

DISTRICT COURT OF APPEAL

FIRST DISTRICT, STATE OF FLORIDA
2000 DRAYTON DRIVE
TALLAHASSEE, FL 32399
(850) 487-1000

T. KENT WETHERELL, II
JUDGE

January 25, 2019

The Honorable Lindsey Graham
Chairman

The Honorable Dianne Feinstein
Ranking Member

Committee on the Judiciary
United States Senate
Washington, DC 20510

Dear Chairman Graham and Ranking Member Feinstein:

I have reviewed the questionnaire submitted to the Senate Judiciary Committee in September 2018 in connection with my nomination to the United States District Court for the Northern District of Florida. Incorporating the additional information listed below, I certify that the information contained in these documents is, to the best of my knowledge, true and accurate.

Question 11(a)

My membership in the Chiles High School Sprit Club ended in 2018.

Question 12(d)

I was scheduled to speak at the annual conference of the National Association of Administrative Law Judges in St. Petersburg, Florida, on October 17, 2018, but I had to cancel after my hearing before the Senate Judiciary Committee was scheduled for the same day. However, with my permission, the Association made the PowerPoint presentation that I planned to present available to its members on the Association's website. A copy of the presentation is supplied.

Question 13(b)

Citations to additional published opinions I authored as a state appellate judge:

Agency for Health Care Admin. v. Smathers, 2019 WL 272465 (Fla. 1st DCA Jan. 22, 2019)
(Wetherell, J., concurring)

Barber v. State, 2019 WL 149680 (Fla. 1st DCA Jan. 10, 2019)

Balzer v. Ryan, 2018 WL 6845167 (Fla. 1st DCA Dec. 31, 2018)

Hall v. State, 2018 WL 6624940 (Fla. 1st DCA Dec. 18, 2018)

Holiday Isle Improvement Ass'n, Inc. v. Destin Parcel 160, LLC, 257 So. 3d 582 (Fla. 1st DCA 2018)

Duke v. State, 255 So. 3d 478 (Fla. 1st DCA 2018)

Citations to unpublished opinions relating to orders I authored as a state appellate judge:

Goshay v. State, No. 1D17-4546 (Mar. 22, 2018) (Wetherell, J., dissenting). Copy supplied.

Randolph v. Gibbs, No. 1D15-2466 (Jan. 30, 2017) (Wetherell, J., dissenting). Copy supplied.

Speak Up Wekiva, Inc. v. Fla. Fish & Wildlife Conservation Comm'n, No. 15-4596 (Oct. 23, 2015) (Wetherell, J., concurring). Copy supplied.

Lakeland Regional Med. Ctr. v. Weech, No. 1D10-2333 (Dec. 21, 2010) (Wetherell, J., dissenting). Copy supplied.

Gore v. Lee County Sch. Bd., No. 1D09-6406 (Aug. 31, 2010) (Wetherell, J., dissenting). Copy supplied.

Admin. Concepts/Bob Dale v. Stubbs, No. 1D09-399 (June 18, 2010) (Wetherell, J., dissenting). Copy supplied.

Question 13(g)

Although all of the dispositive opinions I authored as a state appellate judge are published in the Southern Reporter and are available on Westlaw and Lexis, the six opinions relating to orders that I authored are not published and are only available in the court's files. I have listed these opinions in response to Question 13(b) above and provided copies of them with this letter.

Question 26(a)

On October 17, 2018, I testified before the Senate Judiciary Committee concerning my nomination. The recording and copies of my Questions for the Record are available at <https://www.judiciary.senate.gov/meetings/10/17/2018/nominations>.

I am also forwarding an updated net worth statement and financial disclosure report. I thank you and the other members of the Committee for considering my nomination.

Sincerely,



T. Kent Wetherell, II