applications will not be accepted.

### Judiciary Has Funds to Operate Through Jan. 31

*Published on January 22, 2019*

The Administrative Office of the U.S. Courts (AO) now estimates that federal courts can sustain funded operations through Jan. 31, 2019. The Judiciary continues to explore ways to conserve funds so it can sustain paid operations through Feb. 1. No further extensions beyond Feb. 1 will be possible. The Judiciary previously had revised its estimate for exhausting available funds from Jan. 18 to Jan. 25.

The extensions have been achieved through a multi-pronged strategy of deferring non-critical operating costs and utilizing court filing fees and other available balances. Most of the measures are temporary stopgaps, and the Judiciary will face many deferred payment obligations after the partial government shutdown ends.

In recent weeks, courts and federal public defender offices have delayed or deferred non-mission critical expenses, such as new hires, non-case related travel, and certain contracts. Judiciary employees are reporting to work and currently are in full-pay status.

Should funding run out before Congress enacts a new continuing resolution or full-year funding, the Judiciary would operate under the terms of the Anti-Deficiency Act, which permits mission critical work. This includes activities to support the exercise of the courts' constitutional powers under Article III, specifically the resolution of cases and related services. Each court would determine the staff necessary to support its mission critical work.

In response to requests by the Department of Justice, some federal courts have issued orders suspending or postponing civil cases in which the government is a party, and others have declined to do so. Such orders are published on court internet sites. Courts will continue to conduct criminal trials.

The Case Management/Electronic Case Files (CM/ECF) system remains in operation for electronic filing of documents, as does PACER, which enables the public to read court documents.

Courts have been encouraged to work with their district's U.S. Attorney, U.S. Marshal, and Federal Protective Service staff to discuss service levels required to maintain court operations. The General Services Administration has begun to reduce operations and courts are working with their local building managers to mitigate the impact on services.

Updates will be provided as more information becomes available.

**Related Topics:** <https://www.uscourts.gov/topics/funding>