

IN THE CIRCUIT COURT OF THE 14TH JUDICIAL CIRCUIT
IN AND FOR BAY COUNTY, FLORIDA

STATE OF FLORIDA,

CASE NO.: 06-4016G

v.

JUDGE: MICHAEL C. OVERSTREET

KRISTIN ANNE SCHMIDT,
Defendant.

**JUSTICE ADMINISTRATIVE COMMISSION'S RESPONSE TO
DEFENDANT'S MOTION FOR ORDER APPROVING COSTS FOR
A PAPER COPY OF DISCOVERY**

COMES NOW, the Justice Administrative Commission ("JAC"), by and through the undersigned attorney and files this response to the Defendant's Motion for Order Approving Costs for a Paper Copy of Discovery, and responds as follows:

1. Per the motion, Counsel received discovery on CD-ROMS rather than on paper.
2. Counsel seeks to have the JAC pay for the photocopying costs of transferring the information on the CD-ROMS to paper.
3. Under the Fourteenth Judicial Circuit Indigent Services Committee (ISC)

Guidelines, photocopying is considered part of office expenses. Paragraph 17 of the ISC Guidelines provides as follows:

Court appointed counsel shall be compensated at an hourly rate of \$100 for in and out of court legal services for those cases that they are under appointment up to the statutory caps set by section 27.5304, Florida Statutes. This rate is *inclusive* of normal business expenses such as photocopies, postage, and such other expenses as may be reasonably considered as an office expense.

(Emphasis supplied.)

4. In that photocopies are considered normal office expenses under the ISC Guidelines, the JAC objects to the motion.

HAROLD BAZZEL
CLERK OF CIRCUIT COURT
BAY COUNTY, FLORIDA

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5. Although Counsel has asserted that it is necessary to have the discovery printed on paper, Counsel has not explained why it is necessary to do so. In that the documents contained on the CD-ROMS can presumably be viewed through the use of a computer, Counsel has not provided sufficient justification as to why those documents need to be printed on to paper.

6. The JAC does not request to participate in any hearing set on this motion. However, should the Court require additional input from the JAC, the undersigned may be reached toll-free at (866) 355-7902.

WHEREFORE, the JAC requests this Court deny the Motion for Order Approving Costs for a Paper Copy of Discovery.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by facsimile and U.S. Mail on this 27 day of February, 2007, to: the Honorable Michael C. Overstreet, Main Courthouse, 300 East 4th Street, Panama City, Florida 32401, fax 850-747-5159; and Ashley Stone Benedik, 1004 Jenks Ave., Panama City, FL 32401, fax 850-784-4773


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