

**IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
FOR HILLSBOROUGH COUNTY, FLORIDA
CIRCUIT CIVIL DIVISION**

Laser Spine Institute, LLC ; CLM AVIATION LLC
Plaintiff

Case No: 19-CA-002762

vs

Division: L

Soneet Kapila
Defendant

CASE MANGEMENT ORDER FOR COVID-19 EMERGENCY
REMOTE APPEARANCE HEARINGS IN CIVIL DIVISION L EFFECTIVE JULY 16, 2020
AT 3:30 PM ON MONTHLY MOTION CALENDAR

Florida Supreme Court Administrative Order AOSC20-15 and Thirteenth Circuit Administrative Order S-2020-23 prohibit in-person hearings except in specified circumstances that do not apply in Civil Division L. No one is permitted to come to the courthouse until the emergency orders are lifted. All jury trials and pretrial conferences scheduled through July 2020 are postponed to a date to be determined, but case management orders for those cases are otherwise unaffected by this order. All other hearings in this division will either be conducted by videolink or postponed until after the emergency. Court administration has secured a license to use the Zoom videoconferencing platform for remote appearance.

The process for scheduling hearings is unchanged. Parties that agree to postpone a scheduled proceeding need only notify the judicial assistant, with no reason being necessary. If the hearing was set by order, however, it can be postponed by uploading a proposed order to that effect in JAWS.

If there is disagreement about whether a hearing should proceed, do not obstruct the scheduling or commencement of the hearing, but make the objection at the beginning of the scheduled hearing time.

Hearings will be conducted on the Zoom platform. Counsel and unrepresented parties are required obtain the necessary technology to participate. The Zoom software application is a free download for android, ios, and windows-based systems. The required hardware - a video camera (webcam), computer microphone, and speakers - is built into most recent laptop computers and smart phones. A desktop computer can be suitably outfitted for under \$100. Use of the browser-based desktop application is preferable because of the screen size, as it is possible to share documents in the hearing. Parties who fail to obtain the necessary video technology will be able to participate by Zoom's phone conferencing function, but the court will consider any resultant disadvantages self-inflicted. See <https://support.zoom.us> for instructions on setting up the computer.

The court will not require passwords for each hearing unless disruption becomes a

problem. When the allotted time arrives, **set your application to mute, please input the case number of the case for which you are appearing along with your name so the Court is able to identify participants in each scheduled case** and access the link at <https://zoom.us/j/4393837898> with Meeting ID 439 383 7898. **Make sure to turn video ON.** You will appear in the row of participants, and the system operator will unmute you when it is time to hear from you. Some Zoom meetings may be recorded by the judicial staff, but when a recording exists it is equivalent to the judge's notes and is not part of the official record. Court reporters must be retained by the parties for all hearings of substance.

Zoom has the capacity to share documents as well as observe persons speaking, but the usual practice for providing copies of documents via JAWS in advance of hearings should still be followed. For evidentiary hearings, become familiar with the most recent emergency Administrative Orders of the Supreme Court of Florida governing swearing of witnesses in addition to the usual rules that apply. Documentary evidence can, of course, only be taken in electronic form for the duration of the emergency.

This process is being formulated at a time of great uncertainty, and counsel and parties, as well as the court, need to be flexible in adapting to a new way of practicing our profession.

Done and Ordered in Hillsborough County, Florida this 10th day of July, 2020.

ELECTRONICALLY CONFORMED 7/10/2020

Steven Scott Stephens, Judge

Copies Furnished To:

Plaintiff

Attorney: JORDI GUSO
BERGER SINGERMAN LLP
1450 BRICKELL AVE STE 1900
MIAMI, FL 33131

Attorney: JESSICA CRANE
CRANE LAW, P.A.
13555 AUTOMOBILE BLVD STE 550
CLEARWATER, FL 33762

Laser Spine Institute, LLC
5332 Avion Park Dr.
Tampa, FL 33607

CLM AVIATION LLC

Defendant

Soneet Kapila
1000 S. Federal Highway, #200
Fort Lauderdale, FL 33316

Attorney: ROBERT LORING ROCKE
ROCKE, MCLEAN & SBAR, P.A.
2309 S MACDILL AVE
TAMPA, FL 33629

Attorney: GREGORY MATTHEW GARNO
GENOVESE JOBLOVE & BATTISTA, P.A.
100 SE 2ND ST FL 44
MIAMI, FL 33131

LSI HOLDCO LLC

LSI MANAGEMENT COMPANY LLC

LASER SPINE SURGERY CENTER OF ARIZONA
LLC

LASER SPINE SURGERY CENTER OF
CINCINNATI LLC

LASER SPINE SURGERY CENTER OF
CLEVELAND LLC

LASER SPINE SURGICAL CENTER LLC

LASER SPINE SURGERY CENTER OF
PENNSYLVANIA LLC

LASER SPINE SURGERY CENTER OF ST LOUIS
LLC

LASER SPINE SURGERY CENTER OF WARWICK
LLC

MEDICAL CARE MANAGEMENT SERVICES LLC

SPINE DME SOLUTIONS LLC

TOTAL SPINE CARE LLC

LASER SPINE SURGERY CENTER OF
OKLAHOMA LLC

LASER SPINE INSTITUTE CONSULTING LLC

Duane Eric Higdon
c/o Florin Gray Bouzas Owens, LLC
16524 Pointe Village Drive, Suite 100
Lutz, FL 33558

Attorney: SAMUEL JASON CAPUANO
BERGER SINGERMANN LLP
1450 BRICKELL AVE STE 1900
MIAMI, FL 33131-3453

Attorney: HERBERT ROY DONICA
DONICA LAW FIRM, P.A.
238 E DAVIS BLVD STE 209
TAMPA, FL 33606

Attorney: LUIS MARTINEZ-MONFORT
GARDNER BREWER MARTINEZ-MONFORT, P.A.
400 N ASHLEY DR STE 1100
TAMPA, FL 33602

Attorney: VICTOR STEPHEN COHEN

BAJO CUVA COHEN TURKEL, P.A.
100 N TAMPA ST STE 1900
TAMPA, FL 33602

Attorney: EDWARD JAMES PETERSON III
STICHTER RIEDEL BLAIN & POSTLER, P.A.
110 E MADISON ST STE 200
TAMPA, FL 33602

Attorney: MICHELLE ERIN NADEAU
K WALL BARACK NADEAU PLLC
304 S BELCHER RD STE C
CLEARWATER, FL 33765

Attorney: S GORDON HILL
HILL WARD HENDERSON
PO BOX 2231
TAMPA, FL 33601

Attorney: RYAN DAVID BARACK
K WALL BARACK NADEAU PLLC
304 S BELCHER RD STE C
CLEARWATER, FL 33765

Attorney: MICHAEL CHARLES MARKHAM
JOHNSON POPE
401 E JACKSON ST STE 3100
TAMPA, FL 33602

Attorney: BRANDON J HILL
WENZEL, FENTON, CABASSA, P.A.
1110 N FLORIDA AVE STE 300
TAMPA, FL 33602-3343