

IN THE CIRCUIT COURT OF THE *(enter circuit number)* JUDICIAL CIRCUIT
IN AND FOR *(enter county name)* COUNTY, FLORIDA

STATE OF FLORIDA,

FELONY DIVISION
CASE NO. *(enter case number)*

vs.

(enter defendant's name),

Defendant.

_____ /

THIRD CASE MANAGEMENT ORDER
ON FILING OF INITIAL POSTCONVICTION MOTION AND
NOTICE OF CASE MANAGEMENT CONFERENCE

This capital postconviction case came before the court on its own motion for case management on the defendant's initial postconviction motion filed on *(enter date initial motion filed)*. Timeframes in Florida Rule of Criminal Procedure 3.851 are derived from this date. It is the court's intent to set activities in timeframes that comport with the rule; to enable the timely entry of a final order by *(calculate and enter date = two years from date initial motion filed above)*, two years after the initial motion is filed. To accomplish this goal, the court finds and orders as follows.

The court will

- determine from collateral counsel whether leave to file an amended motion is requested, and if so whether the case management conference will be continued until after an amended answer is filed.
- set the case management conference below, within 90 days after the answer is filed; or after the amended answer is filed, if required.

Collateral counsel will

- file an amended motion by (*enter date negotiated with the court, typically 60 days after all public records are received*), if requested.
- produce exhibit and witness lists, and experts reports at the case management conference, set below.

The state will

- file an answer by (*calculate and enter date = initial motion filing date above + 60 days*).
- file an amended answer by (*calculate and enter date = amended motion filing date above + 20 days*), if required.
- produce exhibit and witness lists, and expert reports by (*calculate and enter date = case management conference date below + 60 days*).

Notice of Case Management Conference

The case management conference is set on *(enter date and time)*, in *(enter courtroom number and address)*. [*(enter amount of time set aside for hearing)* has been reserved for the hearing.] Parties may appear in person or by telephone. If appearing by telephone, *(enter telephone conferencing arrangements.)*

A fourth case management order will be entered after the case management conference is conducted.

DONE AND ORDERED in chambers in *(enter chambers city)*, Florida, on *(enter date and year)*.

(enter judge's name)
CIRCUIT JUDGE

NOTICE

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact *(enter contact information)* at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711.

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above order, including any attachments, have been sent to the following addressees by U.S. Mail, postage prepaid or by courthouse box delivery where indicated, to the following persons, on (*enter date and year*).

Copies to: (*enter names and addresses for the following*)

(*enter name and title of person serving copies*)

Collateral Counsel

Attorney General

State Attorney

By: _____

Court Reporter

Clerk of the Court

Court Security

Chief Judge

Staff Attorney