

IN THE CIRCUIT COURT OF THE  
NINTH JUDICIAL CIRCUIT, IN AND  
FOR ORANGE COUNTY, FLORIDA

ZENAIDA GONZALEZ,

CASE NO.: 48-2008-CA-24573-O

Plaintiff,

v.

CASEY ANTHONY,

Defendant.

---

**ORDER GRANTING RENEWED MOTION TO CONTINUE TRIAL**

**THIS MATTER** came before the Court on March 12, 2012, on the Defendant's ore tenus Renewed Motion to Continue Trial. On February 14, 2012, this Court conducted a status hearing on the above case; at which, a deadline of February 29, 2012 was established for the filing of any motions to continue. Although such deadlines are not routinely set, the Court established the continuance deadline to avoid waste of taxpayer's money in preparing for a trial. The Defendant filed her Motion to Abate Trial Deadlines or, in the Alternative, Continue Trial on February 29, 2012. On March 6, 2012, the Court heard the Defendant's motion and Plaintiff indicated her readiness for trial and objected to the continuance. The Court denied the motion on the date of the hearing and indicated that jury selection would begin on April 10, 2012.

On March 9, 2012, Plaintiff's counsel filed a Notice of Conflict indicating that both Plaintiff's counsel were scheduled to be in other courts trying other civil matters beginning April 9, 2012 and indicating that the case in Duval county was scheduled for trial before this Court's order of September 1, 2011. Because of this conflict, Plaintiff does not object to Defendant's Renewed Motion to Continue. Rule 2.550(a)(6), Florida Rules of Judicial Administration, indicates that the case in which the trial date has first been set should generally take precedence.

Given the above rule, the Court endeavored to determine if significant taxpayer funds had been expended in preparation for the April 10 trial date that would be need to be duplicated if the trial was postponed. After speaking with representatives of court administration and the sheriff's office, the Court has determined that the only cost that would require duplication if the trial is continued is the cost of the additional summonses mailed to prospective jurors. The total cost for the additional summonses including printing, sorting, and mailing at the bulk rate is \$157.00, a de minimis amount when compared to the costs that will be expended as trial approaches. Further, the Court has been unable to secure courtroom 23 for the week of April 10, 2012, and has secured courtroom 19D for jury selection. The cost to the sheriff's office of controlling and providing security on the 19<sup>th</sup> floor with three (3) other active courtrooms would greatly exceed the costs expended for the juror summonses.

Therefore, it is hereby **ORDERED** that the Defendant's Renewed Motion to Continue Trial is **GRANTED**.

It is further **ORDERED** as follows:

1. The trial of this matter is continued and shall begin on the 2<sup>nd</sup> day of January, 2013 at 9:30 a.m. in courtroom 23.<sup>1</sup> A pre-trial conference is hereby set for the 17<sup>th</sup> day of December, 2012 at 9:30 a.m. in hearing room 20B. The attorneys are directed to coordinate status conferences every sixty (60) days to be heard at short matters.

2. The deadlines set forth in the Case Management Order and Order Setting Case for Jury Trial, entered on September 1, 2011, shall be adjusted accordingly.

3. All counsel of record are directed to review their calendars and file any notices of conflict within two weeks of today's date. Any notice of conflict filed thereafter will be deemed untimely. Should any counsel file a notice of conflict, as outlined above, that attorney shall

---

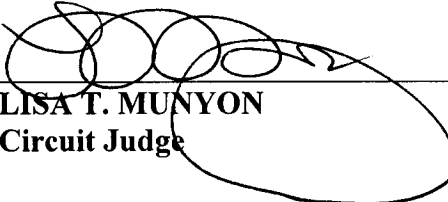
<sup>1</sup> January 2, 2013 is the earliest time that courtroom 23 is available for two consecutive weeks.

coordinate a short matters hearing with opposing counsel to occur within two weeks of the notice of conflict.

4. The hearing scheduled for March 23, 2012, at 9:00 a.m. in courtroom 19C shall remain on the docket and shall proceed. The hearing will be limited to the parties' motions for summary judgment and any matters related to discovery. Plaintiff's Omnibus Motion in Limine may be scheduled for a separate hearing but shall be heard before pre-trial conference as required by the Case Management Order.

5. Plaintiff's ore tenus Motion to Shorten Time to Answer Interrogatories is moot in light of the continuance granted.

**DONE AND ORDERED** in Chambers at Orlando, Orange County, Florida, this 13<sup>th</sup> day of March, 2012.



---

**LISA T. MUNYON**  
Circuit Judge

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via the Electronic Court Filing system to John B. Morgan, Esquire, Keith R. Mitnik, Esquire, and John W. Dill, Esquire, Morgan and Morgan, P.A., 20 North Orange Avenue, Suite 1600, Orlando, Florida, 32801; Charles M. Greene, Esquire, Charles M. Greene, P.A., 55 East Pine Street, Orlando, Florida, 32801; and Andrew J. Chmelir, Esquire, Jacobson, McClean, Chmelir, & Ferwerda, P.A., 351 East State Road 434, Suite A, Winter Springs, Florida, 32708, this 13<sup>th</sup> day of March, 2012.



---

Judicial Assistant