

IN THE SUPREME COURT OF FLORIDA
(Before a Referee)

The Florida Bar,

Complainant,

v.

JOHN BRUCE THOMPSON,

Respondent.

Case No. SC07-80

[TFB Nos. 2005-71,125(11F);
2006-70,570(11F);
2006-70,766(11F);
2006-70,909(11F)]

Case No. SC07-354

[TFB No. 2007-30,805(11F)]

ORDER ON MOTION TO QUASH SUBPOENAS

THIS CAUSE having come before this court upon The Florida Bar's Motion to Quash Subpoenas, and the referee being fully advised in the premises, finds as follows:

1. On May 20, 2008, respondent hand-delivered 33 subpoenas to the referee for execution for the sanction hearing scheduled for June 4, 2008.

2. Respondent is precluded from presenting witnesses or documentary evidence in mitigation in this case due to his failure to comply with the bar's discovery requests. On October 5, 2007, an order was entered granting The Florida Bar's Motion for Sanctions that precludes respondent from introducing witnesses and/or documentary evidence regarding mitigation.

3. In pertinent part the order reads as follows:

"In its interrogatories, the bar requested respondent identify his anticipated witnesses, summarize the anticipated testimony of each witness, list the exhibits he anticipated presenting at the final hearing, and list the reasons for mitigation which will be presented to the referee. In its request to produce, the bar requested the items respondent intended to introduce into evidence at the final hearing and regarding any and all claims of mitigation in this matter." (emphasis added) The Respondent failed to comply.


*Florida Bar v. John B. Thompson
Case No. SC07-80 and SC07-354*

Therefore, **IT IS ORDERED AND ADJUDGED:**

The Florida Bar's Motion to Quash Subpoenas is hereby **GRANTED.**

DONE AND ORDERED in chambers at Miami, Miami-Dade County, Florida, this 23rd day

of May, 2008.


DAVA I. TUNIS, Referee
Circuit Court Judge

Enclosure: Copy of Order on Motion for Sanctions dated October 1st, 2007

Copies furnished to:

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this 23rd day of May, 2008.


Judicial Assistant/Deputy Clerk