

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

ADMINISTRATIVE ORDER

WHEREAS, informations are frequently filed charging defendants with crimes different from those charged when the defendant is taken into custody, and

WHEREAS, the Court having jurisdiction of the crime originally charged might not have jurisdiction of the crime charged in the information that is subsequently filed, and

WHEREAS, at the time of arrest, the case is assigned to the court in which the crime originally charged would be tried, and

WHEREAS, upon the filing of an information charging a different crime, it becomes necessary to transfer the case to the Court having jurisdiction of the charge in the information, and

WHEREAS, in the past these transfers have been made upon receipt by an administrative Judge of a motion for transfer, accompanied by a proposed order of transfer, and

WHEREAS, because of the increased caseloads in the Circuit and County Courts, this case by case transfer has resulted in significant time being required to accomplish this essentially administrative and nondiscretionary function by administrative Judges, and

WHEREAS, much time and effort by the administrative Judges and the office of the State Attorney can be saved by the entry of a general administrative order to transfer these cases,

NOW, THEREFORE, the following procedures will be used regarding such cases:

1. Upon the filing of an information charging a defendant with a crime other than is charged in the arrest affidavit, the State Attorney shall determine if the new crime charged is within the jurisdiction of the same Court.
2. If the new crime charged is not within the jurisdiction of the Court to whom the case was originally assigned, the State Attorney shall deliver a signed Motion to Transfer to the Clerk of the Court to whom the case was originally assigned, reciting the ground for the transfer and advising the Clerk of the Court to whom the case should be charge.
4. Upon receipt of the motion, the Clerk shall, by authority of this Administrative Order, transfer the case file to the Clerk of the Court to whom the transfer has been requested.

DONE AND ORDERED at Orlando, Florida, this \_\_\_\_\_ day of \_\_\_\_\_,  
1989.

---

Emerson R. Thompson, Jr.  
Chief Judge