

**IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
SECOND DISTRICT, POST OFFICE BOX 327, LAKELAND, FL 33802-0327**

March 1, 2005

CASE NO.: 2D05-968
L.T. No. : 90-2908GD-003

Robert Schindler
Mary Schindler

v.

Michael Schiavo
Re: Theresa M. Schiavo

Appellant / Petitioner(s),

Appellee / Respondent(s).

BY ORDER OF THE COURT:

The Respondents/Appellants, Robert Schindler and Mary Schindler, have filed a notice of appeal from an order dated February 11, 2005, denying their motion for relief from judgment. In conjunction with this appeal, they have filed a motion seeking review of the trial court's order that denied a stay pending this appellate review. They have also moved this court for the entry of an order granting oral argument and expediting review of this motion.

This court concludes that it will expedite review in this appellate proceeding. The Respondents/Appellants are required to file their initial brief and any appendix supporting that brief on or before Monday, March 7, 2005, at 5:00 p.m. The appellee shall file any answer brief and supporting appendix no later than Friday, March 11, 2005, at 1:00 p.m. In the event that appellee decides to file no answer brief, that decision should be communicated in writing to this court on or before the time scheduled for the filing of the answer brief. Any reply brief must be filed on or before Monday, March 14, at 5:00 p.m. Briefs and any other submissions must be served on opposing counsel by hand or facsimile on or before the time they are due to be filed in this court.

No oral argument shall be permitted in this case unless ordered by the court on its own motion. The court will attempt to make its final decision before Friday, March 18, 2005. As a result, this court defers ruling on the motion for stay and will rule on that motion on or before Thursday, March 17, at 5:00 p.m.

ALTENBERND, C.J., and FULMER and WALLACE, JJ., Concur.

I HEREBY CERTIFY that the foregoing is a true copy of the original court order.

Served:

David C. Gibbs, III, Esq.
Deborah A. Bushnell, Esq.
es

Hamden H. Baskin, III, Esq.
Ken Burke, Clerk

George J. Felos, Esq.


James Birkhold
Clerk

