

IN THE SUPREME COURT OF FLORIDA

THE FLORIDA BAR,  
  
Complainant,

Supreme Court Case No.  
SC21-683

v.

CONSTANCE DANIELS,  
  
Respondent.

The Florida Bar File No.  
2019-10,230 (13C)

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**ANSWER TO COMPLAINT**

COMES NOW, Respondent, CONSTANCE DANIELS, by and through her undersigned counsel, and files this her Answer to The Florida Bar's Complaint, pursuant to Rule 3-7.6(h)(2) of the Rules Regulating The Florida Bar, and states the following:

1. Admitted.
2. Admitted.
3. Admitted that Notice of Finding of Probable Cause for Further Disciplinary Proceedings was entered September 25, 2020; otherwise, without knowledge, therefore denied.
4. Admitted.

5. Admitted that Complainant sought temporary spousal support; otherwise, denied.
6. Admitted.
7. Admitted.
8. On January 26, 2018 Complainant's spouse filed a separate dissolution of marriage action in Hillsborough County, Case Number 2018-DR-01315, and on April 13, 2018, the two cases were consolidated into the same case number.
9. Admitted that on or about May 30, 2018, counsel for Complainant's spouse emailed Respondent a Notice of Hearing on a Motion to Compel Mandatory Disclosure setting a hearing for June 6, 2018, which was not coordinated with Respondent.
10. Admitted that Respondent provided Ms. Archie \$800 on or about May 31, 2018; otherwise, denied.
11. Denied.
12. Admitted that during the May 31, 2018 visit, Respondent did not inform Complainant of the upcoming June 6, 2018 hearing, because she was unaware it had been scheduled.

13. Admitted that Respondent appeared at the June 6, 2018 hearing and did not advise Complainant of the hearing until after it occurred; otherwise, without knowledge, therefore denied.
14. Denied.
15. Admitted.
16. Admitted that Respondent did not set a hearing on Complainant's Motion for Temporary Support; otherwise, denied.
17. Admitted.
18. Admitted.
19. Thereafter, Respondent did not file any further pleadings or take any action to advance Complainant's case; otherwise, denied.
20. Admitted.
21. Denied.

- 22. Admitted.
- 23. Admitted.
- 24. Denied.
- 25. Denied.
- 26. Denied.
- 27. Denied.

Respectfully submitted,

*/s/ Todd W. Messner*

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Counsel for Respondent

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that the original Answer to Complaint was furnished by E-file to Referee Daniel Dwight Diskey, [dmccarty@jud6.org](mailto:dmccarty@jud6.org); and true and correct copies have been furnished by email to Patricia Ann Toro Savitz, Esquire, Staff Counsel, The Florida Bar, [psavitz@floridabar.org](mailto:psavitz@floridabar.org), and Kimberly Ann Walbolt, Esquire, Bar Counsel, [kwalbolt@floridabar.org](mailto:kwalbolt@floridabar.org), this 6th day of July, 2021.

*/s/ Todd W. Messner*

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TODD W. MESSNER, ESQUIRE