

Fla. Dep't of Agric. and Consumer Services, et al. v. Bogorff, et al., No. 4D17-2161, 2017 WL 5479679 (Fla. 4th DCA Nov. 15, 2017)

Fla. Dep't of Agric. and Consumer Services, et al. v. Dolliver, et al., No. 2D17-3182, 2017 WL 5472286 (Fla. 2d DCA Nov. 15, 2017)

Florida District Courts Deny State's Request to Move Citrus Canker Litigation Proceedings to Leon County

In our last [newsletter](#), we summarized the history of the citrus canker class action litigation. After juries entered verdicts in favor of the landowners whose citrus trees were removed by the Florida Department of Agriculture and Consumer Services (the "Department"), the Florida Legislature appropriated funds to pay the landowners in accordance with jury verdicts. Governor Rick Scott vetoed the appropriation. Broward County and Lee County landowners filed a petition asking the Florida Supreme Court to overturn the veto, but the court dismissed the petition. Thereafter, mandamus proceedings were initiated by Broward County, Lee County, Orange County, and Palm Beach County landowners in an effort to force the Department to pay the judgments.

The Department attempted to move the Broward County and Lee County mandamus proceedings to Leon County. The Fourth and Second District Courts of Appeal both issued per curiam opinions affirming the trial courts' decisions, which denied the Department's request to transfer venue.