

AUTHOR'S INTRODUCTION 2026 EDITION

This Edition includes a number of changes in the forms and in the Author's Comments. These revisions are based on amendments to rules and modifications in the law since the last Edition and the author's desire to improve the existing forms.

Significant rule amendments since the last publication of this book include the following:

- Fla. R. Civ. P. 1.350 (Production of Documents and Things and Entry on Land for Inspection and Other Purposes) requires requests and responses be served on all parties.
- Fla. R. Civ. P. 1.440 (Setting Action for Trial) further defines a defaulted party's right to notice of evidentiary hearings and trials.
- Fla. R. Civ. P. 1.370 (Requests for Admissions) requires requests and responses be served on all parties.
- Fla. R. Civ. P. 1.500 (Defaults and Final Judgments Thereon) requires service of a motion for default upon the party being defaulted before the clerk can proceed to enter a default. The rule also clarifies a party's right to plead and receive service of all documents filed until a default is entered.

New and/or revised forms or references are as follows:

Revised forms and commentary sections

2:116 Certificate of service—Delivery to attorney
3:4, 3:5, 3:24–3:26 Summons, inclusion of statutory instruction on options for filing a response
3:48 Substituted service—Allegation, nonresident motor vehicle operator, Comment
3:50 Substituted service—Notice of service, nonresident, engaging in business, Comment
4:85 Complaint—Judgment, foreign
4:131 Complaint—Quieting title, wild deed
4:158 Complaint—Tenant eviction, default other than rent
7:49 Motion—Default by clerk, Comment
7:200 Motion—Tax costs, after trial
7:232 Response—Motion to tax costs after trial
7:250 Order—Compelling discovery
7:255 Order—Default by court
7:305 Order—Taxing costs
8:57 Request for admissions

FL PRACTICE & PROCEDURE FORMS

10:15 Judgment—Default, damages, including prejudgment interest and attorney fees

10:17 Judgment—Deficiency judgment

11:63 Notice—Filing foreign judgment by judgment creditor, Comment

11:70 Notice—Objection to out-of-country foreign judgment by judgment debtor