IN THE COUNTY COURT OF

THE EIGHTEENTH JUDICIAL CIRCUIT

IN AND FOR BREVARD COUNTY

STATE OF FLORIDA

**Name of Plaintiff(s)**,

 Plaintiff(s),

vs. Case No. **05-Case Number**

**Name of Defendant(s)**,

 Defendant(s).

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**ORDER FOR TELEPHONE APPEARANCE**

 This Court having considered the Motion to Appear by Telephone at Small Claims Pretrial Conference on **Date of Proceedings** and the Court having been advised in the premises,

 Rule 2.530(b), Florida Rules of Judicial Administration, provides, in pertinent part, that a county judge may, “upon the court's own motion. . . direct that communication equipment be used for a . . . motion hearing.” In accordance with Rule 2.530(b), notice is required to be given to the parties and the Court shall, “consider any objections they may have to the use of communication equipment.”

 It is hereby **ORDERED** and **ADJUDGED** as follows:

Any party may appear by telephone at said proceeding upon the conditions set forth in the following numbered paragraphs.

1. At least **one day** before the proceeding, any party or counsel appearing by telephone shall:
	1. Complete, file and serve to all Eportal recipients and any pro se litigant a **Notice of Telephone Appearance** in the form set forth on the Filings page of davidsilverman.com; and,
	2. Direct an email to **linda.mesnard@flcourts18.org** attaching a copy of the completed **Notice of Telephone Appearance**;

2. Parties appearing by telephone shall hold themselves available for a period of three (3) hours after the time scheduled for the Small Claims Pretrial Conference to be contacted by the Court or mediator at the telephone number provided in the said **Notice of Telephone Appearance.**

3. **Failure to comply with the procedure set forth herein may result being deemed to have failed to appear**.

 4. Nothing herein authorizes or permits any witness to testify by telephone without Court approval by separate Order and compliance with the requirements of Rule 2.530(d), Florida Rules of Judicial Administration, and/or Rule 7.135(f), Florida Small Claims Rules, as applicable.

 5. Notwithstanding any provision of this Order, any party may file and serve an objection to the other party’s appearance by telephone. The party filing such an objection may schedule same, upon due notice, for hearing before the Court.

 6. Within five (5) days from the date of eservice of this Order, the party requesting telephone appearance shall:

 a. Furnish a copy of this Order by U.S. Mail, first class, postage paid, to each self-represented party who is not an Eportal recipient; and,

 b. File a certificate signed by the party requesting telephone appearance, or, if represented, that party’s counsel stating that delivery of this Order has been made as set forth herein.

 **DONE** and **ORDERED** on **Date** in Chambers at the Moore Justice Center, Viera, Brevard County, Florida.

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 David E. Silverman

County Court Judge

Copies by Eportal and by U.S. Mail