

IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT  
IN AND FOR INDIAN RIVER, MARTIN, OKEECHOBEE, AND ST. LUCIE COUNTIES,  
STATE OF FLORIDA

**ADMINISTRATIVE ORDER 2017-06**

**IN RE: ORDER FOR COMPENSATION OF EXAMINING COMMITTEE**

WHEREAS pursuant to section 744.331(7), Florida Statutes, examining committee members are entitled to reasonable fees as determined by the court; and

WHEREAS this Circuit has experienced challenges in assuring the payment of examining committee members when the ward is not indigent;


Now, therefore, I, Elizabeth A. Metzger, pursuant to the authority vested in me as Chief Judge of the Nineteenth Judicial Circuit under Florida Rule of Judicial Administration 2.215, do hereby

ORDER the following:

Exhibit "A", Order for Compensation of Examining Committee is in conformity with Florida law.

Effective immediately, all proposed Orders for Compensation of Examining Committee submitted to the court shall be in the same or substantially similar format as the form attached hereto as "Exhibit A."

DONE AND ORDERED this 28th day of April, 2017 at Stuart in Martin County, Florida.

  
\_\_\_\_\_  
ELIZABETH A. METZGER, CHIEF JUDGE

cc: All 19<sup>th</sup> Judicial Circuit Judges and Magistrates  
All 19<sup>th</sup> Judicial Circuit Clerks of Court  
All Local Voluntary Bar Associations  
Rupert J. Smith Law Library  
All 19<sup>th</sup> Judicial Circuit Staff Attorneys

**EXHIBIT A**

IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT  
IN AND FOR \_\_\_\_\_ COUNTY, FLORIDA

IN RE:           The Guardianship of                           CASE NO.:

Ward.

**ORDER FOR COMPENSATION OF EXAMINING COMMITTEE**

THIS MATTER is before the Court pursuant to section 744.331(7), Florida Statutes, and the Court, having determined that the Examining Committee appointed by the Court has provided services and rendered reports as required, finds as follows:

The Examining Committee is entitled to the amounts set forth below as reasonable fees for services:

<b><u>COMMITTEE MEMBER</u></b>	<b><u>AMOUNT OF COMPENSATION</u></b>
	\$
	\$
	\$

The Court further finds that:

- The ward has been determined by the Court to be indigent, and the Examining Committee shall be paid by the State; or
- The ward has been determined by the Court not to be indigent, and the Examining Committee shall be paid by the guardian from the property of the ward within \_\_\_\_\_ days of entry of this order.

Within \_\_\_\_\_ days of entry of this order, **the guardian shall file with the Clerk of Court a notice of compliance stating that the Examining Committee has been paid in full.** If the guardian fails to provide the notice of compliance within the time period specified herein, the Court, on its own initiative, shall issue an order to show cause setting a hearing at which the guardian and the guardian's attorney shall appear and show cause why he/she should not be held in contempt of court. The guardian and the guardian's attorney shall not be entitled to fees and costs associated with preparing for and attending the hearing. If the Examining Committee is paid in full by the guardian after issuance of the order to show cause, the guardian shall file a notice of compliance, and the hearing shall be cancelled.

It is therefore ORDERED that the Examining Committee is awarded the amounts set forth above as compensation for its services, which amounts shall be paid as provided herein.

DONE AND ORDERED this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_ at  
\_\_\_\_\_ in \_\_\_\_\_ County, Florida.

\_\_\_\_\_  
, CIRCUIT JUDGE

Copies furnished to: