


CYNTHIA L. COX

Circuit Judge

IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
IN AND FOR INDIAN RIVER COUNTY FLORIDA

<p><u>Mailing Address:</u> 2000 - 16th Avenue Suite 383 Vero Beach, FL 32960</p> <p>Phone: (772)770-5231 Fax: (772) 770-5335 Email: lazard@circuit19.org</p> <p style="text-align: center;"><u>MOTIONS</u></p> <p>Motion will not be heard at the Court's Docket Call.</p>	<p>TRIAL DOCKET CALL</p> <p>JANUARY 3, 2012 at 9:30 A.M.</p> <p>Courtroom "7", 3rd Floor Indian River County Courthouse</p> <p><i>Trials begin at 9:30 a.m. unless otherwise ordered.</i> Note: Trial weeks are normally Tues. – Fri., unless otherwise noted on the monthly calendars posted online see webpage and monthly calendars for actual trial weeks.</p> <p>Visit Judge Cox's webpage at www.circuit19.org <i>Last update to this docket: 1/9/12</i></p> <p>NO ORDER ON DOCKET CALL WILL BE ENTERED BY THE COURT. YOU MUST MONITOR YOUR CASE ONLINE.</p>	<p><u>CASE TRACKING</u></p> <p>It is your responsibility to track your case position on the Trial Docket. <i>Do not call the Judicial Assistant for updates on the Trial Dockets or Jury Selection or Trials Dates; all are posted on the website for your convenience. Unless you have received an order to the contrary or you have been advised by the court/J.A., you must appear when your case is scheduled for Jury Selection even if the case(s) ahead of you advise that it/they are definitely going to trial.</i></p> <p><u>MUTUALLY AGREEABLE TRIAL DATES</u></p> <p>Please check the court's monthly calendars (online) for actual trial weeks. The parties should attempt to discuss mutually agreeable trial dates before attending Docket Call.</p>
<p><u>CASE SETTLEMENT</u></p> <p>If a case settles, Plaintiff's Counsel <u>must</u> email or fax a voluntary dismissal or letter advising the Court of same prior to the trial date so that the case may be removed from the calendar. If you do not email or fax a letter of settlement and you do not appear for the weekly trial docket call, your case will be dismissed. If your case is dismissed, please advise the Judicial Assistant by email or fax so that she may remove the case from the Trial Docket, simply filing with the Clerk does not remove your case from the Docket Call Docket or Weekly Trial Calendar.</p>	 <p>HAVE YOU COMPLIED WITH THE ORDER SETTING PRETRIAL PROCEDURES?</p> <p>See order for full compliance.</p> <ul style="list-style-type: none"> • MEDIATION: Completed 10 days prior to Docket Call • PRETRIAL MEETING: 7 days prior to Docket Call (face to face) • PRETRIAL STATEMENT: Filed with Clerk no later than Docket Call • COURT REPORTER: Plaintiff's counsel for Court Reporter • EXHIBITS: Marked with Clerk no later than 2 days prior to jury selection • DISCOVERY: Completed 5 days prior to Docket Call <p>If your case is continued or rolled over to another date for trial an/d or Docket Call this does not extend the cut-off dates set out in the original pretrial order. You must obtain a court order either by stipulation or hearing to extend the cut-off dates as set forth in the pretrial order</p>	

1.	08-117	Maschi v. IRMC	Carter/Adams/Rappel	1/12/12 @ 9 a.m. (12 days)
2.	08-11421	Charles Howell Ann M. Frank, et al.	Bradford L. Jefferson, Esq. Lawrence J. Signori, Esq.	#2 backup 1/17/12 and 1/24/12 (3 days)
3.	10-385	Chornosky v. Benning	Hayskar/Johnson	SJT – DC 1/31/12 @ 9:30 a.m.
	09-974	Robert Lowe Lawyers Title Insurance Corp.	Vocelle/Sullivan Solomon	Continued to DC 3/27/12
4.	10-4867	Robert Hall 1930 Ocean Drive	Thomas Tierney, Esq. Gary Nagle, Esq.	#1 backup 1/24/12 (3 days non-jury)
	09-3157	Nashaun Taylor Robert Fowler	Louis Vocelle Lester Lewis	Stricken 12/30/11
5.	07-751	Terry P. Hurley Jennifer B. Craig	Chobee Ebbetts Buck Vocelle	#1 backup 1/17/12 (3 days jury)
	10-10989	Tonya Douglas IR Associates, II, et al.	Wallace B. McCall, Esq. Clark W. Smith, Esq.	DC 2/28/12 To pick date March/April/3 weeks sr judge
	10-73428	Aaron Scranton City of Sebastian	Maurice Arcaider, Esq. Douglas Noah & Donna Hansen, Esq.	11/2 case settled, Dismissed
	10-74037	James Shafer, et al. William M. Montero, et al.	David Carter, Esquire Lester A. Lewis, Esquire	DC 4/24/12 @ 9:30 a.m.
	10-74891	Rae Ann Kapalko Walmart Stores, Inc.	Brad Jefferson, Esq Chuck Sullivan Barbara Flanagan, Esq.	DC 1/31/12 @ 9:30 a.m.
6.	11-565	Ina & James Henson Gymboree Retail Stores	DeBerard/Goodman Johnson/Sellars	#2 1/24/12 @ 3 days
7.	11-664	Mechelle Miller Summit Hotel Mgmt	Guy S. DiMartino, Esq. Michael Balducci, Esq.	#3 1/17/12 @ 3-4 day jury trial
	08-12559	Julio D'Angelo, et al Natures Table Franchise	David Mattes, Esquire Trevor B. Arnold, Esquire	VD 12/2/11
	09-12946	Frederick D. Mensing, III Sean Biggins, Esq.	Pro Se Pro Se	Stricken from the docket
8.	10-74950	Indian River Club Community Assoc. BMR Funding, Inc.	Howard E. Googe Greg W. McClosky	#2 non-jury trial 1.5 days backup 1/24/12 @ 9:00 a.m.
9.	08-10177	Bank of NY Zila Ferreira	Phelan Hallinan, PLC Pro Se	1/10/12 @ 4:00 p.m.
	08-10913	Robert W. Laconte, et al. Robert Stone, et al.	Jeffrey Kirsch, Esq. Louis B. Vocelle, Jr., Esq.	Stricken per order 12/16/11
	08-12268	Aurora Loan Services David Cozad, et al.	Sarah Rezai, Esq. Pro Se	Consent FJ
	08-12522	Robert Atkinson, et al. Craig Funk, et al.	John M. Stewart, Esq. Pro Se	Stricken/Bankruptcy filed
	08-12598	WFB William Springer, et al.	Mariya Weekes, Esq. Jeffrey Kaufman, Esq.	VD 12/5/11
	08-13202	Bank of America Brett R. Grosklags, et al.	Marshall Watson Timothy Zwerner, Esq.	FJ entered 5/19/11 and Count 2 will be dismissed

10.	09-11849	Roman Vonkomarnicki, III A & G Concrete Pools, inc, et al.	Steven Mitchel, Esq. John A. Wilkerson, Esq.	#3 backup 1/17/12 and 1/24/12 (5 days)
	09-1102	CRF Panther, Inc. Daniel Clifton	Alan Perez John Stewart	Dismissed
11.	09-12395	RBC Bank Mary C. Waddell, et al.	Laura L. Walker, Esq. Jeffrey Saunders, Esq.	1/9/12 @ 11:15 a.m.
	09-2192	William Gove, et al. Thomas P. Gove., Sr., et al.	James A. Herb, Esq. CAS, Jr., Esq. Casey Walker, Esq.	Settled per TC on 12/9/11, sending VD
	10-1078	El Dorado Financial, Inc. Arthur J. Hill, et al.	Thomas W. Tierney, Esq. CAS, Jr., Esq. David J. mattes, Esq.	Settled
	10-73684	Darryl J. Jacobs, Esquire Gisel I. Major	Charles H. Sanford Pro Se	DC 1/31/12 @ 9:30 a.m.
	10-73709	Harris Thomas St. Mary's Hospitality	Harran E. Udell, Esquire W. Scott Mason	Stricken 12/12/11 Order
12.	10-74373	Fifth Third Mtg. Co T & O Holdings	Christopher Furlongs, Esq. Cory L. Taylor, Esq. Lisa Hamilton. Esq. Pro Se	1/11/12 @ 9:00 a.m.
	10-73999	Jason Hudson FL DOT	David B. Moffett, Esq. Daniel A. Jones, Asst. AG	Stricken 12/1/11
	10-74099	Jeri Lee Reno Mary G. Rudolf	Gerald Lefebvre Steve Hayskar	Continued to DC 3/27/12
13.	10-75094	Bankatlantic Greenway	Zaden (via courtcall) McCormick	#4 Backup 1/17/12 and 1/24/12 ½ to 3/4 day nonjury
	10-75182	Shandra Baker Lisa Anne Johnson	Louis B. Vocelle, Jr., Esq. Jeffrey A. Blaker, Esq.	Stricken 12/29
	10-75315	Nancy Westberry Joseph Keleman	Charles Sullivan, Jr., Esq. Bradford Jefferson, Esq. James T. Sparkman, Esq.	DC 1/31/12 @ 9:30 a.m.
	10-75234	RBC Real Estate Finance, Inc Sun Castles, Inc.	Lisa Geiger, Esq. Frank DiGiacomo, Esq. Coleman & Goldfarb, Esq.	DC 2/28/12 @ 9:30 a.m.
	10-75347	Thomas Caromano Puttick Enterprises, Inc., et al.	Eighmie/Vaughn/Chiocca/Young Jr.,	Settled 12/15/11
13.	10-75409	Vista Plantation John J. Kronides, et al.	Lisa Hamilton, Esquire Pro Se/Kevin Simard, Esquire	1/11/12 @ 9:00 a.m./Settled 1/6/12
	10-75482	Michael Amenta Robert J. Bollis, et al.	Joseph H. Graves Gregg J. Weiser, Esq.	Settled 12/12/11
	10-75573	Elizabeth Ryan 7-Eleven, inc.	Joseph H. Graves, Esquire Rachel Studley, Esquire	Stricken 12/15/11/Settled
	11-1860	Tracy Bates Academies Cosmetology,	Joseph H. Graves, Esq. Nicholas D. Freeman, Esq	DC 3/27/12 @ 9:30 a.m.
14.	11-1916	2004 Cadillac SRX Deryl Loar/ Catherine Moltime/Garrette Collins	James G. Harping, Esq. Pro Se	Rolled to DC 2/28/12
	10-DR- 73895	Richard Brown Natalie Brown	G. Russell Peterson, Esq. Norman A. Green, Esq.	DC 1/31/12 @ 9:30 a.m.
	08-831	Lawson v. Wave Victoria	Theodore Hamilton David Wolofsky	Settled