

IN THE COUNTY COURT, IN AND
FOR LEON COUNTY, FLORIDA

TRAFFIC DIVISION

ADMINISTRATIVE ORDER NUMBER 88-2

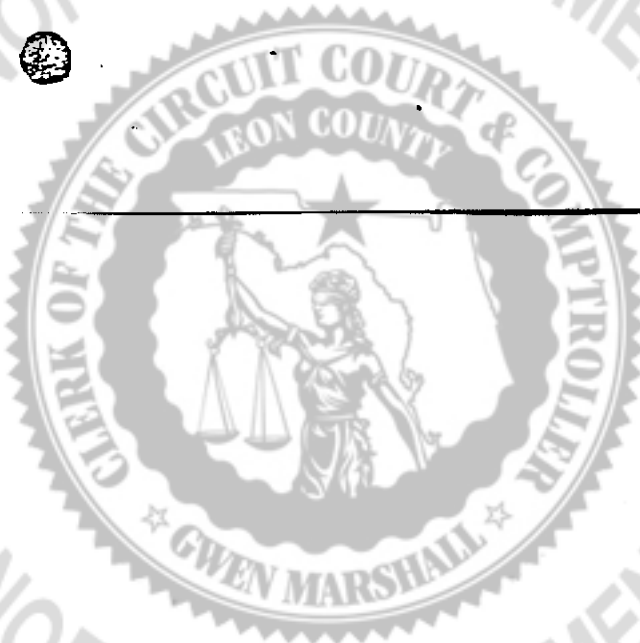
It has come to the attention of this court on its own motion that no action has been taken to purge the records of the Traffic Violations Bureau of Leon County of cases in which no activity has taken place for a period of time.

It has further come to the attention of this court that there does not appear to be a rule of court or statute directly on point.

Finally, the court notes that because of the precedent of Rule of Civil Procedure 1.420(e) relating to failure to prosecute and Rule 2.085 of the Rules of Judicial Administration relating to time standards, this court can find a reasonable time in which to order the dismissal of all cases not prosecuted in the traffic division of this court. It is therefore


ORDERED AND ADJUDGED that the Clerk of the County Court, Traffic Division, shall with all deliberate speed prepare a list by case number and style of all civil traffic infractions filed in the Office of the Clerk of the Court on or before December 31, 1987, and in which there has been no activity of record for a period of six (6) months preceeding the clerk's review. The clerk shall set these matters for hearing before the court on its own motion to dismiss for failure to prosecute, serving a copy of the notice of hearing on the Office of the Attorney General of the State of Florida, and the Division of Driver License. Said notice shall advise that any interested party may show good cause in writing at least five (5) days before the hearing on the motion why the action should remain pending. In all such matters before the court for which good cause is not shown, the case shall be dismissed without prejudice. It is further

LC-6

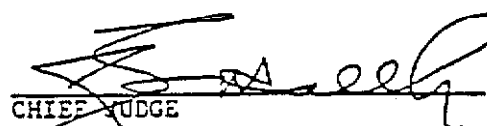


ORDERED AND ADJUDGED that nothing contained in this order shall modify or affect any driver's license suspension or revocation occasioned by the failure of a defendant to appear in court in answer to one of the charges otherwise dismissed under this procedure.

DONE AND ORDERED in Chambers at Tallahassee, Leon County, Florida this 12 of August, 1988.


ADMINISTRATIVE JUDGE

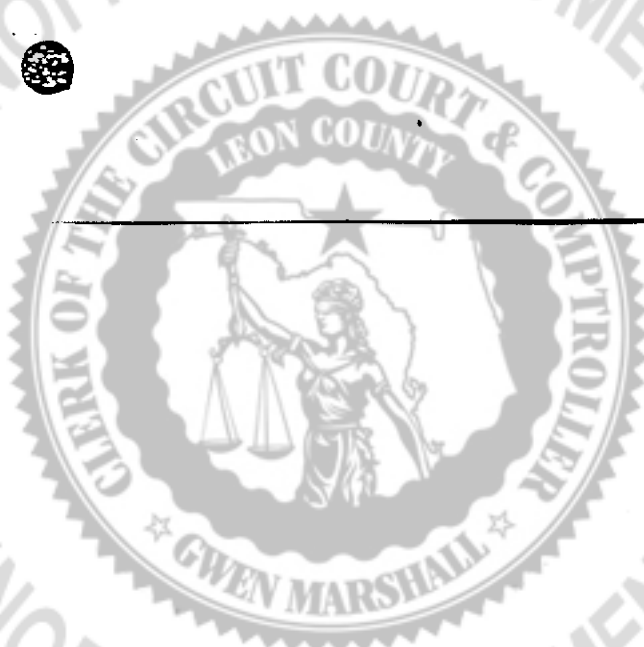
Approved this 12th day of August, 1988.


CHIEF JUDGE

Copies to:

- Honorable Paul F. Hartsfield
- ✓ Traffic Violations Bureau
- Court Administrator
- Honorable Willie Meggs, State Attorney
- Honorable Bob Butterworth, Attorney General
- Judge John Crusoe
- Judge Kathleen Dekker
- Judge George Reynolds, III
- Department of Highway Safety and Motor Vehicles,
- Division of Driver License

UNOFFICIAL DOCUMENT



LC-7

UNOFFICIAL DOCUMENT