

SUPREME COURT OF FLORIDA

In re: Amendments to Florida Rule of Appellate Procedure 9.130

No. SC2024-1798 · No. SC2024-1798 · Decided March 27, 2025

SUMMARY

The Supreme Court of Florida amended Florida Rule of Appellate Procedure 9.130 to permit interlocutory review of nonfinal orders denying motions under specified Florida Anti-SLAPP statutes. The amendments became effective immediately on March 27, 2025, with comments due by June 10, 2025.

CASE DETAILS

COURT	Supreme Court of Florida
WRITING FOR THE COURT	Per Curiam; Chief Justice Muñoz; Justice Canady; Justice Labarga; Justice Couriel; Justice Grosshans; Justice Francis; Justice Sasso
JURISDICTION	Supreme Court of Florida
DECIDED	March 27, 2025
DOCKET	SC2024-1798
DISPOSITION	other
PROCEDURAL POSTURE	Original proceeding in the Supreme Court of Florida concerning amendments to the Florida Rules of Appellate Procedure.
PRECEDENTIAL VALUE	Published rulemaking opinion establishing an amendment to the Florida Rules of Appellate Procedure.

TOPICS

- interlocutory appeal
- appellate procedure
- civil procedure

PRACTICE AREAS

- appellate procedure
- civil procedure
- constitutional law

QUESTIONS PRESENTED

- Whether Florida Rule of Appellate Procedure 9.130 should be amended to permit interlocutory review of nonfinal orders denying motions under Florida's Anti-SLAPP statutes.
- Whether the amendment should become effective immediately.

HOLDINGS

1. Florida Rule of Appellate Procedure 9.130 is amended to add subdivision (a)(3)(J), authorizing appeals to the district courts of appeal from nonfinal orders denying motions under sections 718.1224(5), 720.304(4)(c), or 768.295(4), Florida Statutes.
2. The amendments to Florida Rule of Appellate Procedure 9.130 become effective immediately upon release of the opinion.

KEY QUOTATIONS

“We amend the rule to add new subdivision (a)(3)(J) to provide for interlocutory review by appeal of nonfinal orders that deny a motion under one of Florida’s three Anti-SLAPP (Strategic Lawsuits Against Public Participation) statutes.” (at 1)

“The amendments become effective immediately on the release of this opinion.” (at 1)

FACTUAL BACKGROUND

This rulemaking proceeding did not arise from a dispute involving particular litigants or case-specific facts. The Court considered whether to amend rule 9.130 to authorize interlocutory appeals from nonfinal orders denying motions brought under Florida's Anti-SLAPP statutes.

PROCEDURAL HISTORY

The Supreme Court of Florida acted on its own motion to amend Florida Rule of Appellate Procedure 9.130. The Court adopted the amendment immediately, subject to a 75-day period for interested persons to submit comments.

DISPOSITION

other

CASES CITED

- Vericker v. Powell, No. SC2022-1042 (Fla. Mar. 27, 2025)