

IN THE SUPREME COURT OF FLORIDA
(Before a Referee)

THE FLORIDA BAR,
Complainant,

Supreme Court Case No. SC19-1545

v.

The Florida Bar File No. 2017-00, 628(2A)

CATHERINE ELIZABETH CZYZ,
Respondent.

ORDER DENYING MOTION TO DISMISS

THIS CAUSE having come before the Court upon the Respondent's motion to dismiss, and the Court having reviewed the motion and file, heard argument and being otherwise fully advised, it is hereby,

ORDERED AND ADJUDGED as follows:

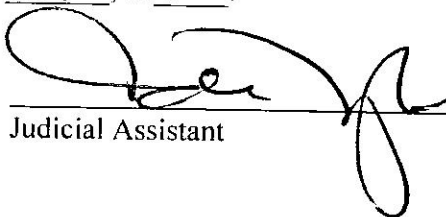
1. For the reasons set forth below, the motion to dismiss is **DENIED**.
2. Rule 3-7.6(i), Rules Regulating the The Florida Bar, states, in pertinent part: "...The Florida Rules of Civil Procedure apply except as otherwise provided in this rule."
3. Rule 3-7.6(h)(2) states: "*Answer and Motion*. The respondent shall answer the complaint and, as a part thereof or by separate motion, may challenge only the sufficiency of the complaint and the jurisdiction of the forum. All other defenses shall be incorporated in the respondent's answer. The answer may invoke any proper privilege, immunity, or disability available to the respondent. All pleadings of the respondent must be filed within 20 days of service of a copy of the complaint." (emphasis added)
4. Respondents motion amounts to a denial of the allegations of the complaint, a critique of the investigation performed by the Florida Bar and raises disputed issues of fact. The motion does not challenge the facial sufficiency of the complaint nor the jurisdiction of the forum.
5. Respondent shall answer the complaint within twenty (20) days of the date of this order.

DONE AND ORDERED in Bradenton, Manatee County, Florida this 10th day of
JAN., 20 20.



CHARLES SNIFFEN
Circuit Judge

I HEREBY CERTIFY that a copy of the foregoing has been furnished by mail to the parties on the attached service list this 10th day of JAN, 20 20.


Judicial Assistant

Service List

Supreme Court Case
N. SC19-1545

The Florida Bar File
No. 2017-00,628(2A)

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