

**THE ELEVENTH JUDICIAL CIRCUIT
MIAMI-DADE COUNTY, FLORIDA**

**CASE NO. 13-1
(Court Administration)**

**ADMINISTRATIVE ORDER
NO. 13-03 A1
(Amending AO No. 13-03)**

**IN RE: AMENDING DISPOSITION OF
TOBACCO CASES**

WHEREAS, pursuant to Administrative Order No. 13-03, entered on July 9, 2013, the undersigned determined that after one (1) year of the effective date of the Administrative Order, pending tobacco cases in the Eleventh Judicial Circuit will either be dismissed for “lack of prosecution” (commonly referred to as “fwopped”) or remain open and adjudicated in the manner prescribed by the Rules of Civil Procedure; and

WHEREAS, notwithstanding the Administrative Order’s specific historical litigation references to *Engle v. Liggett Group, Inc., et al*, 95 So. 2d 1246 (Fla. 2006) and its progeny, the Circuit’s disposition of such pending tobacco cases, as set forth in the Administrative Order, is applicable to other tobacco cases, to include the cases encompassed in *Broin vs. Philip Morris Companies* (Case No. 91-49738 CA 01), *Holley vs. Philip Morris Incorporated, et al* (Case No.: 99-28502 CA 20), and *Jett vs. Philip Morris* (Case No. 00-01680 CA 22) and the related flight attendant cases (collectively the “Flight Attendant Tobacco Cases”);

NOW, THEREFORE, pursuant to the authority vested in me as Chief Judge of the Eleventh Judicial Circuit of Florida, under Rule 2.215, Judicial Administration Rules, it is hereby **ORDERED**:

1. Administrative Order No. 13-03 is hereby amended to specifically clarify that the manner in which the Circuit will dispose of all pending tobacco cases, as set forth therein, is applicable to the multiple tobacco cases encompassed in *Broin v. Philip Morris Companies*, *Holley vs. Philip Morris Incorporated, et al*, *Jett vs. Philip Morris*, the Flight Attendant Cases, and any and all cases derivative therefrom.
2. Except as specifically amended herein, all terms and conditions of Administrative Order No. 13-03 remain in full force and effect.

This Administrative Order is effective as of July 9, 2013, nunc pro tunc.

DONE AND ORDERED in Chambers at Miami-Dade County, Florida, this 12th day of July, 2013.

**BERTILA SOTO, CHIEF JUDGE
ELEVENTH JUDICIAL CIRCUIT OF FLORIDA**