

IN THE SUPREME COURT OF FLORIDA

**IN RE: AMENDMENTS TO THE
CODE AND RULES OF EVIDENCE**

CASE NO.: SC16-181

**TIME ALLOCATION OF ORAL ARGUMENT SUPPORTING THE CODE
AND RULES OF EVIDENCE COMMITTEE RECOMMENDATIONS**

In compliance with this Court’s May 3, 2016, and June 30, 2016, orders, the Code and Rules of Evidence Committee (“CREC”) and the commenters requesting Oral Argument in favor of CREC’s recommendation to not adopt sections 90.702 and 90.704, Florida Statutes, have discussed the allocation of 30 minutes allotted to them and report as follows:

The Code and Rules of Evidence Committee’s cycle report contains three recommendations and, as to two recommendations, no requests for oral argument were filed. No comments were received by the CREC or this Court as to the recommendation to adopt section 90.803, Florida Statutes, to the extent it is procedural. There were 7 filed comments supporting the recommendation that the Court not adopt section 766.102, Florida Statutes, to the extent it is procedural and no opposing comments. However, recognizing that the Court may have questions it wishes to pose as to these two recommendations, CREC representatives, the Honorable Claudia Rickert Isom and Andrew Hamilton, will be available at oral argument to discuss section 90.803, Florida Statutes, and section 766.102, Florida Statutes, respectively.

Regarding the Code and Rules of Evidence Committee’s Three-year Cycle Report,

Introduction:

John Wayne Hogan on behalf of the Code and Rules of Evidence Committee 1 minute

Regarding the recommendation that the Court adopt section 90.803, Florida Statutes:

Honorable Claudia Rickert Isom on behalf of the Code and Rules of Evidence Committee 0–3 minutes

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Regarding the recommendation that the Court not adopt section 766.102, Florida Statutes:

Andrew Hamilton on behalf of the Code and Rules of Evidence Committee 0–3 minutes

Regarding, and in support of, the recommendation that the Court not adopt sections 90.702 and 90.704, Florida Statutes:

John Wayne Hogan on behalf of the Code and Rules of Evidence Committee 10 minutes

Commenter Howard C. Coker 5 minutes

Commenter Dan Cytryn 5 minutes

Rebuttal 3 minutes

Any time not used for sections 90.803 or 766.102, Florida Statutes, will be added to the remaining segments for a total of no more 30 minutes.

Each of the commenters listed above has authorized the Code and Rules of Evidence Committee Staff Liaison to submit this Time Allocation of Oral Argument Supporting the Code and Rules of Evidence Committee Recommendations on his behalf.

Respectfully submitted on July 14, 2016.

/s/ Greg Borgognoni, Chair

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/s/ Judge Claudia Rickert Isom

Hon. Claudia Rickert Isom

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true copy of the foregoing Code and Rules of Evidence Committee Notice of Appearance was served through the Florida Courts E-Filing Portal or by U.S. mail on July 14, 2016, to:

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