



# The Record

JOURNAL OF THE APPELLATE PRACTICE AND ADVOCACY SECTION

[www.flabarappellate.org](http://www.flabarappellate.org)

Volume VIII, No. 3

THE FLORIDA BAR

Spring 2000

## Proposed Changes to Appellate Rules

by Susan W. Fox, Chair, Appellate Court Rules Committee

No major overhauls are in the works, but, over the past four years, the Appellate Court Rules Committee has dealt with many points on which the appellate rules may need improvement<sup>1</sup>. This article will discuss those proposed changes being submitted in the Committee's four year cycle report on April 1, 2000. Anyone interested in advocating for

or against a particular change is permitted to file comments with the Court. To determine the exact deadline for filing comments, please watch *The Florida Bar News* or check the Supreme Court's web site. The Court will set Oral Argument on the proposed amendments in May or June 2000, and the Oral Argument date is usually the cut-off date for fil-

ing comments.

This article will group the Committee's primary proposals. A table printed with this article gives a brief summary of each change by rule number. Editorial and technical changes are not discussed here, but may be reviewed on the Appellate Practice Section's website [www.flabarappellate.org](http://www.flabarappellate.org).

## Message from the Chair



HOFMANN

As you may have noticed already, this issue of *The Record* is packed with information of interest to all appellate practitioners. Please take a minute to read Susan Fox's article "Proposed Changes to Appellate

Rules." There is still time to give the Florida Supreme Court your comments on the proposed changes.

Also, you probably noticed the enclosed, blue Membership Survey. The Section's Membership Committee, chaired this year by Betsy Gallagher, designed this survey to formalize a method for you to comment on how well the Appellate Practice Section is meeting your needs. Please take the time to put your thoughts down and communicate to us your evaluation of

our existing services and your ideas for possible future services. As you can see, we already do a lot for a relatively small Section, but if we need to be doing more, we need to know that!

Please read carefully two other features: the proposed by-law change and the report of the Retreat Committee. The Executive Council will vote on the by-law change at the June 22nd meeting, so if you have an opinion to express, please contact me, one of the Section's officers, or any member of the Executive Council. Also, it is important to read the Retreat Committee report if you are planning to attend the Retreat in April. As reported, the Saturday planning and goal-setting session will last until 5:00 p.m., and the Sunday morning breakfast will be purely social! A pleasant end to an important weekend for the future of the Section.

And last, I would like to encourage you to attend the Annual Meeting of

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## Appealable Non-Final Orders and Appellate Venue

### Non-Final Orders Determining Liability.

Perhaps the most substantial change included in the four-year cycle amendments is the repeal of 9.130(a)(3)(C)(iv) allowing review of non-final orders determining the is-

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