



**Civil Litigation/Personal Injury Combined Session
The Waves of Change
Time: 1:30pm – 2:30pm**

This session will focus on the numerous and significant amendments that will have taken effect on January 1, 2025 with respect to the Florida Rules of Civil Procedure.

Panelists: Judge G. Joseph Curley, Judge James Sherman, Chief Judge Glenn Kelley, Judge Bradley Harper

Moderators: Scott Smith, Esq., Jessica Latour, Esq., Howard DuBosar, Esq. Patricia Leonard, Esq.

**Key amendments from Case Number SC2023-0962
& Case Number SC2024-0662**

- **Rule 1.200** (Case Management; Pretrial Procedure)
 - (1) What changes will see and feel here in the 15th Judicial Circuit, if any?
 - (2) What are the required eight specified deadlines?
 - (3) Can the deadlines and trial date be modified in the 15th Judicial Circuit? If so, under what circumstances and how?
 - (4) Will Case Management Conferences occur in every case? If so, when in relation to the initiating filing and the specified trial period?

- **Rule 1.201** (Complex Litigation)
 - (1) How is complex litigation defined?
 - (2) Initial case management report and conference after the order declaring the action complex.
 - (3) What are the deadline dates in a complex litigation matter?
 - (4) Case Management Order in a complex litigation matter.

- **Rule 1.202** (Conferral Prior to Filing Motions)
 - (1) What duty is now required to confer with opposing counsel before filing a non-dispositive motion?
 - (2) What Certificate of Conferral is required at the end of the motion and above the signature block?
 - (3) What motions are exempt?

- **Rule 1.280** (General Provisions Governing Discovery)
 - (1) What is the incorporated proportionality language of Federal Rule of Civil Procedure 26(b)(1)?
 - (2) What initial discovery disclosures will be required within 60 days after service of the Complaint or joinder?
 - (3) What is the duty to supplement discovery?

- **Rule 1.440** (Setting Action for Trial)
 - (1) “The failure of the pleadings to be closed will not preclude the court from setting a case for trial.” From a practical perspective, how will this get implanted and/or used?
 - (2) Will motions for an earlier trial setting be granted?

- **Rule 1.460** (Motions to Continue Trial)
 - (1) “Motions to continue trial are disfavored and should rarely be granted and then only upon good cause shown.” How is this likely to be interpreted here in the 15th Judicial Circuit? What is likely to be deemed “good cause?”
 - (2) Requirements and contents of a motion to continue trial?
 - (3) What needs to be in the Order on the motion for continuance?

- **Rule 1.510** (Summary Judgment)
 - (1) When may a party move for summary judgment?
 - (2) What should be contained in the supporting factual position?
 - (3) When must the nonmovant serve a response to the movant’s motion for summary judgment?
 - (4) When must the hearing on the motion be set?

- **“The amendments shall become effective January 1, 2025 at 12:01 A.M.”**
 - (1) Will amended Rule 1.510 and new Rule 1.202 govern motions filed before January 1, 2025 at 12:01A.M.?
 - (2) Will the new initial discovery disclosures apply to any action commenced before the effective date?
 - (3) Do case management orders already in effect on January 1, 2025 continue to govern pending actions?