

DISTRICT COURT OF APPEAL
FIRST DISTRICT
STATE OF FLORIDA

FLORIDA DEPARTMENT OF
MANAGEMENT SERVICES,
Appellant,

vs.

Case No.: 1D12-4594
L.T. No.: CFO 12-02
DOAH No.: 12-2607

DEPARTMENT OF FINANCIAL
SERVICES and STATE OF
FLORIDA CHIEF FINANCIAL
OFFICER
Appellees.

_____ /

MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF

COMES NOW the Florida Department of Management Services, by and through its undersigned counsel and respectfully requests additional time to file an initial brief in the above-styled case and would state in support thereof as follows:

1. The case before this court is currently being considered for consolidation with case numbers 12-3426, 12-4495, 12-4594, 12-4596 and 12-5264 (the Appeals).

2. The Appeals arise out of the same controversy, relating to whether invoices associated with work of a vendor should be paid.

3. Counsel for the parties involved in the Appeals, are currently involved in a separate circuit court action set for trial from December 17 through the 19th of this year. The disposition in the circuit court case may resolve or affect this case.

4. Counsels for the parties are currently involved in settlement negotiations which would require the Legislative Budget Commission to weigh in and consent to portions of the settlement. The next commission meeting is scheduled for January 14, 2013.

5. On November 20, 2012 the undersigned requested consent from respondent's counsel for an extension of time for the initial brief submission, but no response has been received.

6. On today's date the undersigned again requested consent from respondent's counsel for an extension of time for the initial brief submission until February 1, 2013. No response has been received.


WHEREFORE the appellant prays for an order allowing an extension of the initial brief until February 1, 2013.

Respectfully Submitted,


Clifford A. Taylor
Chief of Litigation
Department of Management Services

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the motion for extension to file the initial brief has been furnished by email to Michael H. Davidson, Esquire Michael.Davidson@myfloridacfo.com and Jacek Stramski, Jacek.Stramski@myfloridacfo.com at the Department of Financial Services/CFO at 200 East Gaines Street, Tallahassee, Florida 32399-6502 on this 30th day of November, 2012.



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