

**IN THE CIRCUIT COURT FOR THE FIFTH JUDICIAL CIRCUIT  
IN AND FOR HERNANDO COUNTY, FLORIDA**

**ADMINISTRATIVE ORDER H-2013-02**

**IN RE: CASE ASSIGNMENT OF THE TONER LAW OFFICE, P.A.**

**THIS CAUSE** came on to be heard before the undersigned Administrative Judge regarding the reassignment request of cases involving cases assigned to the Honorable Stephen E. Toner, Jr., wherein the Toner Law Office, P.A., is an attorney of record and/or a named party. It has been brought to the attention of the Undersigned that there is an actual conflict of interest in the assignment of the above references cases and in order to maintain judicial integrity a recusal/reassignment of any case wherein the above named Law Firm is the attorney of record is appropriate. Therefore it is

**ORDERED AND ADJUDGED** as follows:

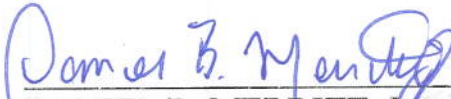
1. With his approval and consent, the Honorable Stephen E. Toner, Jr., Circuit Judge, is hereby recused from presiding in any case which may be assigned to him wherein the Toner Law Office appears as counsel of record and/or is a named party at the time of filing.
2. The Clerk of the Court is hereby directed to reassign such cases at random. (i.e. foreclosure cases shall be randomly assigned to the Judges presently on the foreclosure docket, other case types shall be assigned to the docket of the judge(s) who is/are assigned to that case type).
3. Thereafter, the Clerk of the Court shall reassign a similar case type from the docket of the Judge who is receiving the reassigned case to the docket of the Honorable Stephen E. Toner, Jr., in an equal assignment.
4. In any case wherein the Toner Law Office, P.A. makes an appearance subsequent to the initial filings in a case assigned to the Honorable Stephen E. Toner, Jr., then, and in that event, the Toner Law Office, P.A. shall file a Notice of Appearance and Request for Judicial Reassignment in accordance with this Administrative Order. A copy of said request shall be furnished to the Clerk of Court, the counsel/parties of record, the Office of the Administrative Judge and the Office of the General Counsel.
5. The provisions of this Order shall remain in effect until further ordered by

*DBM/jn*

the Undersigned.

6. The remainder of Administrative Order Establishing Case Load Assignment for Calendar Year 2013 (H-2012-45) shall remain unchanged.

**DONE AND ORDERED** in Chambers in Brooksville, Hernando County, this 9<sup>th</sup> day of January, 2013.

  
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DANIEL B. MERRITT, JR.,  
Administrative Judge  
Hernando County

