

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

IN RE:

BEDELL FOUNDATION SPEAKER
HONORABLE SUSAN H. BLACK

LUNCHEON

DATE TAKEN: January 23, 2020
TIME: 12:48 p.m. - 1:33 p.m.
LOCATION: Tampa Convention Center
333 South Franklin Street
Tampa, Florida 33602
REPORTED BY: Juanita Smith Rosquites
Stenograph Shorthand Reporter and
Notary Public, State of Florida at Large

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

P R O C E E D I N G S

MR. SANBORN: Welcome, everyone, to the 2020 edition of the Trial Lawyers Section Teacher's Law Symposium and Mock Trial Competition. I would first like to recognize Tom Dart who chaired the mock trial competition this year.

Tom, we thank you for all of your efforts and time and putting back part of the event together.

And also Paul Scheck, who is the chair of the Teacher's Law Symposium. He worked tirelessly to get this event together, and they -- they don't put themselves together. It takes a lot of time and effort.

So, Tom -- Tom and Paul, thank you very much.
(Applause.)

MR. SANBORN: The -- the Trial Lawyers Section consists of approximately 6,000 practitioners that are not devoted to any specific practice group. We come from the wide spectrum of lawyers who try cases in real estate, personal injury, commercial, business, sports -- we come from every angle, and we don't have an agenda other than our mission is an independent judiciary and access to courts.

And this program started about ten years, and

1 we think it fits squarely within that objective.
2 An independent judiciary is extremely vital to an
3 independent and free society.

4 And you, Teachers, play such an important
5 role in shaping and molding our middle and high
6 school students -- you have such an influence on so
7 many people. I know, my mother taught school for
8 45 years so teachers have a special place in my
9 heart and you guys do -- do an outstanding job and
10 are very much underappreciated for your sacrifice
11 for what you do in our country.

12 So to Mom and to you guys and to all the
13 other teachers out there, give yourself a round of
14 applause.

15 (Applause.)

16 MR. SANBORN: Just the students who are here
17 participating in this year's event, you're gonna
18 soon be members of our profession, hopefully in
19 Florida; if not, some other state.

20 Your mission should be to become the most
21 effective and ethical advocates that you can be so
22 that that access to court will be needed. And if
23 people are represented by folks that don't know
24 what to -- don't know what cases should go to court
25 and don't know what to do when they get there, that

1 access is not nearly as meaningful.

2 By participating in events like this -- and
3 we've always been impressed and astonished by the
4 level of skill and preparation and dedication that
5 you students have committed to this program -- and
6 this year is no exception.

7 So thank you for your participation. You're
8 well on your way to becoming an effective advocate
9 to help people with access to courts. Thank you
10 very much.

11 A round of the applause for all the students.
12 (Applause.)

13 MR. SANBORN: At the end of the program,
14 we'll announce the teams that advance to the -- to
15 the final rounds; and I can assure you that the
16 competition was -- was very narrow.

17 Not everybody can -- can win, but you are all
18 winners in participating in -- in this event and
19 helping sharpen your skills and meet some of the
20 people that you'll be practicing with down the
21 road.

22 This year, program has actually expanded over
23 the years and the numbers of people that
24 participated as well, it was really feeding into
25 our annual budget. And we were confronted with the

1 problem of potentially having to cut back on the
2 number of teachers that we could host at this
3 event.

4 Believe it or not, the Marriott's really
5 proud of their rooms that through meetings and the
6 park spaces that they share -- they don't turn
7 loose of that very easily. But this year, we had
8 the honor and -- of having the President of Florida
9 Bar John Stewart here with us.

10 And when we were initially wrestling with our
11 budget issues, John and the Bar stepped forward
12 with a generous \$50,000 contribution to support
13 this year's event. So many of you teachers are
14 here because of John and the Bar's generosity, so
15 thank you very much.

16 (Applause.)

17 MR. SANBORN: John has been an outstanding
18 Bar president. I've known John since way back when
19 we were on the Young Lawyers Board of Governors.
20 Seems, like, a hundred years ago -- well, not quite
21 that.

22 But John -- and John represents what we
23 lawyers and you students, soon-to-be lawyers
24 should -- should aspire to be. He has been the --
25 one of the most ethical, even-keeled advocates.

1 He -- he's a mediator now primarily and --
2 and does an outstanding job in that endeavor
3 because he -- he sees both sides of the equation
4 and -- and is an outstanding problem solver. And
5 he's navigated the Bar this year with -- without
6 any controversy or -- or trouble whatsoever.

7 John, could you come up and say a few things.

8 Thank you.

9 (Applause.)

10 MR. STEWART: Sandy, thank you very much for
11 those kind words. You mentioned we navigated
12 around any problems, but you shouldn't say that now
13 because the legislature's in session. You probably
14 just jinxed me. I'll be up in Tallahassee next
15 week, so hopefully that will continue.

16 For the Teachers: One, I want to thank you
17 for participating in this program. I know you've
18 heard it from all the lawyers before, but also
19 going back and in continuing the civics education
20 to our students that -- that is so desperate and so
21 needed.

22 And then also to the teachers, I'm not gonna
23 repeat what you just heard from me for the last 50
24 minutes, so don't worry about that. Just -- just
25 brief remarks.

1 To the law students, I mean, I want to echo
2 saying these comments. You know, I congratulate
3 you for taking the time to improve upon your
4 knowledge and skill because that's gonna be a
5 difference to make your -- both if you're looking
6 for jobs and as you're succeeding in your careers.

7 And -- and Sandy touched on I think what is
8 one of the primary focuses of the Florida Bar this
9 year and is going to continue for years to come,
10 and that's access to the courts and access to
11 justice. And when I talk about that, I'm not
12 talking about it directly related to pro bono.

13 I think we do a good job; we could do better.
14 The Florida lawyers gave 1.6 million -- excuse
15 me -- 1.6 million hours of pro bono last year, and
16 \$6.2 million for legal aid organizations.

17 But the problem that we face is what I hope
18 are incoming lawyers or you become -- transition
19 from law school lawyers can help us -- is that next
20 tranche of individuals who are not getting access
21 to the court. They don't qualify for pro bono;
22 they don't qualify for legal aid, but they need the
23 assistance of lawyers.

24 And I think lawyers with the use of
25 technology combined are gonna be able to provide a

1 very valuable service that is much needed to be
2 able to make a very good living, and as well be
3 able to help people at a price point they can
4 afford.

5 So I applaud you for all that you're doing.
6 I thank the Trial Lawyers Section for continuing to
7 put this on, and hope you enjoy your lunch; and
8 good luck in the rest of your competitions. Thank
9 you.

10 (Applause.)

11 MR. SANBORN: Before we let President Stewart
12 escape the stage, he may not have wanted you to
13 know this, but today happens to be President
14 Stewart's 50th birthday.

15 (Applause.)

16 MR. SANBORN: It -- it's half a century. And
17 so in honor of his birth, we have a "Happy
18 Birthday, John" birthday cake; and I think we all
19 have to sing him Happy Birthday. So one, two,
20 three.

21 ALL: Happy birthday to you. Happy birthday
22 to you. Happy birthday dear, John. Happy birthday
23 to you.

24 (Applause.)

25 MR. SANBORN: He's -- he's away from his

1 family on his birthday, so we had to do our best
2 today. That is that singing merry day.

3 MR. STEWART: Well, aside from what more
4 would you want to do on your birthday than attend
5 this symposium -- this is the problem with social
6 media, so we're gonna work on to see -- but for
7 Facebook, I don't know if anybody would have known.
8 I wouldn't have shared anything with anybody, so
9 thank you very much.

10 MR. SANBORN: This is his assistant's fault.

11 MR. STEWART: So after all that again, I'm
12 back up here again. But see, the teachers have
13 seen me all morning run the symposium over there.
14 But now I'm up here in my other capacity on the
15 Trial Lawyers Section.

16 I happen to be the chair of the legislative
17 committee for the Trial Lawyers Section, and each
18 year, the Trial Lawyers Section award the -- they
19 give -- we give a legislative award to one or more
20 legislatures who has been an advocate on behalf of
21 lawyers, access to courts as -- as Sandy was
22 talking about.

23 So this year, we have -- the Trial Lawyers
24 looked through the different names, we considered
25 them all, and had a vote on it. And the Trial

1 Lawyers Section 2019 Legislature of the Year Award
2 is going to Representative Tom Leek.

3 (Applause.)

4 MR. STEWART: Representative Leek can't be
5 here today because they're in session, but we
6 wanted to honor him anyway. Just a little bit
7 about Legislative Leek. He's -- he's from
8 District 25, which encompasses part of Volusia
9 County.

10 He's in the middle of this year's legislative
11 session, as I said. He can't be here, but he
12 currently works as the chief legal officer and
13 executive vice president of Risk Foundation
14 Partners, has over 18 years of labor & employment
15 and commercial civil litigation experience.

16 He was elected to the Florida House in 2016.
17 He has been a fierce advocate of court reform and
18 has remained on the frontline of the State's court
19 reform battles as a sponsor of numerous significant
20 pieces of legislation. In the legislature, he
21 established issues like county court jurisdiction,
22 the dangerous instrumentality doctrine and court
23 reform.

24 But this past year, separating him from the
25 others was his willingness to work on many of these

1 issues alongside his constituents, eager to take
2 information from both those in support and those
3 opposed to his legislation in order to formulate
4 the best policies.

5 So -- so in honor of his work that he did on
6 behalf of the trial lawyers throughout the state,
7 we have this award for him that just says the
8 Florida Bar Trial Lawyers Section recognizes and
9 thanks Representative Thomas J. Leek for his
10 invaluable leadership and tireless commitment in
11 protecting the interest of Florida's judiciary and
12 access to courts.

13 So we're gonna actually go to Tallahassee in
14 a couple of weeks and actually award this to him in
15 person. But today we just wanted to publicly
16 acknowledge him and thank him for his efforts.

17 So thank you, everybody.

18 (Applause.)

19 MR. BEDELL: Good afternoon. My name is
20 Frank Bedell. I'm here on behalf of the Chester
21 Bedell Memorial Foundation. Chester was my
22 grandfather. And after he died, some of his
23 friends got together and started this foundation;
24 and together with the Trial Lawyers Section, we
25 have a lecture that we put on every year.

1 And before I introduce our speaker, what I'd
2 like to do is talk to you a little bit about my
3 grandfather as a person. I saw him frequently as I
4 was growing up. In 1979 after my freshman year at
5 the University of North Carolina, I decided that I
6 wanted to -- wanted to get to know him a little bit
7 better.

8 So I arranged to visit him and my grandmother
9 in Jacksonville, and I drove over from Tallahassee.
10 And I spent the night at their condominium, and
11 then the next morning my grandfather was working.

12 And then I drove down and visited him at the
13 law office, and we talked a little bit. And then
14 he took me to lunch, and he insisted on ordering
15 for me; and we had Vichyssoise. I never had a cold
16 potato soup before. And I don't remember what the
17 entree was, but he ordered bread pudding for us for
18 dessert.

19 And to this day -- and actually, there's some
20 bread pudding on there. (Indicating.) To this day
21 when I'm at a restaurant and I see bread pudding, I
22 think about that lunch that I had with my
23 grandfather.

24 And we went back to the law office, which was
25 on the 15th floor of what was then a Barnett Bank

1 building, and we talked a little bit more. And
2 this was July or August. And so I could tell that
3 he wanted to get back to work, so I said, I'm gonna
4 go now.

5 And he said, Well, I'll walk you out. And so
6 we walked out of his office, and we got to the
7 accommodary (ph). He kind of nodded his head, and
8 we walked out to the elevator; and we went down 15
9 floors. And I parked two or three blocks away, and
10 he kind of nodded his head again.

11 And we walked outside. It was a furnace.
12 You know, July or August in -- in Jacksonville and
13 it's hot. We're in suits. And he walked -- he
14 walked me all the way to my car and then we shook
15 hands the -- the way that he did, which was his
16 way. Very formal -- formal person.

17 And -- and I just -- I always remember that,
18 the -- the fact that he was so courteous and so
19 decent. Walked me all the way to the car, and we
20 had that moment together. And it was -- it was
21 great.

22 And I think it was that courtesy and the
23 fundamental decency, and I was talking to
24 Judge Black because she knew my grandfather. And
25 that was the way that he treated everybody, and I

1 think that was one of the things that inspired his
2 friends upon his death to start the -- the Bedell
3 Memorial Foundation.

4 But it was also his skill as a lawyer. And
5 towards the end of his life, he wrote a letter and
6 he said that some of his most interesting cases as
7 a trial lawyer came when he was representing other
8 lawyers.

9 So if you were a lawyer and you got in
10 trouble with the State Attorney or the US Attorney
11 or even the Florida Bar, you might have hired my
12 grandfather. And so just a few of these cases:
13 there is the Getchell vs. United States case in
14 which my grandfather represented Hollis Rinehart,
15 who is the lawyer and the chair of the Board of
16 Regents of the State University system.

17 State of Florida vs. Walter Arnold --
18 Mr. Arnold is also a very proud lawyer to
19 Jacksonville, and my grandfather represented him.
20 Gordon vs. State -- Gordon vs. State, my
21 grandfather represented Harry King who is the
22 lawyer and the president of the State Senate.

23 And then Florida Bar vs. Perry Nichols, my
24 grandfather represented Perry Nichols who was a
25 client of the plaintiff's personal injury bar in

1 South Florida, and he had been accused by the
2 Florida Bar of improperly advertising.

3 And they wanted to have some sanction
4 entered, and Mr. Nichols did not want that so he
5 hired my grandfather. So he was the kind of lawyer
6 who represented other lawyers.

7 Now in terms of the foundation, the Chester
8 Memorial Foundation, in -- in addition to
9 sponsoring the mock trial competition, and I'll --
10 I'll say that my grandfather loved talking to law
11 students when he was alive, and he would have
12 encouraged each and every one of you who is
13 participating to "keep it up" and "stay with it."

14 And the -- the foundation every year, like I
15 said -- we sponsor the selection together with the
16 Trial Lawyers Section, and the theme is: The
17 Independence of the American Lawyer.

18 And my grandfather said, "When I have the
19 opportunity to speak to a group of lawyers, I find
20 that I inevitably say during the course of my talk,
21 that the preservation of the independence of the
22 Bar is essential to the preservation of our
23 freedom."

24 So our speaker this year is the
25 Honorable Susan Black, and you can read about her

1 many, many credentials in the program. But what I
2 would like to do in terms of introducing her is,
3 there was an article in the Florida Bar News back
4 in November, and she was one of 23 judges who
5 helped transform the federal judiciary. They were
6 named and they came to -- came to the event in
7 1979.

8 And this article talked about her interest in
9 the law. And Judge Black's father had been a World
10 War II pilot, and he had seen that the -- that
11 what -- what happens to the families with pilots,
12 they'll go back to war. So he must have been
13 determined to make sure that his daughter would
14 have a way to make a living.

15 And as a young teenager, she expressed an
16 interest in the law. And so Judge Black's father
17 introduced her to the University of Florida Law
18 School Dean, and they discussed her interest in the
19 law. And the Dean said, Well, you'll change your
20 mind.

21 Fortunately for us, she did not change her
22 mind. She is here today to talk about the
23 Independence of the American Lawyer. Let's welcome
24 Judge Susan Black.

25 (Applause.)

1 JUDGE BLACK: Good afternoon.

2 ALL: Good afternoon.

3 JUDGE BLACK: It's truly a pleasure and a
4 privilege to be called upon to give this year's
5 Chester Bedell Memorial lecture. The -- the issue
6 I'm going to discuss is perhaps too serious for our
7 lunch, but it's important so I'm gonna go forge
8 ahead.

9 First, you heard about Chester Bedell. Just
10 a few more words. I did know him, and the Chief
11 Justice Warren Burger also personally knew him.
12 He -- and that is Justice Burger -- once told me
13 that he envisioned Chester Bedell as the lawyer who
14 would serve as a model for the goals of the
15 American support: civility, professional, and
16 ability.

17 He elevated our profession through a lifetime
18 of dedicated, competent, and ethical practice; and
19 he exemplified the values of professionalism and
20 independence that I am here to discuss.

21 Past lectures, and I've led several of the
22 lectures that were given before, have chosen to
23 focus on a number of topics that bear on the
24 independence of the American lawyer, from ensuring
25 equal rights, access to the courts, to the

1 importance of colored fairness.

2 In preparing these remarks, I was
3 particularly struck by Ken Starr's lecturing, which
4 he -- to use his words -- "return to the basics."
5 By this, he meant returning to the simple but yet
6 important idea of the American lawyer as truly
7 independent, from the influence of government, from
8 the public, and from personal biases.

9 Ken Starr argued that the independence of the
10 proper lawyers was an integral pride of the
11 American story. He discussed the independence of
12 many great Americans in history. Figures who would
13 also be exemplary members of the legal profession
14 as we have come to understand it: John Adams,
15 Thomas Jefferson, and of course Abraham Lincoln.

16 It was his discussion of Lincoln that led me
17 to the topic of this lecture. One of the most
18 admirable aspects of Lincoln's independence as a
19 lawyer was his attitude towards the judiciary,
20 particularly his balanced response to decisions
21 with which he disagreed, including the terrible
22 Greg Scott decision.

23 Though he obviously strongly disagreed with
24 the decision, he was careful to confine his
25 criticism of the decision, never attacking the

1 judicial system itself. His behavior reflects what
2 has always been a widespread recognition in this
3 country, the cornerstone of a peaceful and order in
4 society is respect for the law and respect for the
5 dignity of the judicial process.

6 Despite this reprovision, the judiciary's
7 independence has been under threat I believe for
8 those who wish to paint matters of the judiciary as
9 partisan actors who render partisan decisions.

10 While this is particularly true and a politically
11 polarized environment in which we now find
12 ourselves, it's hardly a new phenomenon. We need
13 to remember that.

14 Among -- among the most noble efforts
15 undermining the judicial independence was
16 President Franklin, Governor Roosevelt's attempt to
17 hack the Supreme Court. An abrasive -- and that
18 was in 1930. The abrasive movement in the 1960s to
19 impeach Chief Justice Earl Warren.

20 Criticizing the judiciary and attempting to
21 uplook influence -- overinfluence is nothing new in
22 American history, but neither is the effort to
23 protect the independence of the judiciary. In a
24 1996 speech, Chief Justice Rehnquist -- though many
25 calls for politicians with removal of judges not

1 due to any misconduct, but nearly because of
2 decisions rendered by Mr. Rehnquist.

3 He stated that judicial independence is one
4 of the crown jewels of our system of government.
5 The crown jewel is more and more made of
6 protection. Protection of judiciary itself is ill-
7 suited to provide.

8 As Supreme Court Sandra O'Connor has
9 remarked, Judicial independence does not just
10 happen all by itself. It's hard to create and
11 easier than most people believe to destroy. I
12 believe that the independence of the American
13 lawyer must take on this duty and speak up to
14 defend it, defend the independence of the judiciary
15 from outside of tax.

16 And lawyers must do so not only for the sake
17 of the judiciary. This is not self-serving
18 totally, but for the sake of their own independence
19 and professionalism.

20 Hank Coxe, a former president of the Florida
21 Bar and a member of the Bedell firm, touched on
22 similar things during their recent remarks he made
23 to the Florida Bar. He stressed that in this
24 country, the independence of the judiciary and, by
25 extension, the independence of lawyers is under

1 attack. And lawyers need to do more, they -- to
2 support the third branch.

3 Of course, lawyers themselves seek their fair
4 share of unwarranted criticism when it comes to
5 clients, and I'm very sensitive to that as are most
6 judges. John Adams who agreed to defend the
7 British soldiers who opened fire in 1770 -- in
8 1770 -- it's hard to believe -- killing five
9 Bostonians.

10 These soldiers were among the most vile men
11 in the 13 colonies, yet Adams defended them despite
12 knowing that he was taking -- risking his own
13 reputation, and he was risking to save the other's
14 family. It would be easy to assume that many
15 Bostonians were fearful for their own safety, and
16 John Adams was confronted with revolutionary times.

17 It would be easy to assume that this would
18 never happen in these days, but, wait, there are a
19 few examples, including lawyers who defended the
20 war on terror detainees. When these lawyers later
21 sought employment with the Department of Justice,
22 they were smeared by prominent figures who dubbed
23 them the Al-Qaeda itself.

24 And very recently a dean of students at
25 Harvard University was removed from that position

1 following an outcry over his representation of
2 Harvey Weinstein. Many members of the legal
3 profession left to the defense of those -- these
4 lawyers who, after all, were upholding a basic and
5 central tenant of our profession -- that all
6 person, even those accused of the most heinous
7 crimes are entitled vigorous defense.

8 Just as lawyers speak out and defend their
9 colleagues, they should make it their business to
10 defend the judiciary from unwarranted, outside of
11 tax. Independent -- as I have said before, and
12 I'll stress at least two more times -- independence
13 of all members of the legal profession including
14 judges, lawyers help to insure the entirety of the
15 profession.

16 It is no secret that many nonlawyers hear the
17 judiciary as another word of branch. Because the
18 public often lacks information -- and those of you
19 here today, I hope are striving to assist the
20 public in obtaining information about the judicial
21 branch.

22 And because judges are often unable to defend
23 themselves, it can be relatively easy for interest
24 of parties to convince the public that the courts
25 and judges are overly political and judges abuse

1 their authority. According to a recent added --
2 added book Public Policies in the Poll, only 39
3 percent of Americans can name all of the branches
4 of government.

5 And while the judicial branch is the most
6 respected branch of government, only 26 percent of
7 those surveyed had a great deal of trust in the
8 judiciary. Moreover, 57 percent of Americans agree
9 with the statement that the Supreme Court gets
10 students out from politics; and only 49 percent
11 believe justice is set aside for personal views and
12 really it's based on the constitution, the law, and
13 facts of the case.

14 If the public is generally unaware of the
15 judiciary as an independent branch of government or
16 what the proper goal is, then how can we argue on
17 the judicial independence we secure? And many
18 people don't understand that judges must refrain --
19 refrain from publicly commenting on the cases
20 before them. And it often falls to lawyers as
21 officers of the court to defend the legitimacy of
22 the judiciary as an independent branch of
23 government.

24 True, the code of judicial conduct -- tasked
25 lawyers, judges themselves were upholding the

1 integrity and independence of -- of the judiciary.
2 But this is often difficult given other ethical
3 limitations on a judge's ability to speak publicly.

4 For example, the code bars judges from making
5 statements that detract from the dignity of the
6 office, commenting publicly on the merits of a
7 pending or impending action, or making any
8 statements it can get cast out on the impartiality.

9 In the face of public criticism, deserved or
10 not, recording judges have no natural constituency
11 to stand up for them and defend their independence
12 in the public of age. Indeed this duty is
13 referenced in the preamble to the modern rules of
14 professional conduct, which counsel a lawyer should
15 demonstrate respect for the legal system and for
16 those who serve it, including judges, other
17 lawyers, and public officials.

18 While it is a lawyer's duty when necessary to
19 challenge the rectitude of official action, it's
20 also the lawyer's duty to uphold the legal process.
21 The rules go on to direct, The lawyers shall not
22 make a statement if a lawyer knows to be false or
23 with recklessness regardless to its true falsity
24 concerning the qualifications for integrity of a
25 judge.

1 The commentary states that to maintain a --
2 to maintain a fair and impartial judicial --
3 judiciary, lawyers are encouraged to continue
4 traditional efforts within judges and courts --
5 unjust criticized.

6 But protecting judicial independence is
7 important not just for its own sake or for the sake
8 of the members of the judiciary. It benefits the
9 members of the legal profession who rely on the
10 public legitimacy rendered by judges, their very
11 decisions.

12 When lawyers work to preserve the
13 independence and legitimacy of the judiciary, they
14 ensure judges can base their decision on facts in
15 the law without fearing behavioral -- be exposed to
16 unwarranted criticism or accusation of judicial
17 activeness.

18 Lawyers can cannot effectively do their job
19 or assiduously act in the client's best interest.
20 In the absence of public confidence in the judicial
21 system and in lawyers who work within it.

22 I'm hardly the first one to draw attention to
23 the importance of judicial independence. My old
24 friend and colleague, Judge Judith Kaye, a well-
25 respected litigator and Chief Judge of the New York

1 Court of Appeals, which is their Supreme Court,
2 offered several thoughts as far as some -- some
3 meaning concerning judicial independence.

4 And she said, People respect the law and are
5 willing to live by the law only as long as they
6 believe that the law is fair and effective.

7 Therefore, unfounded the tax on the courts exact
8 higher cost. This does not say of course, and I
9 need to repeat -- this does not say that an
10 independent member of the legal profession must
11 never engage in any criticism with judges or the
12 judiciary.

13 Judicial independence does not mean the
14 judicial branch is sealed off from the legislative
15 and executive branches; nor does independence mean
16 the judiciary is immune from criticism or full
17 accountability to the public which it serves. But
18 lawyers should limit their criticism to
19 reasonable criticism.

20 And following the example of Abraham Lincoln,
21 engage in responsible criticism much confined with
22 less, combining their criticism to the decision.
23 And whether -- in short term, in the heat and the
24 action of the moment, often lawyers will blame an
25 adverse decision on pursuing biases of individual

1 judges. Lawyers must recognize that ultimately
2 they do more harm to their profession and
3 independence by engaging in such personal -- and
4 unfounded criticism.

5 The independent American lawyers
6 responsibility to speak up and educate the public
7 about the important function of the judiciary plays
8 and maintain on our democracy. It's possibly even
9 more important than the lawyers who refrain from
10 unfair, incomplete criticisms of the judiciary and
11 how it works.

12 While you as a lawyer may not want -- want to
13 defend particular ruins or outcomes, you can still
14 help members of the public, including your friends,
15 family, and neighbors understand why the rule of
16 law is so important to them.

17 In 1906, Roscoe Pound, later Dean of Harvard
18 Law School, observed that a cause of the
19 dissatisfaction of the administration of justice --
20 this has been going on through our entire
21 history -- was public ignorance of the real
22 workings of the courts due to ignorant and
23 sensation of the courts --

24 This is perhaps true today and at that time.
25 One only needs to turn to the news to see what is

1 happening. Chief Justice Roberts even felt the
2 need to publicly respond to the tax on judiciary
3 and particularly the Supreme Court's independence.
4 Despite value and effort by judges to defend the
5 institutions they serve, it is ultimately the
6 lawyers who uniquely equip to -- and frankly
7 bound -- duty bound to make the case for judicial
8 independence.

9 Again, both judiciary and lawyers have been
10 subject to the public eye, and there's been a long
11 tension between the need to hold the judiciary and
12 the legal profession accountable and the need to
13 protect the independence and legitimacy of the
14 courts and -- and the legal professional.

15 But these issues, which was old as
16 ergonomics, still constitute a lawyer present-day
17 involved. But there are some answers. State and
18 local Bar associations should take the lead as we
19 see right now in persuading the more aggressive
20 public regulations campaign, finding ways to
21 educate the public, and maintain the public's trust
22 in the judiciary and justice system generally.

23 As Hank Coxe noted in his recent comments,
24 Somebody has to be out there defending that
25 independent judiciary, which has no power but the

1 power of judgment. And the somebodies, our members
2 of the bar; and the members who do well to heed his
3 recent warning. If the judiciary loses its
4 independence, there isn't anyone in this room who
5 is safe in their legal life.

6 It would be an omission on my part not to
7 publicly acknowledge -- acknowledge the great deal
8 of work and advocacy that is already being done.
9 The Florida Bar has long been a -- in this area --
10 that's not true of this day -- working to educate
11 the public on these vital issues.

12 For example, the Florida Bar's benchmarks
13 program seeks to train attorneys and provide them
14 with information they can use in speaking to adults
15 and community groups. It focuses on certain
16 topics. The Bar also works on informing judges,
17 voters, their judges' projects.

18 And I applaud these programs, and I encourage
19 all members of the professions to participate. But
20 I think we can, and I think we must do more. And
21 what we're doing today, perhaps some of the
22 educators in this room -- and I challenge you to
23 help, help us at your professional ability as
24 educators, assist the lawyers in this endeavor.

25 Around the world, lawyers look to the United

1 States for instillation in defending the judicial
2 system, but perhaps American lawyers can also be
3 inspired by lawyers of other countries. Many of
4 them face far more dire threats to judicial
5 independence in the rule of law.

6 We read it, examples, every day. One of the
7 ones that I -- I think is most telling is the 2007
8 Black Coats Protest that occurred in Pakistan and
9 which was part of an ongoing struggle for judicial
10 independence.

11 In 1907 [sic], well-dressed lawyers, black
12 coats, took to the streets in response to the
13 government's suspension of Supreme Court Justice of
14 Pakistan Supreme Court, leading to a crackdown on
15 lawyers. These protests known as the Lawyers'
16 Movement were eventually successful in how the
17 chief justice reinstated, though the struggle
18 remains ongoing.

19 Perhaps American lawyers could stand to adopt
20 some of the -- that evolutionary spirit in their
21 own efforts to do what they can to protect --
22 protect the crown jewels of our -- judicial
23 independence.

24 Alexander Hamilton wrote in The Federalist
25 Papers, "The complete independence of the courts of

1 justice is peculiarly essential in a limited
2 Constitution." I say judicial independence is
3 deeply engrained in the ideals of democracy, but
4 that does not mean it can't be relied upon.
5 Protecting it is not easy.

6 I think we all have to work together to
7 ensure the longevity of our judicial system. The
8 American lawyer can only truly remain independent
9 as long as the judiciary maintains its public
10 constituents. Lawyers must fill -- fulfill their
11 duty as officers of the court and do their part to
12 protect and defend the legitimacy. Any other
13 option is going to cost.

14 Now I am where I am today -- first of all,
15 sorry for such solemn words at lunchtime, but I
16 return to what I think it is and that is very
17 important for all of us to hear and to remember.
18 And I thank you again for the opportunity to speak
19 with you. Thank you.

20 (Applause.)

21 MR. DART: Thank you, Judge Black. The
22 message that you have imparted to us, perhaps most
23 importantly pertinent during our times today and in
24 the near future. And words are resounding through
25 at least this room, as well as the entire Bar

1 association.

2 My name is Tom Dart. I am honored to be the
3 Chairman of the 2020 Chester Bedell Mock Trial
4 Competition. We started the competition this year
5 with eight law schools participating with 16 teams,
6 and we have concluded the first round of
7 competition.

8 Before I go on, I want to give a plug to the
9 Trial Lawyers Section because this year we have
10 instituted a student membership with the Trial
11 Lawyers Section that can be joined, and we have
12 applications for that out on the table by the mock
13 trial courtrooms.

14 And I would encourage all of the students to
15 partake in that because it's a very important,
16 vital effort, both for you and for all.

17 Without further ado, we have the following
18 pairings that will begin this afternoon at
19 2:30 p.m. for the court final trials. In
20 Courtroom 7, we will have 3B vs. 1A; in
21 Courtroom 9, we will have team 4B vs. 2B; in
22 Courtroom 12, we will have 7A vs. 1B; and in
23 Courtroom 5, we will have 2A vs. 5B.

24 If those teams would come up here at the end
25 of this luncheon, we will flip a coin on who will

1 be plaintiff and who will be defendant in the next
2 round.

3 Let me conclude by saying that every year, I
4 am impressed with the quality of the competition
5 that these law school students provide. I would be
6 honored to practice with any one of them and it's a
7 very humbling experience for us as practitioners to
8 see such talent in these law students.

9 The competition is fierce, and it's a very
10 difficult task for us to come to judge that; and it
11 takes truly the entire executive counsel with the
12 help of judges who judge the competition, given
13 fair time as well as practicing lawyers would give
14 their time to act as jurors.

15 Thank you very much and congratulations.

16 MR. SANBORN: That concludes our lunch
17 program. Good luck to the remaining teams. The
18 teams that did not advance, again, it's not how
19 many times you get thrown off the horse; it's you
20 get back on it.

21 So we look forward to visiting with you
22 teachers this evening at the cocktail reception,
23 and all the schools are encouraged to stay and --
24 and participate or watch the afternoon competition
25 and fellowship with us this -- this evening as

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

well.

With that, we will conclude. And good luck
this afternoon.

(Applause.)

(The luncheon concluded at 1:33 p.m.)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

CERTIFICATE OF REPORTER

STATE OF FLORIDA
COUNTY OF PINELLAS

I, JUANITA SMITH ROSQUITES, Stenograph
Shorthand Reporter and Notary Public, certify that I was
authorized to and did stenographically report the
foregoing proceedings; and the foregoing transcript,
pages 3 through 35, is a true and accurate record of my
stenographic notes.

I FURTHER CERTIFY that I am not a relative,
employee, attorney, or counsel of any of the parties, nor
am I a relative or employee of any of the parties'
attorney or counsel connected with the action, nor am I
financially interested in the action.

DATED this 6th day of February 2020.



JUANITA SMITH ROSQUITES
Notary Public
State of Florida

&	2a 33:23	785-7454 2:4	administration 28:19
& 2:2,7 11:14	2b 33:21	790 2:12	admirable 19:18
1	3	7a 33:22	ado 33:17
1.6 8:14,15	3 36:8	8	adopt 31:19
12 33:22	300 2:17	850 2:4	adults 30:14
12:48 1:9	301 2:12	9	advance 5:14 34:18
13 22:11	301-5610 2:19	9 33:21	adverse 27:25
14-150 2:18	316-7603 2:23	904 2:19	advertising 16:2
15 14:8	32202-4258 2:18	941 2:23	advocacy 30:8
1515 2:22	32401 2:3	a	advocate 5:8 10:20 11:17
15th 13:25	32801-2740 2:13	ability 18:16 25:3 30:23	advocates 4:21 6:25
16 33:5	32960-5409 2:8	able 8:25 9:2,3	afford 9:4
1770 22:8	333 1:10	abraham 19:15 27:20	afternoon 12:19 18:1,2 33:18 34:24 35:3
18 11:14	33602 1:11	abrasive 20:17,18	age 25:12
1906 28:17	34236-6720 2:23	absence 26:20	agenda 3:22
1907 31:11	35 36:8	abuse 23:25	aggressive 29:19
1930 20:18	39 24:2	access 3:24 4:22 5:1,9 8:10,10,20 10:21 12:12 18:25	ago 6:20
1960s 20:18	3b 33:20	accommodary 14:7	agree 24:8
1970 22:7	4	accountability 27:17	agreed 22:6
1979 13:4 17:7	407 2:13	accountable 29:12	ahead 18:8
1996 20:24	45 4:8	accurate 36:8	aid 8:16,22
1:33 1:9 35:5	49 24:10	accusation 26:16	al 22:23
1a 33:20	4b 33:21	accused 16:1 23:6	alexander 31:24
1b 33:22	5	acknowledge 12:16 30:7,7	alive 16:11
2	5 33:23	act 26:19 34:14	alongside 12:1
2007 31:7	50 7:23	action 25:7,19 27:24 36:13,14	american 16:17 17:23 18:15,24 19:6,11 20:22 21:12 28:5 31:2,19 32:8
2016 11:16	50,000 6:12	activeness 26:17	americans 19:12 24:3,8
2019 11:1	50th 9:14	actors 20:9	angle 3:22
2020 1:8 3:2 33:3 36:15	57 24:8	adams 2:21 19:14 22:6,11,16	announce 5:14
2101 2:7	5b 33:23	added 24:1,2	annual 5:25
220 2:3	6	addition 16:8	
22712 36:22	6,000 3:17		
23 1:8 17:4	6.2 8:16		
231-4440 2:8	6th 36:15		
25 11:8	7		
26 24:6	7 33:20		
286-6886 2:13	700 2:22		
2:30 33:19	772 2:8		

<p>answers 29:17 anybody 10:7,8 anyway 11:6 appeals 27:1 applaud 9:5 30:18 applause 3:15 4:14 4:15 5:11,12 6:16 7:9 9:10,15,24 11:3 12:18 17:25 32:20 35:4 applications 33:12 approximately 3:17 area 30:9 argue 24:16 argued 19:9 arlaw.com 2:24 arnold 15:17,18 arranged 13:8 article 17:3,8 aside 10:3 24:11 aspects 19:18 aspire 6:24 assiduously 26:19 assist 23:19 30:24 assistance 8:23 assistant's 10:10 association 33:1 associations 29:18 assume 22:14,17 assure 5:15 astonished 5:3 attack 22:1 attacking 19:25 attempt 20:16 attempting 20:20 attend 10:4 attention 26:22 attitude 19:19 attorney 15:10,10 36:11,13</p>	<p>attorneys 30:13 august 14:2,12 authority 24:1 authorized 36:6 avenue 2:3 award 10:18,19 11:1 12:7,14</p> <p style="text-align: center;">b</p> <p>back 3:8 6:1,18 7:19 10:12 13:24 14:3 17:3,12 34:20 balanced 19:20 bank 13:25 bar 2:10 6:9,11,18 7:5 8:8 12:8 15:11 15:23,25 16:2,22 17:3 21:21,23 29:18 30:2,9,16 32:25 bar's 6:14 30:12 barnett 13:25 barron 2:2 barronredding.com 2:4 barry 2:7 bars 25:4 base 26:14 based 24:12 basic 23:4 basics 19:4 battles 11:19 beach 2:8 bear 18:23 becoming 5:8 bedell 1:2 2:11,11 2:15,16,25 12:19 12:20,21 15:2 18:5 18:9,13 21:21 33:3 bedelldisputereso... 2:14</p>	<p>behalf 2:15 10:20 12:6,20 behavior 20:1 behavioral 26:15 believe 6:4 20:7 21:11,12 22:8 24:11 27:6 benchmarks 30:12 benefits 26:8 best 10:1 12:4 26:19 better 8:13 13:7 biases 19:8 27:25 birth 9:17 birthday 9:14,18 9:18,19,21,21,22 9:22 10:1,4 bit 11:6 13:2,6,13 14:1 black 1:3 2:16,19 14:24 16:25 17:24 18:1,3 31:8,11 32:21 black's 17:9,16 blame 27:24 blocks 14:9 board 6:19 15:15 bono 8:12,15,21 book 24:2 bostonians 22:9,15 boulevard 2:7,22 bound 29:7,7 branch 22:2 23:17 23:21 24:5,6,15,22 27:14 branches 24:3 27:15 bread 13:17,20,21 brief 7:25 british 22:7</p>	<p>budget 5:25 6:11 building 14:1 burger 18:11,12 business 3:21 23:9</p> <p style="text-align: center;">c</p> <p>c 2:1 3:1 call.uscourts.gov 2:19 cake 9:18 called 18:4 calls 20:25 campaign 29:20 capacity 10:14 car 14:14,19 careers 8:6 careful 19:24 carolina 13:5 case 15:13 24:13 29:7 cases 3:20 4:24 15:6,12 24:19 cast 25:8 cause 28:18 center 1:10 central 23:5 century 9:16 certain 30:15 certificate 36:1 certify 36:5,10 chair 2:5 3:9 10:16 15:15 chaired 3:5 chairman 2:25 33:3 challenge 25:19 30:22 chambers 2:19 change 17:19,21 chester 2:15 12:20 12:21 16:7 18:5,9 18:13 33:3</p>
---	--	---	--

<p>chief 11:12 18:10 20:19,24 26:25 29:1 31:17 chosen 18:22 city 2:3 civics 7:19 civil 11:15 civility 18:15 client 15:25 client's 26:19 clients 22:5 clifford 2:2 coats 31:8,12 cocktail 34:22 code 24:24 25:4 coin 33:25 cold 13:15 colleague 26:24 colleagues 23:9 colonies 22:11 colored 19:1 combined 8:25 combining 27:22 come 3:19,21 7:7 8:9 19:14 33:24 34:10 comes 22:4 commentary 26:1 commenting 24:19 25:6 comments 8:2 29:23 commercial 3:21 11:15 commitment 12:10 committed 5:5 committee 10:17 community 30:15 competent 18:18 competition 2:25 3:4,6 5:16 16:9</p>	<p>33:4,4,7 34:4,9,12 34:24 competitions 9:8 complete 31:25 concerning 25:24 27:3 conclude 34:3 35:2 concluded 33:6 35:5 concludes 34:16 condominium 13:10 conduct 24:24 25:14 confidence 26:20 confine 19:24 confined 27:21 confronted 5:25 22:16 congratulate 8:2 congratulations 34:15 connected 36:13 considered 10:24 consists 3:17 constituency 25:10 constituents 12:1 32:10 constitute 29:16 constitution 24:12 32:2 continue 7:15 8:9 26:3 continuing 7:19 9:6 contribution 6:12 controversy 7:6 convention 1:10 convince 23:24 cornerstone 20:3 cost 27:8 32:13</p>	<p>counsel 2:5,10,15 2:25 25:14 34:11 36:11,13 countries 31:3 country 4:11 20:3 21:24 county 11:9,21 36:2 couple 12:14 course 16:20 19:15 22:3 27:8 court 4:22,24 8:21 11:17,18,21,22 20:17 21:8 24:9,21 27:1,1 31:13,14 32:11 33:19 court's 29:3 courteous 14:18 courtesy 14:22 courtroom 33:20 33:21,22,23 courtrooms 33:13 courts 3:24 5:9 8:10 10:21 12:12 18:25 23:24 26:4 27:7 28:22,23 29:14 31:25 coxe 21:20 29:23 crackdown 31:14 create 21:10 credentials 17:1 crimes 23:7 criticism 19:25 22:4 25:9 26:16 27:11,16,18,19,21 27:22 28:4 criticisms 28:10 criticized 26:5 criticizing 20:20 crown 21:4,5 31:22</p>	<p>csanborn 2:4 currently 11:12 cut 6:1</p> <hr/> <p style="text-align: center;">d</p> <hr/> <p>d 3:1 dangerous 11:22 dart 2:21 3:5 32:21 33:2 date 1:8 dated 36:15 daughter 17:13 day 10:2 13:19,20 29:16 30:10 31:6 36:15 days 22:18 deal 24:7 30:7 dean 17:18,19 22:24 28:17 dear 9:22 death 15:2 decency 14:23 decent 14:19 decided 13:5 decision 19:22,24 19:25 26:14 27:22 27:25 decisions 19:20 20:9 21:2 26:11 dedicated 18:18 dedication 5:4 deeply 32:3 defend 21:14,14 22:6 23:8,10,22 24:21 25:11 28:13 29:4 32:12 defendant 34:1 defended 22:11,19 defending 29:24 31:1 defense 23:3,7</p>
--	--	--	--

<p>democracy 28:8 32:3 demonstrate 25:15 department 22:21 deserved 25:9 desperate 7:20 despite 20:6 22:11 29:4 dessert 13:18 destroy 21:11 detainees 22:20 determined 17:13 detract 25:5 devoted 3:18 died 12:22 difference 8:5 different 10:24 difficult 25:2 34:10 dignity 20:5 25:5 dire 31:4 direct 25:21 directly 8:12 disagreed 19:21,23 discuss 18:6,20 discussed 17:18 19:11 discussion 19:16 dissatisfaction 28:19 district 11:8 doctrine 11:22 doing 9:5 30:21 draw 26:22 dressed 31:11 drove 13:9,12 dubbed 22:22 due 21:1 28:22 duty 21:13 25:12 25:18,20 29:7 32:11</p>	<p style="text-align: center;">e</p> <p>e 2:1,1 3:1,1 eager 12:1 earl 20:19 easier 21:11 easily 6:7 east 2:12 easy 22:14,17 23:23 32:5 echo 8:1 edition 3:3 educate 28:6 29:21 30:10 education 7:19 educators 30:22,24 effective 4:21 5:8 27:6 effectively 26:18 effort 3:13 20:22 29:4 33:16 efforts 3:7 12:16 20:14 26:4 31:21 eight 33:5 elected 11:16 elevated 18:17 elevator 14:8 employee 36:11,12 employment 11:14 22:21 encompasses 11:8 encourage 30:18 33:14 encouraged 16:12 26:3 34:23 endeavor 7:2 30:24 engage 27:11,21 engaging 28:3 engrained 32:3 enjoy 9:7 ensure 26:14 32:7</p>	<p>ensuring 18:24 entered 16:4 entire 28:20 32:25 34:11 entirety 23:14 entitled 23:7 entree 13:17 environment 20:11 envisioned 18:13 equal 18:25 equation 7:3 equip 29:6 ergonomics 29:16 escape 9:12 esquire 2:2,6,11,21 essential 16:22 32:1 established 11:21 estate 3:20 ethical 4:21 6:25 18:18 25:2 evening 34:22,25 event 3:8,11 4:17 5:18 6:3,13 17:6 events 5:2 eventually 31:16 everybody 5:17 12:17 14:25 evolutionary 31:20 exact 27:7 example 25:4 27:20 30:12 examples 22:19 31:6 exception 5:6 excuse 8:14 executive 11:13 27:15 34:11 exemplary 19:13 exemplified 18:19</p>	<p>expanded 5:22 experience 11:15 34:7 exposed 26:15 expressed 17:15 extension 21:25 extremely 4:2 eye 29:10</p> <p style="text-align: center;">f</p> <p>face 8:17 25:9 31:4 facebook 10:7 fact 14:18 facts 24:13 26:14 fair 22:3 26:2 27:6 34:13 fairness 19:1 falls 24:20 false 25:22 falsity 25:23 families 17:11 family 10:1 22:14 28:15 far 27:2 31:4 father 17:9,16 fault 10:10 fearful 22:15 fearing 26:15 february 36:15 federal 17:5 federalist 31:24 feeding 5:24 fellowship 34:25 felt 29:1 fierce 11:17 34:9 figures 19:12 22:22 fill 32:10 final 5:15 33:19 financially 36:14 find 16:19 20:11 finding 29:20</p>
--	--	---	--

<p>fire 22:7 firm 21:21 first 3:5 18:9 26:22 32:14 33:6 fits 4:1 five 22:8 flip 33:25 floor 13:25 floors 14:9 florida 1:11,13 2:3 2:8,13,18,23 4:19 6:8 8:8,14 11:16 12:8 15:11,17,23 16:1,2 17:3,17 21:20,23 30:9,12 36:2,24 florida's 12:11 focus 18:23 focuses 8:8 30:15 folks 4:23 following 23:1 27:20 33:17 foregoing 36:7,7 forge 18:7 formal 14:16,16 former 21:20 formulate 12:3 fortunately 17:21 forward 6:11 34:21 foundation 1:2 2:15,16 11:13 12:21,23 15:3 16:7 16:8,14 frank 2:11,11,14 12:20 franklin 1:10 20:16 frankly 29:6 free 4:3 freedom 16:23 frequently 13:3</p>	<p>freshman 13:4 friend 26:24 friends 12:23 15:2 28:14 frontline 11:18 fulfill 32:10 full 27:16 function 28:7 fundamental 14:23 furnace 14:11 further 33:17 36:10 future 32:24</p> <hr/> <p style="text-align: center;">g</p> <hr/> <p>g 3:1 generally 24:14 29:22 generosity 6:14 generous 6:12 getchell 15:13 getting 8:20 give 4:13 10:19,19 18:4 33:8 34:13 given 18:22 25:2 34:12 go 4:24 12:13 14:4 17:12 18:7 25:21 33:8 goal 24:16 goals 18:14 going 7:19 8:9 11:2 18:6 28:20 32:13 gonna 4:17 7:22 8:4,25 10:6 12:13 14:3 18:7 good 8:13 9:2,8 12:19 18:1,2 34:17 35:2 gordon 15:20,20 government 19:7 21:4 24:4,6,15,23</p>	<p>government's 31:13 governor 20:16 governors 6:19 grandfather 12:22 13:3,11,23 14:24 15:12,14,19,21,24 16:5,10,18 grandmother 13:8 great 14:21 19:12 24:7 30:7 greg 19:22 group 3:19 16:19 groups 30:15 growing 13:4 guys 4:9,12</p> <hr/> <p style="text-align: center;">h</p> <hr/> <p>h 1:3 2:16,21 hack 20:17 half 9:16 hamilton 31:24 hands 14:15 hank 21:20 29:23 happen 10:16 21:10 22:18 happening 29:1 happens 9:13 17:11 happy 9:17,19,21 9:21,22,22 hard 21:10 22:8 harm 28:2 harry 15:21 harvard 22:25 28:17 harvey 23:2 head 14:7,10 hear 23:16 32:17 heard 7:18,23 18:9 heart 4:9 heat 27:23</p>	<p>heed 30:2 heinous 23:6 help 5:9 8:19 9:3 23:14 28:14 30:23 30:23 34:12 helped 17:5 helping 5:19 high 4:5 higher 27:8 hired 15:11 16:5 history 19:12 20:22 28:21 hogan 2:17 hold 29:11 hollis 15:14 honor 6:8 9:17 11:6 12:5 honorable 1:3 2:16 16:25 honored 33:2 34:6 hope 8:17 9:7 23:19 hopefully 4:18 7:15 horse 34:19 host 6:2 hot 14:13 hours 8:15 house 11:16 humbling 34:7 hundred 6:20</p> <hr/> <p style="text-align: center;">i</p> <hr/> <p>idea 19:6 ideals 32:3 ignorance 28:21 ignorant 28:22 ii 17:10 iii 2:2 immune 27:16 imparted 32:22 impartial 26:2 impartiality 25:8</p>
--	---	---	---

<p>impeach 20:19 impending 25:7 importance 19:1 26:23 important 4:4 18:7 19:6 26:7 28:7,9,16 32:17 33:15 importantly 32:23 impressed 5:3 34:4 improperly 16:2 improve 8:3 including 19:21 22:19 23:13 25:16 28:14 incoming 8:18 incomplete 28:10 independence 16:17,21 17:23 18:20,24 19:9,11 19:18 20:7,15,23 21:3,9,12,14,18,24 21:25 23:12 24:17 25:1,11 26:6,13,23 27:3,13,15 28:3 29:3,8,13 30:4 31:5 31:10,23,25 32:2 independent 3:23 4:2,3 19:7 23:11 24:15,22 27:10 28:5 29:25 32:8 indian 2:7 indicating 13:20 individual 27:25 individuals 8:20 inevitably 16:20 influence 4:6 19:7 20:21 information 12:2 23:18,20 30:14 informing 30:16</p>	<p>initially 6:10 injury 3:21 15:25 insisted 13:14 inspired 15:1 31:3 instillation 31:1 instituted 33:10 institutions 29:5 instrumentality 11:22 insure 23:14 integral 19:10 integrity 25:1,24 interest 12:11 17:8 17:16,18 23:23 26:19 interested 36:14 interesting 15:6 introduce 13:1 introduced 17:17 introducing 17:2 invaluable 12:10 involved 29:17 issue 18:5 issues 6:11 11:21 12:1 29:15 30:11</p> <p style="text-align: center;">j</p> <p>j 12:9 jacksonville 2:18 13:9 14:12 15:19 january 1:8 jefferson 19:15 jewel 21:5 jewels 21:4 31:22 jinxed 7:14 job 4:9 7:2 8:13 26:18 jobs 8:6 john 2:6 6:9,11,14 6:17,18,22,22 7:7 9:18,22 19:14 22:6 22:16</p>	<p>joined 33:11 jstewart 2:9 juanita 1:12 36:4 36:23 judge 2:19 14:24 17:9,16,24 18:1,3 25:25 26:24,25 32:21 34:10,12 judge's 25:3 judges 17:4 20:25 22:6 23:14,22,25 23:25 24:18,25 25:4,10,16 26:4,10 26:14 27:11 28:1 29:4 30:16,17 34:12 judgment 30:1 judicial 20:1,5,15 21:3,9 23:20 24:5 24:17,24 26:2,6,16 26:20,23 27:3,13 27:14 29:7 31:1,4,9 31:22 32:2,7 judiciary 2:17 3:23 4:2 12:11 17:5 19:19 20:8,20,23 21:6,14,17,24 23:10,17 24:8,15 24:22 25:1 26:3,8 26:13 27:12,16 28:7,10 29:2,9,11 29:22,25 30:3 32:9 judiciary's 20:6 judith 26:24 july 14:2,12 jurisdiction 11:21 jurors 34:14 justice 8:11 18:11 18:12 20:19,24 22:21 24:11 28:19 29:1,22 31:13,17</p>	<p>32:1</p> <p style="text-align: center;">k</p> <p>kaye 26:24 keeled 6:25 keep 16:13 ken 19:3,9 killing 22:8 kind 7:11 14:7,10 16:5 king 15:21 knew 14:24 18:11 know 4:7,23,24,25 7:17 8:2 9:13 10:7 13:6 14:12 18:10 knowing 22:12 knowledge 8:4 known 6:18 10:7 31:15 knows 25:22</p> <p style="text-align: center;">l</p> <p>labor 11:14 lacey 2:7 lacks 23:18 large 1:13 law 3:3,10 8:1,19 13:13,24 16:10 17:9,16,17,19 20:4 24:12 26:15 27:4,5 27:6 28:16,18 31:5 33:5 34:5,8 lawyer 15:4,7,9,15 15:18,22 16:5,17 17:23 18:13,24 19:6,19 21:13 25:14,22 28:12 29:16 32:8 lawyer's 25:18,20 lawyers 2:5 3:3,16 3:20 6:19,23,23 7:18 8:14,18,19,23</p>
--	---	--	--

<p>8:24 9:6 10:15,17 10:18,21,23 11:1 12:6,8,24 15:8 16:6 16:16,19 19:10 21:16,25 22:1,3,19 22:20 23:4,8,14 24:20,25 25:17,21 26:3,12,18,21 27:18,24 28:1,5,9 29:6,9 30:24,25 31:2,3,11,15,15,19 32:10 33:9,11 34:13 lead 29:18 leadership 12:10 leading 31:14 lecture 12:25 18:5 19:17 lectures 18:21,22 lecturing 19:3 led 18:21 19:16 leek 11:2,4,7 12:9 left 23:3 legal 8:16,22 11:12 19:13 23:2,13 25:15,20 26:9 27:10 29:12,14 30:5 legislation 11:20 12:3 legislative 10:16,19 11:7,10 27:14 legislature 11:1,20 legislature's 7:13 legislatures 10:20 legitimacy 24:21 26:10,13 29:13 32:12 letter 15:5 level 5:4</p>	<p>life 15:5 30:5 lifetime 18:17 limit 27:18 limitations 25:3 limited 32:1 lincoln 19:15,16 27:20 lincoln's 19:18 litigation 11:15 litigator 26:25 little 11:6 13:2,6,13 14:1 live 27:5 living 9:2 17:14 llp 2:21 local 29:18 location 1:10 long 27:5 29:10 30:9 32:9 longevity 32:7 look 30:25 34:21 looked 10:24 looking 8:5 loose 6:7 loses 30:3 lot 3:12 loved 16:10 luck 9:8 34:17 35:2 lunch 9:7 13:14,22 18:7 34:16 luncheon 1:6 33:25 35:5 lunchtime 32:15</p> <p style="text-align: center;">m</p> <p>m 2:6,11,11 maintain 26:1,2 28:8 29:21 maintains 32:9 making 25:4,7 marriott's 6:4</p>	<p>matters 20:8 mckenzie 2:3 mean 8:1 27:13,15 32:4 meaning 27:3 meaningful 5:1 meant 19:5 media 10:6 mediator 7:1 meet 5:19 meetings 6:5 member 2:17 21:21 27:10 members 4:18 19:13 23:2,13 26:8 26:9 28:14 30:1,2 30:19 membership 33:10 memorial 2:15 12:21 15:3 16:8 18:5 men 22:10 mentioned 7:11 merits 25:6 merry 10:2 message 32:22 middle 4:5 11:10 million 8:14,15,16 mind 17:20,22 minutes 7:24 misconduct 21:1 mission 3:23 4:20 mock 2:25 3:4,6 16:9 33:3,12 model 18:14 modern 25:13 molding 4:5 mom 4:12 moment 14:20 27:24</p>	<p>morning 10:13 13:11 mother 4:7 movement 20:18 31:16</p> <p style="text-align: center;">n</p> <p>n 2:1 3:1 name 12:19 24:3 33:2 named 17:6 names 10:24 narrow 5:16 natural 25:10 navigated 7:5,11 near 32:24 nearly 5:1 21:1 necessary 25:18 need 8:22 20:12 22:1 27:9 29:2,11 29:12 needed 4:22 7:21 9:1 needs 28:25 neighbors 28:15 neither 20:22 never 13:15 19:25 22:18 27:11 new 20:12,21 26:25 news 17:3 28:25 nichols 15:23,24 16:4 night 13:10 noble 20:14 nodded 14:7,10 nonlawyers 23:16 north 2:17 13:5 notary 1:13 36:5,23 noted 29:23 notes 36:9 november 17:4</p>
---	---	---	---

<p>number 6:2 18:23 numbers 5:23 numerous 11:19</p>	<p>overinfluence 20:21 overly 23:25</p>	<p>percent 24:3,6,8,10 perry 15:23,24 person 12:15 13:3 14:16 23:6 personal 3:20 15:25 19:8 24:11 28:3 personally 18:11 persuing 29:19 pertinent 32:23 ph 14:7 phenomenon 20:12 pieces 11:20 pilot 17:10 pilots 17:11 pine 2:12 pinellas 36:2 pl 2:7 place 4:8 plaintiff 34:1 plaintiff's 15:25 play 4:4 plays 28:7 pleasure 18:3 plug 33:8 point 9:3 polarized 20:11 policies 12:4 24:2 political 23:25 politically 20:10 politicians 20:25 politics 24:10 poll 24:2 position 22:25 possibly 28:8 potato 13:16 potentially 6:1 pound 28:17 power 29:25 30:1 practice 3:19 18:18 34:6</p>	<p>practicing 5:20 34:13 practitioners 3:18 34:7 preamble 25:13 preparation 5:4 preparing 19:2 present 29:16 preservation 16:21 16:22 preserve 26:12 president 2:10 6:8 6:18 9:11,13 11:13 15:22 20:16 21:20 price 9:3 pride 19:10 primarily 7:1 primary 8:8 privilege 18:4 pro 8:12,15,21 probably 7:13 problem 6:1 7:4 8:17 10:5 problems 7:12 proceedings 36:7 process 20:5 25:20 profession 4:18 18:17 19:13 23:3,5 23:13,15 26:9 27:10 28:2 29:12 professional 18:15 25:14 29:14 30:23 professionalism 18:19 21:19 professions 30:19 program 3:25 5:5 5:13,22 7:17 17:1 30:13 34:17 programs 30:18 projects 30:17</p>
o	p		
<p>o 3:1 o'connor 21:8 objective 4:1 observed 28:18 obtaining 23:20 obviously 19:23 occurred 31:8 offered 27:2 office 13:13,24 14:6 25:6 officer 11:12 officers 24:21 32:11 official 25:19 officials 25:17 old 26:23 29:15 oliver 2:7 omission 30:6 once 18:12 ones 31:7 ongoing 31:9,18 opened 22:7 opportunity 16:19 32:18 opposed 12:3 option 32:13 order 12:3 20:3 ordered 13:17 ordering 13:14 organizations 8:16 orlando 2:13 outcomes 28:13 outcry 23:1 outside 14:11 21:15 23:10 outstanding 4:9 6:17 7:2,4</p>	<p>p 2:1,1 3:1 p.m. 1:9,9 33:19 35:5 pa 2:2,11 pages 36:8 paint 20:8 pairings 33:18 pakistan 31:8,14 panama 2:3 papers 31:25 park 6:6 parked 14:9 part 3:8 11:8 30:6 31:9 32:11 partake 33:15 participate 30:19 34:24 participated 5:24 participating 4:17 5:2,18 7:17 16:13 33:5 participation 5:7 particular 28:13 particularly 19:3 19:20 20:10 29:3 parties 23:24 36:11 36:12 partisan 20:9,9 partners 11:14 paul 3:9,14 peaceful 20:3 peculiarly 32:1 pending 25:7 people 4:7,23 5:9 5:20,23 9:3 21:11 24:18 27:4</p>		

<p>prominent 22:22 proper 19:10 24:16 protect 20:23 29:13 31:21,22 32:12 protecting 12:11 26:6 32:5 protection 21:6,6 protest 31:8 protests 31:15 proud 6:5 15:18 provide 8:25 21:7 30:13 34:5 public 1:13 19:8 23:18,20,24 24:2 24:14 25:9,12,17 26:10,20 27:17 28:6,14,21 29:10 29:20,21 30:11 32:9 36:5,23 public's 29:21 publicly 12:15 24:19 25:3,6 29:2 30:7 pudding 13:17,20 13:21 pursuing 27:25 put 3:11 9:7 12:25 putting 3:8</p>	<p>really 5:24 6:4 24:12 reasonable 27:19 reception 34:22 recklessness 25:23 recognition 20:2 recognize 3:5 28:1 recognizes 12:8 record 36:8 recording 25:10 rectitude 25:19 redding 2:2 reese 2:21 referenced 25:13 reflects 20:1 reform 11:17,19,23 refrain 24:18,19 28:9 regardless 25:23 regents 15:16 regulations 29:20 rehnquist 20:24 21:2 reinstated 31:17 related 8:12 relative 36:10,12 relatively 23:23 relied 32:4 rely 26:9 remain 32:8 remained 11:18 remaining 34:17 remains 31:18 remarked 21:9 remarks 7:25 19:2 21:22 remember 13:16 14:17 20:13 32:17 removal 20:25 removed 22:25</p>	<p>render 20:9 rendered 21:2 26:10 repeat 7:23 27:9 report 36:6 reported 1:12 reporter 1:12 36:1 36:5 representation 23:1 representative 11:2 11:4 12:9 represented 4:23 15:14,19,21,24 16:6 representing 15:7 represents 6:22 reprovision 20:6 reputation 22:13 resounding 32:24 respect 20:4,4 25:15 27:4 respected 24:6 26:25 respond 29:2 response 19:20 31:12 responsibility 28:6 responsible 27:21 rest 9:8 restaurant 13:21 return 19:4 32:16 returning 19:5 revolutionary 22:16 right 29:19 rights 18:25 rinehart 15:14 ringling 2:22 risk 11:13</p>	<p>risking 22:12,13 river 2:7 road 5:21 roberts 29:1 role 4:5 room 30:4,22 32:25 rooms 6:5 roosevelt's 20:16 roscoe 28:17 rosquites 1:12 36:4 36:23 rossway 2:7 rosswayswan.com 2:9 round 4:13 5:11 33:6 34:2 rounds 5:15 ruins 28:13 rule 28:15 31:5 rules 25:13,21 run 10:13</p>
<p>q</p>			<p>s</p>
<p>qaeda 22:23 qualifications 25:24 qualify 8:21,22 quality 34:4 quite 6:20</p>			<p>s 2:1 3:1 sacrifice 4:10 safe 30:5 safety 22:15 sake 21:16,18 26:7 26:7 sanborn 2:2 3:2,16 4:16 5:13 6:17 9:11 9:16,25 10:10 34:16 sanction 16:3 sandra 21:8 sandy 7:10 8:7 10:21 sarasota 2:23 save 22:13 saw 13:3 saying 8:2 34:3</p>
<p>r</p>			
<p>r 2:1 3:1 read 16:25 31:6 real 3:20 28:21</p>			

<p>says 12:7 scheck 3:9 school 4:6,7 8:19 17:18 28:18 34:5 schools 33:5 34:23 scott 19:22 sealed 27:14 secret 23:16 section 2:5 3:3,17 9:6 10:15,17,18 11:1 12:8,24 16:16 33:9,11 secure 24:17 see 10:6,12 13:21 28:25 29:19 34:8 seek 22:3 seeks 30:13 seen 10:13 17:10 sees 7:3 selection 16:15 self 21:17 senate 15:22 sensation 28:23 sensitive 22:5 separating 11:24 serious 18:6 serve 18:14 25:16 29:5 serves 27:17 service 9:1 serving 21:17 session 7:13 11:5 11:11 set 24:11 shaping 4:5 share 6:6 22:4 shared 10:8 sharpen 5:19 shook 14:14 short 27:23</p>	<p>shorthand 1:12 36:5 sic 31:11 sides 7:3 signature 36:22 significant 11:19 similar 21:22 simple 19:5 sing 9:19 singing 10:2 skill 5:4 8:4 15:4 skills 5:19 smear 22:22 smith 1:12 36:4,23 social 10:5 society 4:3 20:4 soldiers 22:7,10 solemn 32:15 solver 7:4 somebodies 30:1 somebody 29:24 soon 4:18 6:23 sorry 32:15 sought 22:21 soup 13:16 south 1:10 16:1 spaces 6:6 speak 16:19 21:13 23:8 25:3 28:6 32:18 speaker 1:2 2:16 13:1 16:24 speaking 30:14 special 4:8 specific 3:18 spectrum 3:19 speech 20:24 spent 13:10 spirit 31:20 sponsor 11:19 16:15</p>	<p>sponsoring 16:9 sports 3:21 squarely 4:1 stage 9:12 stand 25:11 31:19 starr 19:9 starr's 19:3 start 15:2 started 3:25 12:23 33:4 state 1:13 4:19 12:6 15:10,16,17,20,20 15:22 29:17 36:2 36:24 state's 11:18 stated 21:3 statement 24:9 25:22 statements 25:5,8 states 15:13 26:1 31:1 stay 16:13 34:23 stenograph 1:12 36:4 stenographic 36:9 stenographically 36:6 stepped 6:11 stewart 2:6 6:9 7:10 9:11 10:3,11 11:4 stewart's 9:14 story 19:11 street 1:10 2:12,17 streets 31:12 stress 23:12 stressed 21:23 striving 23:19 strongly 19:23 struck 19:3</p>	<p>struggle 31:9,17 student 33:10 students 4:6,16 5:5 5:11 6:23 7:20 8:1 16:11 22:24 24:10 33:14 34:5,8 subject 29:10 succeeding 8:6 successful 31:16 suite 2:12,18,22 suited 21:7 suits 14:13 support 6:12 12:2 18:15 22:2 supreme 20:17 21:8 24:9 27:1 29:3 31:13,14 sure 17:13 surveyed 24:7 susan 1:3 2:16 16:25 17:24 suspension 31:13 swan 2:7 symposium 3:4,10 10:5,13 system 15:16 20:1 21:4 25:15 26:21 29:22 31:2 32:7</p> <hr/> <p style="text-align: center;">t</p> <p>table 33:12 take 12:1 21:13 29:18 taken 1:8 takes 3:12 34:11 talent 34:8 talk 8:11 13:2 16:20 17:22 talked 13:13 14:1 17:8 talking 8:12 10:22 14:23 16:10</p>
--	--	---	---

<p>tallahassee 7:14 12:13 13:9 tampa 1:10,11 task 34:10 tasked 24:24 taught 4:7 tax 21:15 23:11 27:7 29:2 teacher's 3:3,10 teachers 4:4,8,13 6:2,13 7:16,22 10:12 34:22 team 33:21 teams 5:14 33:5,24 34:17,18 technology 8:25 teenager 17:15 tell 14:2 telling 31:7 ten 3:25 tenant 23:5 tension 29:11 term 27:23 terms 16:7 17:2 terrible 19:21 terror 22:20 thank 3:7,14 5:7,9 6:15 7:8,10,16 9:6 9:8 10:9 12:16,17 32:18,19,21 34:15 thanks 12:9 theme 16:16 things 7:7 15:1 21:22 think 4:1 8:7,13,24 9:18 13:22 14:22 15:1 30:20,20 31:7 32:6,16 third 22:2 thomas 2:21 12:9 19:15</p>	<p>thoughts 27:2 threat 20:7 threats 31:4 three 9:20 14:9 thrown 34:19 tierney 2:7 time 1:9 3:8,12 8:3 28:24 34:13,14 times 22:16 23:12 32:23 34:19 tireless 12:10 tirelessly 3:10 today 9:13 10:2 11:5 12:15 17:22 23:19 28:24 30:21 32:14,23 told 18:12 tom 3:5,7,14,14 11:2 33:2 tom.dart 2:24 topic 19:17 topics 18:23 30:16 totally 21:18 touched 8:7 21:21 traditional 26:4 train 30:13 tranche 8:20 transcript 36:7 transform 17:5 transition 8:18 treated 14:25 trial 2:5,25 3:3,4,6 3:16 9:6 10:15,17 10:18,23,25 12:6,8 12:24 15:7 16:9,16 33:3,9,10,13 trials 33:19 trouble 7:6 15:10 true 20:10 24:24 25:23 28:24 30:10 36:8</p>	<p>truly 18:3 19:6 32:8 34:11 trust 24:7 29:21 try 3:20 turn 6:6 28:25 two 9:19 14:9 23:12</p> <p style="text-align: center;">u</p> <p>ultimately 28:1 29:5 unable 23:22 unaware 24:14 underappreciated 4:10 undermining 20:15 understand 19:14 24:18 28:15 unfair 28:10 unfounded 27:7 28:4 uniquely 29:6 united 15:13 30:25 university 13:5 15:16 17:17 22:25 unjust 26:5 unwarranted 22:4 23:10 26:16 uphold 25:20 upholding 23:4 24:25 uplook 20:21 use 8:24 19:4 30:14</p> <p style="text-align: center;">v</p> <p>valuable 9:1 value 29:4 values 18:19 vero 2:8 vice 11:13 vichyssoise 13:15 views 24:11</p>	<p>vigorous 23:7 vile 22:10 visit 13:8 visited 13:12 visiting 34:21 vital 4:2 30:11 33:16 volusia 11:8 vote 10:25 voters 30:17 vs 15:13,17,20,20 15:23 33:20,21,22 33:23</p> <p style="text-align: center;">w</p> <p>w 2:2 wait 22:18 walk 14:5 walked 14:6,8,11 14:13,14,19 walter 15:17 want 7:16 8:1 10:4 16:4 28:12,12 33:8 wanted 9:12 11:6 12:15 13:6,6 14:3 16:3 war 17:10,12 22:20 warning 30:3 warren 18:11 20:19 watch 34:24 way 5:8 6:18 14:14 14:15,16,19,25 17:14 ways 29:20 we've 5:3 week 7:15 weeks 12:14 weinstein 23:2 welcome 3:2 17:23 went 13:24 14:8</p>
--	---	---	--

<p>whatsoever 7:6 wide 3:19 widespread 20:2 willing 27:5 willingness 11:25 win 5:17 winners 5:18 wish 20:8 word 23:17 words 7:11 18:10 19:4 32:15,24 work 10:6 11:25 12:5 14:3 26:12,21 30:8 32:6 worked 3:10 working 13:11 30:10 workings 28:22 works 11:12 28:11 30:16 world 17:9 30:25 worry 7:24 wrestling 6:10 wrote 15:5 31:24</p>
<p style="text-align: center;">y</p>
<p>year 3:6 5:6,22 6:7 7:5 8:9,15 10:18,23 11:1,24 12:25 13:4 16:14,24 33:4,9 34:3 year's 4:17 6:13 11:10 18:4 years 3:25 4:8 5:23 6:20 8:9 11:14 york 26:25 young 6:19 17:15</p>

FLORIDA RULES OF CIVIL PROCEDURE

Rule 1.310

(e) Witness Review. If the testimony is transcribed, the transcript shall be furnished to the witness for examination and shall be read to or by the witness unless the examination and reading are waived by the witness and by the parties. Any changes in form or substance that the witness wants to make shall be listed in writing by the officer with a statement of the reasons given by the witness for making the changes. The changes shall be attached to the transcript. It shall then be signed by the witness unless the parties waived the signing or the witness is ill, cannot be found, or refuses to sign. If the transcript is not signed by the witness within a reasonable time after it is furnished to the witness, the officer shall sign the transcript and state on the transcript the waiver, illness, absence of the witness, or refusal to sign with any reasons given therefor. The deposition may then be used as fully as though signed unless the court holds that the reasons given for the refusal to sign require rejection of

the deposition wholly or partly, on motion under
rule 1.330(d)(4).

DISCLAIMER: THE FOREGOING CIVIL PROCEDURE RULES
ARE PROVIDED FOR INFORMATIONAL PURPOSES ONLY.
THE ABOVE RULES ARE CURRENT AS OF APRIL 1,
2019. PLEASE REFER TO THE APPLICABLE STATE RULES
OF CIVIL PROCEDURE FOR UP-TO-DATE INFORMATION.

VERITEXT LEGAL SOLUTIONS
COMPANY CERTIFICATE AND DISCLOSURE STATEMENT

Veritext Legal Solutions represents that the foregoing transcript is a true, correct and complete transcript of the colloquies, questions and answers as submitted by the court reporter. Veritext Legal Solutions further represents that the attached exhibits, if any, are true, correct and complete documents as submitted by the court reporter and/or attorneys in relation to this deposition and that the documents were processed in accordance with our litigation support and production standards.

Veritext Legal Solutions is committed to maintaining the confidentiality of client and witness information, in accordance with the regulations promulgated under the Health Insurance Portability and Accountability Act (HIPAA), as amended with respect to protected health information and the Gramm-Leach-Bliley Act, as amended, with respect to Personally Identifiable Information (PII). Physical transcripts and exhibits are managed under strict facility and personnel access controls. Electronic files of documents are stored in encrypted form and are transmitted in an encrypted fashion to authenticated parties who are permitted to access the material. Our data is hosted in a Tier 4 SSAE 16 certified facility.

Veritext Legal Solutions complies with all federal and State regulations with respect to the provision of court reporting services, and maintains its neutrality and independence regardless of relationship or the financial outcome of any litigation. Veritext requires adherence to the foregoing professional and ethical standards from all of its subcontractors in their independent contractor agreements.

Inquiries about Veritext Legal Solutions' confidentiality and security policies and practices should be directed to Veritext's Client Services Associates indicated on the cover of this document or at www.veritext.com.