

IN THE CIRCUIT COURT OF THE FIFTH JUDICIAL CIRCUIT
IN AND FOR SUMTER COUNTY, FLORIDA

ADMINISTRATIVE ORDER NO.: S-2016-45

ADMINISTRATIVE ORDER REGARDING
DUTY JUDGE ROTATION FOR CALENDAR YEAR 2017

The undersigned, having considered that the Legislature has mandated a Judge shall be available as nearly as possible at all times to hold and conduct hearings in Chambers to handle emergency cases. A Judge, commonly referred to as the "duty judge", shall be available at all times to handle applications for search warrants, pen registers, petitions for *ex parte* injunctive relief to prevent domestic and repeat violence, and other emergency matters. In this context, the term "emergency" encompasses the foregoing *ex parte* applications and other matters of extreme urgency; *i.e.*, matters of life and death or instances of irreparable harm. Not included in this definition are matters of extreme urgency in cases that have been assigned to a division.

ORDERED as follows:


1. Attached hereto and incorporated herein by reference is the rotation for the Sumter County Duty Judge Assignments for 2017. This duty shall be in addition to Tri-County Weekend and Holiday Duty Judge assignments by the Chief Judge of the Circuit.
2. The assigned duty Judge shall be available to handle all matters needing emergency Judicial attention, Monday through Friday, for the month that they are assigned. A Judge shall be on call 24 hours a day on week days during their month.
3. Nothing in this order shall preclude Judges from accepting responsibility for another Judge's emergency duty assistance by agreement, in writing, with copies to all of the following: Sumter County Judges, Clerk of Court, Sheriff's Office, Public Defender's Office, State Attorney's Office, Departments of Juvenile Justice and Children and Family Services, and the

State Court Administrative Assistant assigned to Sumter County.

4. It is not the intention of this Court that any duty Judge shall be required to handle matters that are assigned another Judge. This order is only to ensure judicial coverage in Sumter County as mandated by the Legislature, the Rules of Judicial Administration and the orders of the Chief Judge of this Circuit.
5. Any County Court Judge who serves as the duty Judge under this Order is hereby assigned to act as a Judge of the Circuit Court of the Fifth Judicial Circuit should an emergency requiring the actions of a circuit Judge arise during their term as duty Judge. This is not to be construed as a permanent assignment of the County Court Judge to the Circuit Court bench, and shall be effective only during the time that the County Court Judge shall serve as the duty Judge hereunder.
6. The Clerk of the Court of Sumter County has been provided with a signature stamp of each of the Judges in Sumter County so that the Clerk may affix the stamped signature on orders and documents requiring the signature of the duty Judge, after personally speaking to the Judge, explaining the situation, reading the document over the telephone, and receiving a verbal authorization from the Judge to affix the signature stamp thereon. Such stamped signature shall have the same force and effect as a manual signature, and the Clerk of the Court shall be responsible for the safekeeping of said signature stamps, pursuant to the provisions of Section 116.34, Florida Statutes.
7. Unless an emergency occurs, there shall always be at least one Judge available in Sumter County to handle the business of the county as it may arise. Should a conflict arise which would leave the county without judicial coverage during any particular week, or a portion thereof, it shall be the responsibility of each Judge to coordinate with the other Judges to ensure coverage is maintained in the manner set forth in this order.

8. The Judge assigned to handle the domestic relations cases shall be available in the courthouse during the times that the Child Support Enforcement Hearing Officer shall be holding hearings for the purpose of dealing immediately with any contempt orders or other matters requiring judicial oversight or approval.
9. William H. Hallman, III shall be responsible for considering and approving requests for excusal from Jury duty and qualifying the jury pool at the beginning of each trial period.
10. This Order shall be effective as of January 1, 2017.

DONE AND ORDERED in Chambers at Bushnell, Sumter County, Florida, this 30 day of August, 2016.


WILLIAM H. HALLMAN, III
ADMINISTRATIVE JUDGE

Sumter County
Duty Judge Schedule for 2017

| MONTH: | JUDGE: | |
|-----------|-----------------|--|
| JANUARY | JUDGE HALLMAN | |
| FEBRUARY | JUDGE MORLEY | |
| MARCH | JUDGE MILITELLO | |
| APRIL | JUDGE HALLMAN | |
| MAY | JUDGE MORLEY | |
| JUNE | JUDGE MILITELLO | |
| JULY | JUDGE HALLMAN | |
| AUGUST | JUDGE MORLEY | |
| SEPTEMBER | JUDGE MILITELLO | |
| OCTOBER | JUDGE HALLMAN | |
| NOVEMBER | JUDGE MORLEY | |
| DECEMBER | JUDGE MILITELLO | |

** FROM 8:00 A.M. FIRST WORKING DAY OF THE MONTH TO 5:00 P.M. ON THE LAST WORKING DAY OF THE MONTH (For Weekends and Holidays, refer to Weekend and Holiday Tri-County Duty Roster)