

SUPREME COURT OF FLORIDA

In re: Amendment to Florida Rule of Civil Procedure 1.280

In re Amendment to Fla. R. Civ. P. 1.280 · No. SC21-929 · Decided August 26, 2021

SUMMARY

This document is a Florida Supreme Court notice of correction concerning the court’s opinion in In re: Amendment to Florida Rule of Civil Procedure 1.280. It identifies editorial and substantive wording corrections to the August 26, 2021, opinion adopting the apex doctrine in the corporate context and amending Florida Rule of Civil Procedure 1.280.

CASE DETAILS

COURT	Supreme Court of Florida
JURISDICTION	Florida
DECIDED	August 26, 2021
DOCKET	SC21-929
DISPOSITION	other
PROCEDURAL POSTURE	Notice of correction to a Florida Supreme Court opinion concerning an amendment to Florida Rule of Civil Procedure 1.280.
PRECEDENTIAL VALUE	published

TOPICS

- civil procedure
- appellate procedure

PRACTICE AREAS

- civil procedure

QUESTIONS PRESENTED

- Whether specified language and punctuation in the previously filed opinion should be corrected.

KEY QUOTATIONS

“New Florida Rule of Civil Procedure 1.280(h) (Apex Doctrine), which we adopt today, is as follows:” (p. 8)

PROCEDURAL HISTORY

The Florida Supreme Court issued an opinion in case SC21-929 and subsequently issued this notice correcting specified language and punctuation in that opinion. The corrections included language concerning adoption of the apex doctrine and the adoption of new Florida Rule of Civil Procedure 1.280(h).

DISPOSITION

other

OPINION

In Re: Amendment to Florida Rule of Civil Procedure 1.280

PER CURIAM.

FLORIDA SUPREME COURT

NOTICE OF CORRECTION

DATE: August 26, 2021

CASE OF: IN RE: AMENDMENT TO FLORIDA RULE OF CIVIL

PROCEDURE 1.280

DOCKET NO.: SC21-929 OPINION FILED: August 26, 2021

ATTENTION: ALL PUBLISHERS

THE FOLLOWING CORRECTIONS HAVE BEEN MADE IN THE

ABOVE OPINION: On p. 5, line 5, “Unconstrained by the limited scope of certiorari review, this rules case allows us to determine whether to adopt the apex doctrine in the corporate context.” was changed to “This rules case allows us to decide whether to adopt the apex doctrine in the corporate context.” On p. 5, line 16, removed the words “for decades” between “Florida” and “have.” On p. 7, lines 7-8, “(cleaned up).” was changed to “(citation omitted).” On p. 8, line 5, “We are persuaded that it is in Florida’s best interests to codify the apex doctrine in our rules of civil procedure and to apply the doctrine to both private and government officers.” was changed to “We believe that it is in Florida’s best interests to codify the apex doctrine in our rules of civil procedure and to apply the doctrine to both private and government officers.” On p. 8, lines 11 and 12, “The new Florida Rule of Civil Procedure 1.280(h) (Apex Doctrine) that we adopt today is as follows:” was changed to “New Florida Rule of Civil Procedure 1.280(h) (Apex Doctrine), which we adopt today, is as follows:” above the block quote. On p. 12, line 1, removed the word “and” after the comma.

SIGNED: OPINION CLERK