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-Year-SC or CC-Number-XXXX-XX**

**Name of Defendant(s)**,

 Defendant(s).

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**ORDER FOR TELEPHONE APPEARANCE**

 This cause coming before the Court on the Motion to Appear by Telephone at the **Nature of Proceedings** 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** that any and all parties may appear by telephone at said proceeding upon the following conditions:

 1. At least **one day** before the proceeding, any party or counsel appearing by telephone shall complete, file and eserve to all Eportal recipients a **Notice of Telephone Appearance** in the form set forth on the Filings page of davidsilverman.com;

 2. At least **one hour** before the proceeding, any party or counsel appearing by telephone shall direct an email to **jessica.silva@flcourts18.org**and for Small Claims Pretrial Conferences to **linda.mesnard@flcourts18.org**;

 3. The email shall state: 1) the case number and the parties to the lawsuit; 2) the party appearing by telephone, the name of the person appearing on behalf of that party and their telephone number; and, 3) the date and the nature of the proceedings; and,

 4. At the time scheduled for the proceeding, any party or counsel appearing by telephone may call the Court at **(321) 952-4703** and remain available for a return call for two hours thereafter.

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

 The Court declines to address the Motion to Appear by Telephone absent said motion being scheduled for hearing upon due notice.

 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.

 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.

 It is further hereby **ORDERED** and **ADJUDGED** that within five (5) days from the date of eservice of this Order, the party requesting telephone appearance shall:

 1. Furnish a copy of this Order by U.S. Mail, first class, postage paid, to each self-represented party; and,

 2. 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 January 29, 2017 in Chambers at the Brevard County Courthouse, Melbourne, Brevard County, Florida.

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 County Court Judge