


**IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
IN AND FOR MARTIN COUNTY FLORIDA**

Updated October 12, 2021

*****Please note changes to procedures*****

<p><u>Mailing Address & Address for Notices of Hearing(s):</u></p> <p>Martin County Courthouse 100 East Ocean Blvd. Stuart, Florida 34994</p> <p><u>Judicial Assistant:</u> Susanne Butler Email: MCJUDGE3@circuit19.org</p> <p><u>MOTIONS</u></p> <p>Motions (except as noted in paragraph I of pretrial order) will not be heard at the Court's Docket Call</p> <p><u>TELEPHONIC ATTENDANCE IS NOT PERMITTED AT DOCKET CALL -</u> <u>*Except as may be noted on the website due to COVID-19*</u></p> <p>Courtroom A3-1, 3rd Floor – Martin County Courthouse</p>	<p align="center">JURY/NON-JURY TRIAL DOCKET CALL</p> <p align="center">JANUARY 20, 2022 at 9:00 A.M.</p> <p><u>Jury Trial Period:</u> February 7-11, 2022 February 28-March 4, 2022 March 7-11, 2022 March 14-18, 2022 April 4-8, 2022 April 11-14, 2022 April 18-22, 2022 <i>Check website for updates Dates Subject to Change.</i></p> <p><u>Non-Jury Trial Period:</u> February 2022 March 2022 April 2022 <i>Check website for updates Dates Subject to Change.</i></p> <p><u>NOTE: Plaintiff's counsel shall provide a proposed Order Setting Jury/Non-Jury Trial to Judge Sweet's office via E-Mail to MCJudge3@circuit19.org within five business days after docket call (with self-addressed stamped envelopes for parties who have not provided an e-mail address).</u> <u>A form order is provided on our webpage.</u></p> <p>Note: See webpage and monthly calendars for trial weeks. Visit Judge Sweet's webpage at www.circuit19.org</p>	<p align="center"><u>CASE TRACKING</u></p> <p>It is your responsibility to track your case position on the Trial Docket.</p> <p><u>Do not call the Judicial Assistant for updates on the Trial Dockets or Trial 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 - even if the case(s) ahead of you advise that it/they are definitely going to trial.</u></p> <p align="center"><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. <u>Counsel should be ready to choose their desired trial dates(s) at Docket Call. (Sample Form Attached to this Docket is for reference only. The cases listed therein ARE NOT scheduled for docket call).</u></p>
<p align="center"><u>CASE SETTLEMENT</u></p> <p>If a case settles Plaintiff's Counsel <u>must</u> email a letter advising the court of same prior to the trial date so that the case may be removed from the trial calendar. If you do not email a letter of settlement and you do not appear for the weekly trial calendar call, your case will be dismissed. If your case is dismissed, please advise the Judicial Assistant by email 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 or Weekly Trial Docket.</p>	<p align="center"></p> <p align="center">HAVE YOU COMPLIED WITH THE ORDER SETTING PRETRIAL PROCEDURES?</p> <p align="center">See order for full compliance.</p> <ul style="list-style-type: none"> • <u>MEDIATION:</u> Completed 10 days prior to Docket Call • <u>PRETRIAL MEETING:</u> 7 days prior to Docket Call (face to face) • <u>PRETRIAL STATEMENT:</u> Filed with Clerk no later than Docket Call • <u>COURT REPORTER:</u> Plaintiff's counsel for Court Reporter • <u>EXHIBITS:</u> Marked with Clerk no later than 2 days prior to jury selection • <u>DISCOVERY:</u> Completed 5 days prior to Docket Call <p><u>If your case is continued or rolled over to another date for trial and/ 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.</u></p>	

January 20, 2022, DOCKET CALL (9AM)

THIS CALENDAR IS AS CURRENT AS INFORMATION AVAILABLE

#	CASE NO.	STYLE	ATTORNEYS	# DAYS	FILED NFT
NON-JURY CIVIL TRIALS					
1.					
JURY TRIALS					
*Two (2) – Three (3) Week Jury Trials					
1.	15CA851	James M. O'Donnell v. Brent Brunne, et al. <i>Priority, due to age of case</i>	Loeb Boykin Sidisky	7	Case Stricken from 9/27 due to AO21-14
2.	21CA610	Chelsea Hill, as PR v. Leonel Lopez Do, et al. <i>Priority, (M/to Advance Trial filed 6/6/21)</i>	Navin Aubin White Paradela	10	09/27/21
3.	15CA816	Sandy Fink v. Aetna Inc., et al.	Murphree Esau Biehl Webber	1	09/21/21
4.	16CA594	Brian West v. Jacob Fishman, Ilya Palinsky, Elena Palinsky, Shimon Wolkowicki and Grant Road, LLC	Wright Chane Elder	5	09/30/21
5.	17CA102	John Gately v. BJ's Wholesale Club Inc. et al.	Felice Majak	6	9/22/21 (M/ Special Set)
6.	17CA711	Venture Construction Group of Florida v. Safe Harbor Insurance – <i>Notice of Acceptance of Settlement filed 8.19.21</i>	Amat Salehi	4	06/18/21
7.	18CA496	Healthy Foods Experts v. Amguard Ins Company	Struble Parker	4	07/16/21
8.	19CA82	Marilyn Spitz vs. The Retreat at Seabranh HOA et al.	Dimatteo Stone	5	07/12/21
9.	19CA471	Kristen Schmucker v. Encompass Health Rehabilitation of Martin County LLC et al.	Rosenbach Goran	4	06/08/20
10.	19CA961	Orender Golf Management Inc. v. The Retreat at Seabranh Homeowners Assoc., Inc.	Wright Ensor Smith	5	8/25/21
11.	19CA1181	Billings, As Trustee of The Jennifer A Billings Revocable Living Trust Dated 5/22/2007, Jennifer A vs. Oakmont Custom Homes LLC	Brown Wright Choicca Conwell	5	03/31/21 Continued from 9.9.21
12.	20CA12	Wendy Albino v. United Property & Casualty Co. et al.	Feld Martin	3	01/12/21
13.	20CA20	Cleon Berntheizel v. Sarah A. Tigges, et al.	Ponsoldt Reynolds	4-5	Rolled from 9.9.21

14.	20CA89	Nicholas Notte v. United Property & Casualty Ins Co. et al.	Chambers Riordan	4	09/01/21
15.	20CA136	Henning Von Stralendorff v. Kristen Bowen et al.	Balkan Silver Flanagan	4	06/21/21 Rolled from 9.9.21
16.	20CA317	Tiwanda Hill v. Gina's Physical Therapy, Inc.	Hoskins Maskowitz	5	05/14/21 Rolled from 9.9.21
17.	20CA370	Kevin Fitzgerald vs. Hobe Sound OPCO et al.	Barnard Morrison	3	09/03/21
18.	20CA495	Deenarae Maierhofer Skilling v. George Thurman	Plymale Bierer	2	05/28/21
19.	20CA515	Laura Barton v. Robert Davies, et al.	Burke Bierer	3	02/05/21
20.	20CA604	Everett Harris v. Wawa, Inc.	Thomas Gutierrez	5	09/23/21
21.	20CA666	Joshua Meek v. First Protective Insurance Company et al.	Chavin Ortega	4-5	09/09/21
22.	20CA736	Michael Cooper v. Rapid Industries et al.	Redavid Bradley Fano	5	06/28/21
23.	20CA740	Frances Bitters v. River Forest Yachting Center LLC et al.	Vastola Cicero Dundas	5	09/29/21
24.	20CA775	Travis Conley vs. Heritage Property & Casualty Ins Co.	Chambers Barksdale	3	07/14/21
25.	20CA814	Jaime Delgadillo v. Publix Super Markets Inc.	Kuvin Jurnovoy/Roff	8	05/13/21
26.	20CA926	Michael Woods v. First Protective Ins Co., et al.	Habermehl McDavitt	4	08/23/21
27.	20CA1011	Albert Dugan v. Tower Hill Signature Ins Co.	Chambers Kelley/Wallen	4	08/08/21
28.	20CA1083	Glen Snow v. Powerhouse Homes LLC, et al.	Lozeau Regan	3	09/14/21
29.	20CA1109	Malcolm Wade, Jennifer Wade, Angelia Dennis, as Trustee v. Five Construction LLC, Arthur Tiedeman, Salerno Pines Boat Basin, et al.	McCluskey Phillips Chiocca	3	07/13/21
30.	20CA1134	Katie Norris vs. United Property & Casualty Ins Co et al.	Daniels Jones	4	04/02/21
31.	20CA1148	Rosemary Laconte v. United Property & Casualty Insurance Company	Daniels Cooper	4	09/08/21

32.	20CA1149	Robert Vogel v. St Johns Ins Co Inc	Lopez Marante	3	08/20/21
33.	20CA1152	Karen Leshe v. First Protective Insurance Company et al.	Friedman Teebagy	2	09/08/21
34.	21CA03	Marie Carpino v. Lowe's Home Centers et al	Bell Silver/Vernis	4	08/17/21
35.	21CA10	Elizabeth Anderson v. Macleod Properties and John Keller	Mitchell Cosby Pita	4	04/08/21
36.	21CA55	James Cincotta, Julie Cincotta v. Safeco Ins. Co. of Illinois	Plymale King/Sarmiento	2	05/28/21
37.	21CA77	Liliane Brothers v. Crystal Baza, Jose Palacios, Mercury Indemnity Co of America	Niakan Okon	4	06/23/21
38.	21CA134	Derek Duke v. Tower Hill Prime Ins CO et al.	Melchiorre Fluet	3	10/08/21
39.	21CA164	Aida Delgado v. Winn Dixie Stores et al.	Vannatta Studley	5	09/17/21
40.	21CA197	Laurie Lautieri v. Lane Turner, et al.	Lytal McLaughlin	5	04/28/21
41.	21CA266	Myra Geoghegan vs. First Protective Insurance Co., et al.	McLester Moore	3	09/02/21
42.	21CA297	Edward Bee v. Oddvar Nygaard and the Treasure Coast Motor Coach Inc.	Hanson Moore	5	07/08/21
43.	21CA303	Meaghan Dietrich v. Thomas Visentin	Lipinski Oge	3-4	6/9/21 Rolled from 9.9.21
44.	21CA691	Frances St. Pierre v. Marlys Freeman	Lytal Vernis	4	08/19/21
45.	21CA782	Alicia Mutua v. Greg Stengel	Flordi Coyle	5	09/13/21
46.	21CA811	Bonnie Graves v. John F. Erickson et al.	Sholtes Flanagan	4	09/08/21
47.	20CA594	Dabney Kidd v. Universal Property Casualty Ins Co., et al. <i>Notified of Settlement 9.27.21</i>	Chambers Cespedes	4	07/22/21
48.	20CA709	Christopher Bania v. South Florida Assets & Operations <i>Notified of Settlement 8.23.21</i>	Rotstein Lindberg	3	05/21/21
49.	21CA01	Zachary Greenberg v. Family Security Ins Co. <i>Notified of Settlement 9.24.21</i>	Chambers Plsencia	4	09/14/21
50.	21CA597	John Hines v. Tower Hill Ins Co. <i>Notice V/D 10.11.21</i>	Friedman Krakauer	2	08/05/21

***Two (2) – Three (3) Week Jury Trials**

Next Docket Call Date: April 2022 at 9:00 am

Sample Form – Jury Trial Week Selection To Be Selected by Counsel

The cases listed below ARE NOT SCHEDULED FOR the 1/20/22 Docket Call

FEBRUARY 7 – FEBRUARY 11, 2022 – JURY (WEEK 2 OF 2)

	Case Number	Case Name	Attorneys	Trial Length
#1	18CA1151	Adrienne Wilson v. Martin County School Board, et al.	Ottaviano Williams	
#2 (B/U #1)				
#3 (B/U #2)				
Stricken at Hrg. 10/8/21	17CA1149	JSM Construction v. Mottram	Melville Konopka Levenstien Shendell	10 days

WEEK OF FEBRUARY 14 – FEBRUARY 18, 2022 – JURY (WEEK 3 OF 5)

This week is available for roll over of any case still on the calendar from the prior week

	Case Number	Case Name	Attorneys	Trial Length
#1	19CA932	Marguerite Brent and Tommie Brent v. Martin Memorial Medical Center, et al. <i>(Week 1 of 3)</i>	White Cook Rief	15 Days
#2 (B/U #1)				

WEEK OF FEBRUARY 21 – FEBRUARY 25, 2022 – JURY (WEEK 4 OF 5)

This week is available for roll over of any case still on the calendar from the prior week

	Case Number	Case Name	Attorneys	Trial Length
#1	19CA932	Marguerite Brent and Tommie Brent v. Martin Memorial Medical Center, et al. <i>(Week 2 of 3)</i>	White Cook Rief	15 Days
#2 (B/U #1)				

WEEK OF FEBRUARY 28 – MARCH 4, 2022 – JURY (WEEK 5 OF 5)

	Case Number	Case Name	Attorneys	Trial Length
#1	19CA932	Marguerite Brent and Tommie Brent v. Martin Memorial Medical Center, et al. <i>(Week 3 of 3)</i>	White Cook Rief	15 Days
#2 (B/U #1)				

WEEK OF MARCH 7 – MARCH 11, 2022 – JURY (WEEK 1 OF 3)

This week is available for roll over of any case still on the calendar from the prior week

	Case Number	Case Name	Attorneys	Trial Length
#1	19CA15	Greer v. Martin Memorial Health et al. (<i>Week 1 of 3</i>)	Somera Fieger Aubin Richardson	3 weeks
#2 (B/U #1)				

WEEK OF MARCH 14 – MARCH 18, 2022 – JURY (WEEK 2 OF 3)

This week is available for roll over of any case still on the calendar from the prior week

	Case Number	Case Name	Attorneys	Trial Length
#1	19CA15	Greer v. Martin Memorial Health et al. (<i>Week 2 of 3</i>)	Somera Fieger Aubin Richardson	3 weeks
#2 (B/U #1)				

WEEK OF MARCH 21 – MARCH 25, 2022 – JURY (WEEK 3 OF 3)

This week is available for roll over of any case still on the calendar from the prior week

	Case Number	Case Name	Attorneys	Trial Length
#1	19CA15	Greer v. Martin Memorial Health et al. (<i>Week 3 of 3</i>)	Somera Fieger Aubin Richardson	3 weeks
#2 (B/U #1)				
#3 (B/U #2)				
#4 (B/U #3)				

WEEK OF APRIL 4 – APRIL 8, 2022 (WEEK 1)

	Case Number	Case Name	Attorneys	Trial Length
#1	2019CA1243	Jennifer Billings vs. Joseph Bank et al. If case does not go the week of 1/31/22	Howard Brown Hudson	5
#2 (B/U #1)				

LATER DATES UNDETERMINED

WEEK OF APRIL - APRIL, 2022 – JURY (WEEK 1 OF 2)

	Case Number	Case Name	Attorneys	Trial Length
#1				
#2 (B/U #1)				

WEEK OF APRIL - APRIL, 2022 – JURY (WEEK 2 OF 2)

This week is available for roll over of any case still on the calendar from the prior week

	Case Number	Case Name	Attorneys	Trial Length
#1				
#2 (B/U #1)				

Next Docket Call Date: April ____, 2022 at 9:00 am

Sample Form – **Non-Jury Trial** Week Selection To Be Selected by Counsel

WEEK OF 2022

	Case Number	Case Name	Attorneys	Trial Length
9:30				
1:30				
	Case Number	Case Name	Attorneys	Trial Length
9:30				
1:30				
	Case Number	Case Name	Attorneys	Trial Length
9:30				
1:30				
	Case Number	Case Name	Attorneys	Trial Length
9:30				
1:30				

WEEK OF 2022

	Case Number	Case Name	Attorneys	Trial Length
9:30				
1:30				
	Case Number	Case Name	Attorneys	Trial Length
9:30				
1:30				

Next Docket Call Date: April ____, 2022 at 9:00 am