

**IN THE CIRCUIT COURT, SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO AND PINELLAS COUNTIES, FLORIDA**

ADMINISTRATIVE ORDER NO. 2020-051 PA-CIR

**RE: PASCO COUNTY EMERGENCY DUTY SCHEDULE –
JANUARY 1, 2021 THROUGH DECEMBER 31, 2021**

It is necessary to the dispatch of the business of the Circuit and County Court, Sixth Judicial Circuit, Pasco County, that judges be assigned as the emergency duty judge. In order to perform the functions assigned to the duty judge, it is necessary that circuit judges be temporarily assigned to the county court and that county judges be temporarily assigned to the circuit court.

In accordance with Article V, section 2, Florida Constitution, Rule of Judicial Administration 2.215, and section 43.26, Florida Statutes,

IT IS ORDERED:

1. Circuit Court Judges of the Sixth Judicial Circuit listed below are assigned and designated to proceed to the Pasco County Court, Sixth Judicial Circuit. Judges of the County Court of the Sixth Judicial Circuit, Pasco County, listed below, are assigned and designated to proceed to the Circuit Court, Sixth Judicial Circuit. The judges, under and by virtue of the authority hereof, are vested with all and singular the powers and prerogatives conferred by the Constitution and laws of the State of Florida upon the judges of the courts to which they are hereby assigned to hear and thereafter to dispose of such matters considered by them during that period of time.

2. The judges listed herein are assigned and designated to hear and conduct first appearance hearings (advisories). The judges listed herein are also assigned and designated to hear, conduct, try, and determine any civil, criminal, family, or probate matter of an emergency nature where the assigned judge is unavailable. For purposes of this order, unavailability may include, but is not limited to situations where the assigned judge is absent from the courthouse, or where the assigned judge is present at the courthouse but is presiding over a trial/hearing, which cannot readily be adjourned to accommodate the emergency hearing. The assigned judge shall also be considered unavailable unless the judge designates otherwise, between the hours of 5:01 p.m. and 8:00 a.m. Said duties shall include, but not necessarily be limited to the following:

A. CRIMINAL

1. Advisory hearings.
2. Search warrants.
3. Arrest warrants of an emergency nature.
4. Pre-trial release decisions not otherwise heard by the Section Judge.
5. All other emergency matters where the assigned judge is unavailable.

B. CIVIL, FAMILY AND PROBATE

1. All dating, domestic, repeat, sexual violence, stalking, and exploitation of a

- vulnerable adult ex parte injunctions.
2. Emergency custody or visitation (time sharing) matters.
 3. Orders of Arrest and Commitment, Orders to Show Cause, Orders of Arrest, Writs of Bodily Attachment for Failure to Pay Child Support, Writs of Bodily Attachment for Failure to Appear, and Orders Holding Respondent in Custody or Releasing from Custody.
 4. Emergency Rule of Civil Procedure 1.610 injunctions.
 5. Review of Clerk's decision not to issue a Certificate of Indigence.
 6. Baker Act or Marchman Act petitions for involuntary commitment.
 7. Petitions for Emergency Temporary Guardianship.
 8. Emergency requests for medical treatment, or removal of life support.
 9. Proceedings to waive parental notification of termination of pregnancy where the assigned judge is unavailable.
 10. Any other civil, family, or probate matter of an emergency nature where the assigned judge is not available.

The responsibilities of the duty judge are expanded to include all matters specifically mentioned in this Order and any other emergency which should arise during a judge's emergency duty. The assigned judge shall hear such matters that may be brought before the judge and thereafter dispose of such matters considered by them during that period of time. Emergency is not a term subject to easy definition. As such, judges called upon to hear matters claimed to be emergency in nature must determine if the law or totality of the circumstances require immediate action. In the event the emergency duty judge decides the matter is not an emergency for the duty judge, the judge will require the matter to be referred to the assigned section judge for the section judge to review to determine if the matter should be expedited for hearing.

C. HOLIDAYS AND WEEKENDS

On holidays and weekends, the emergency duty judge's responsibilities also include shelter hearings pursuant to sections 39.402 and 39.506, Florida Statutes and delinquency detention hearings pursuant to section 985.255, Florida Statutes.

3. The duty judge shall serve from 8:01 a.m. Monday until 8:00 a.m. the following Monday except when the following Monday is a court holiday, the duty continues until 8:00 a.m. Tuesday. The duty judge is expected to remain at the courthouse until 5:00 p.m. each weekday to handle emergencies and other duty assignments occurring at the courthouse. The duty judge shall also be on call 24 hours per day to hear all emergency matters occurring after 5:01 p.m. The emergency duty judge is required to be accessible via cellular phone at all times when assigned duty.

4. If the following assignments conflict with any other commitments, **IT IS THE OBLIGATION OF THE JUDGE ASSIGNED TO MAKE ARRANGEMENTS WITH ANOTHER JUDGE TO EXCHANGE THE DUTY. IT IS THE RESPONSIBILITY OF THE ASSIGNED JUDGE TO PROVIDE TIMELY NOTIFICATION OF THE EXCHANGE TO ALL PERSONS AFFECTED BY THE EXCHANGE.**

All judges assigned to the Circuit and County Courts shall serve as duty judge in accordance with the following schedule:

DATE	JUDGE	LOCATION	HOLIDAYS
JANUARY			
1	Byrd	NPR	New Year's Day*
2-3	Byrd	NPR	
4-10	Babb	DC	
11-17	Handsel	NPR	
18	Handsel	NPR	Martin Luther King, Jr. Day*
19-24	Barthle	DC	
25-31	Campbell	NPR	
FEBRUARY			
1-7	Compton	DC	
8-14	Crane	NPR	
15-21	Westine	NPR	
22-28	Grey	NPR	
MARCH			
1-5	Groger	DC	
6-7	Crane	NPR	
8-12	Lewis	DC	
13-14	Lewis	NPR	
15-21	Justice	NPR	
22-28	Mansfield	NPR	
29-31	Poblick	NPR	
APRIL			
1	Poblick	NPR	
2	Poblick	DC	Good Friday*
3-4	Poblick	DC	
5-11	Polk	DC	
12-18	Riba	NPR	
19-25	Roberts	NPR	
26-30	Sestak	DC	

DATE	JUDGE	LOCATION	HOLIDAYS
MAY			
1-2	Sestak	DC	
3-9	Byrd	NPR	
10-16	Stearns	NPR	
17-23	Wansboro	NPR	
24-30	Compton	DC	
31	Compton	DC	Memorial Day*
JUNE			
1-6	Westine	NPR	
7-13	Frayman	DC	
14-20	Diskey	NPR	
21-27	Babb	DC	
28-30	Riba	NPR	
JULY			
1-4	Riba	NPR	
5	Riba	NPR	Independence Day*
6-11	Barthle	DC	
12-18	Crane	NPR	
19-23	Groger	DC	
24-25	Groger	NPR	
26-31	Handsel	NPR	
AUGUST			
1	Handsel	NPR	
2-8	Mansfield	NPR	
9-13	Poblick	NPR	
14-15	Poblick	DC	
16-22	Roberts	NPR	
23-29	Sestak	DC	
30-31	Grey	NPR	

DATE	JUDGE	LOCATION	HOLIDAYS
SEPTEMBER			
1-5	Grey	NPR	
6	Grey	NPR	Labor Day*
7	Polk	DC	Rosh Hashanah*
8-12	Polk	DC	
13-15	Lewis	DC	
16	Lewis	NPR	Yom Kippur*
17	Lewis	DC	
18-19	Lewis	NPR	
20-26	Stearns	NPR	
27-30	Wansboro	NPR	
OCTOBER			
1-3	Wansboro	NPR	
4-10	Westine	NPR	
11-17	Babb	DC	
18-24	Barthle	DC	
25-31	Diskey	NPR	
NOVEMBER			
1-7	Crane	NPR	
8-10	Campbell	NPR	
11	Campbell	NPR	Veteran's Day*
12-14	Campbell	NPR	
15-19	Groger	DC	
20-21	Groger	NPR	
22-24	Justice	NPR	
25-26	Justice	NPR	Thanksgiving Holiday*
27-28	Justice	NPR	
29-30	Mansfield	NPR	

DATE	JUDGE	LOCATION	HOLIDAYS
DECEMBER			
1-5	Mansfield	NPR	
6-12	Roberts	NPR	
13-19	Wansboro	NPR	
20-22	Frayman	DC	
23-24	Frayman	DC	Christmas Holiday*
25-26	Frayman	DC	Christmas Holiday*
27-31	Stearns	NPR	

*Court Holidays

Effective January 1, 2021, Administrative Order 2020-016 is hereby rescinded.

DONE AND ORDERED in Chambers at St. Petersburg, Pinellas County, Florida, this _____ day of November 2020.

ORIGINAL SIGNED ON NOVEMBER 25, 2020
BY ANTHONY RONDOLINO, CHIEF JUDGE

- cc: All Pasco Judges
The Honorable Bernie McCabe, State Attorney
The Honorable Bob Dillinger, Public Defender
The Honorable Nikki Alvarez-Sowles, Clerk & Comptroller, Pasco County
The Honorable Chris Nocco, Pasco County Sheriff
Gay Inskeep, Trial Courts Administrator
Ita M. Neymotin, Regional Counsel, Second District
Ngozi Acholonu, Assistant Regional Counsel
Lillian Simon, Director Administrative Services, Pasco County
Kimberly Thompson, Chief Operations Officer, Pasco County Clerk's Office
Florida Department of Children and Families, Pasco County
Florida Department of Juvenile Justice, Pasco County
Court Reporters, Pasco County
Probation and Parole, Pasco County
Domestic Violence Shelters, Pasco County
Bar Associations, Pasco County
Law Libraries, Pasco County