

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA

ADMINISTRATIVE ORDER NO. 3.202-10/2023*^

IN RE: MOTIONS TO COMPEL
DISCOVERY OR FOR PROTECTION
FROM DISCOVERY

_____:

1. No motions to compel discovery or for protection from discovery will be heard unless the notice of hearing bears the certificate of moving counsel that opposing counsel has been contacted and a good faith attempt has been made to resolve the discovery dispute without a hearing, but that could not be accomplished.

The conferral contemplated by this Administrative Order and Local Rule 4 must be done prior to scheduling the hearing. A good faith “attempt to resolve” the matter is defined by Local Rule 4 to contemplate actual efforts to speak with counsel in person or via electronic means, not merely the exchange of emails or texts. See, 15th Cir. Local Rule 4(3) & fn 2.

2. If ongoing good faith conferrals resolve the motion, in whole or in part, prior being heard, the parties shall immediately notify the Court and either cancel the hearing or clarify what remains to be heard sufficiently in advance to prevent the waste of judicial preparation time.
3. When a party wholly fails to respond to a written discovery request and has not sought an extension of time, an ex-parte order may be entered by the Court.

Motions seeking ex-parte relief remain subject to the certification and conferral requirements of paragraph 1. In determining whether to proceed ex-parte, the Court may consider the actual efforts made to confer. A hearing may be required if the certification does not reflect the conferral was of the nature contemplated by this order.

Properly filed ex-parte motions to compel discovery may be submitted with a proposed ex-parte order through the Circuit’s online servicing system for the Court’s consideration.

DONE and ORDERED at West Palm Beach, Florida, this 4th day of October 2023.



Glenn Kelley, Chief Judge

*supersedes admin. order 3.202-9/08

^ Due to substantial revisions, the changes are not in bold