

SUPREME COURT OF FLORIDA

In re: Amendments to Florida Rules of Civil Procedure 1.350 and 1.370

No. SC2024-0779 (Fla. Jan. 15, 2026) · No. SC2024-0779 · Decided January 15, 2026

SUMMARY

The Supreme Court of Florida adopted amendments to Florida Rules of Civil Procedure 1.350 and 1.370, with modifications. The amendments require requests and responses for production and requests for admission to be served on all parties and become effective April 1, 2026, at 12:01 a.m.

CASE DETAILS

COURT	Supreme Court of Florida
WRITING FOR THE COURT	Per Curiam; Carlos G. Muñoz, Chief Justice; Jorge Labarga, Justice; M. L. Couriel, Justice; Renatha Francis, Justice; Sandro Sasso, Justice; Grosshans, Justice
JURISDICTION	Supreme Court of Florida
DECIDED	January 15, 2026
DOCKET	SC2024-0779
DISPOSITION	other
PROCEDURAL POSTURE	Original proceeding in which the Florida Bar's Civil Procedure Rules Committee petitioned the Supreme Court of Florida to amend Florida Rules of Civil Procedure 1.350 and 1.370.
PRECEDENTIAL VALUE	Published
PARTIES	Florida Bar Civil Procedure Rules Committee

TOPICS

- civil procedure
- discovery dispute
- appellate procedure

PRACTICE AREAS

- Civil procedure
- Discovery

QUESTIONS PRESENTED

1. Whether the Supreme Court of Florida should adopt the proposed amendments to Florida Rules of Civil Procedure 1.350 and 1.370.
2. What modifications should be made to the proposed rules concerning service of requests for production, responses to requests for production, requests for admission, and responses to requests for admission.

HOLDINGS

1. The Supreme Court of Florida adopted, with modifications, amendments to rules 1.350 and 1.370 requiring requests for production and their responses, as well as requests for admission and their responses, to be served on all parties in the case.
2. Requests for production and responses to requests for production must be served on all parties.
3. Requests for admission and responses to requests for admission must be served on all parties.

KEY QUOTATIONS

“We adopt the amendments to rules 1.350 and 1.370 proposed by the Committee with modifications.” (slip op. at 2)

“The amendments become effective on April 1, 2026, at 12:01 a.m.” (slip op. at 2)

FACTUAL BACKGROUND

The Florida Bar's Civil Procedure Rules Committee proposed amendments addressing service of discovery requests and responses under rules 1.350 and 1.370. After publication of the proposals for comment, no comments were received. The court adopted the amendments with modifications and set an effective date of April 1, 2026, at 12:01 a.m.

PROCEDURAL HISTORY

The Civil Procedure Rules Committee filed a report proposing amendments to rules 1.350 and 1.370. The Supreme Court and the Committee separately published the proposed amendments for public comment, received no comments, and adopted the amendments with modifications.

DISPOSITION

other

OPINION

PER CURIAM.

Supreme Court of Florida _____ No. SC2024-0779 _____ IN RE: AMENDMENTS TO FLORIDA RULES OF CIVIL PROCEDURE 1.350 AND 1.370. January 15, 2026 PER CURIAM. The Florida Bar’s Civil Procedure Rules Committee filed a report proposing

amendments to Florida Rules of Civil Procedure 1.350 (Production of Documents and Things and Entry on Land for Inspection and Other Purposes) and 1.370 (Requests for Admission).

1 The Court and the Committee separately published the proposed amendments for comment. No comments were received in response to either publication. We adopt the amendments to rules 1.350 and 1.370 proposed by the Committee with modifications.

In rule 1.350, we amend subdivisions (b)(2) and (b)(4) to require, respectively, that requests 1. We have jurisdiction. See art. V, § 2(a), Fla. Const.; see also Fla. R. Gen. Prac. & Jud. Admin. 2.140(b) (1). for production and responses to requests for production (i.e., the pleading without any of the documents being produced) be served on all parties in a case.

And we correspondingly amend rule 1.370(a) to require that requests for admissions and responses to requests for admissions be served on all parties in a case. Accordingly, the Florida Rules of Civil Procedure are amended as set forth in the appendix to this opinion. New language is indicated by underscoring; deletions are indicated by struck- through type.

The amendments become effective on April 1, 2026, at 12:01 a.m. It is so ordered. MUÑIZ, C.J., and LABARGA, COURIEL, GROSSHANS, FRANCIS, and SASSO, JJ., concur. THE FILING OF A MOTION FOR REHEARING SHALL NOT ALTER THE EFFECTIVE DATE OF THESE AMENDMENTS. Original Proceeding – Florida Rules of Civil Procedure Maegen Peek Luka, Co-Chair, Civil Procedure Rules Committee, Tampa, Florida, Rebecca Mercier Vargas, Co-Chair, Civil Procedure Rules Committee, Palm Beach Gardens, Florida, Joshua E. Doyle, Executive Director, The Florida Bar, Tallahassee, Florida, and Heather Savage Telfer, Bar Liaison, The Florida Bar, Tallahassee, Florida, for Petitioner -2- APPENDIX RULE 1.350.

PRODUCTION OF DOCUMENTS AND THINGS AND ENTRY ON LAND FOR INSPECTION AND OTHER PURPOSES (a) [No Change] (b) Procedure. (1) [No Change] (2) Requests must be served on all parties. The request must set forth the items to be inspected, either by individual item or category, and describe each item and category with reasonable particularity.

(3) [No Change] (4) Responses must be served on all parties. For each item or category the response must state that inspection and related activities will be permitted as requested or state with specificity the grounds for objecting to the request, including the reasons.

(5) – (9) [No Change] (c) – (d) [No Change] Committee Notes [No Change] RULE 1.370. REQUESTS FOR ADMISSION (a) Request for Admission. (1) A party may serve on any other party a written request for the admission of the truth of any matters within the -3- scope of rule 1.280(c) set forth in the request that relate to statements or opinions of fact or of the application of law to fact, including the genuineness of any documents described in the request.

(2) Requests and responses must be served on all parties. Copies of documents shall must be served with the request unless they have been or are otherwise furnished or made available for inspection and copying. (3) Without leave of court the request may be served upon the plaintiff after commencement of the action and upon any other party with or after service of the process and initial pleading upon that party.

(4) The request for admission shall must not exceed 30 requests, including all subparts, unless the court permits a larger number on motion and notice and for good cause, or the parties propounding and responding to the requests stipulate to a larger number.

(5) Each matter of which an admission is requested shall must be separately set forth. (6) The matter is admitted unless the party to whom the request is directed serves upon the party requesting the admission a written answer or objection addressed to the matter within 30 days after service of the request or such shorter or longer time as the court may allow but, unless the court shortens the time, a defendant shall is not be required to serve answers or objections before the expiration of 45 days after service of the process and initial pleading upon the defendant.

(7) If objection is made, the reasons shall must be stated. (8) The answer shall must specifically deny the matter or set forth in detail the reasons why the answering party cannot truthfully admit or deny the matter. -4- (9) A denial shall must fairly meet the substance of the requested admission, and when good faith requires that a party qualify an answer or deny only a part of the matter of which an admission is requested, the party shall must specify so much of it as is true and qualify or deny the remainder.

(10) An answering party may not give lack of information or knowledge as a reason for failure to admit or deny unless that party states that that party has made reasonable inquiry and that the information known or readily obtainable by that party is insufficient to enable that party to admit or deny.

(11) A party who considers that a matter of which an admission has been requested presents a genuine issue for trial may not object to the request on that ground alone; the party may deny the matter or set forth reasons why the party cannot admit or deny it, subject to rule 1.380(c).

(12) The party who has requested the admissions may move to determine the sufficiency of the answers or objections. (13) Unless the court determines that an objection is justified, it shall will order that an answer be served.

(14) If the court determines that an answer does not comply with the requirements of this rule, it may order either that the matter is admitted or that an amended answer be served. (15) Instead of these orders the court may determine that final disposition of the request be made at a pretrial conference or at a designated time before trial.

(16) The provisions of rule 1.380(a)(4) apply to the award of expenses incurred in relation to the motion. (b) Effect of Admission. -5- (1) Any matter admitted under this rule is conclusively established unless the court on motion permits withdrawal or amendment of the admission.

(2) Subject to rule 1.200 governing amendment of a pretrial order, the court may permit withdrawal or amendment when the presentation of the merits of the action will be subserved by it and the party who obtained the admission fails to satisfy the court that withdrawal or amendment will prejudice that party in maintaining an action or defense on the merits.

(3) Any admission made by a party under this rule is for the purpose of the pending action only and is not an admission for any other purpose nor may it be used against that party in any other proceeding. Committee Notes [No Change] Authors' Comment [No Change] -6-