

Supreme Court of Florida

No. AOSC13-51

IN RE: CASE STATUS REPORTING REQUIREMENTS FOR REAL
PROPERTY MORTGAGE FORECLOSURE CASES

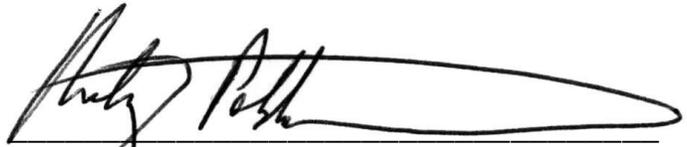
ADMINISTRATIVE ORDER

Consistent with In Re: Final Report and Recommendations of the Foreclosure Initiative Workgroup, No. AOSC13-28 (Fla. June 21, 2013), this Court finds it beneficial to require the chief judge of every circuit court to issue an administrative order establishing a mechanism that enables judges and magistrates to provide explicit direction to each clerk of court's office with regard to designating a change in the status of a mortgage foreclosure case. Likewise, it is also necessary for the clerk of court's office to notify the judge or magistrate when events occur that change the status of a foreclosure case. This Court recognizes that, in many instances, the events initiating a change in the status of a case may become known to either the judge and magistrate or the clerk's office, but not always both. Accordingly, the purpose of the local administrative orders is to implement an effective communications mechanism by which the courts and clerks are notified of case status changes in a timely manner.

The status of a foreclosure case and related definitions have been adopted by this Court and are published in the Foreclosure Initiative Data Collection Plan promulgated by the Office of the State Courts Administrator. Explicit direction for designating the status of cases as active or inactive shall be implemented through an administrative order issued by the circuit chief judge. It is incumbent on each clerk of court to enter the status change of any case so that judges, magistrates, case managers, and judicial assistants are apprised of the proper status of each case within their purview.

For case age reporting purposes, a case on inactive status should not be considered pending until it becomes active by order of the presiding judge or action by the clerk of court.

DONE AND ORDERED at Tallahassee, Florida, on October 16, 2013.



Ricky Polston, Chief Justice

ATTEST:



Thomas D. Hall, Clerk of Court

