

REC'D by *RL* DC
 MAR 7 1983
 ROBERT M. HARRIS
 CLERK OF COURT
 MIAMI

UNITED STATES DISTRICT COURT
 SOUTHERN DISTRICT OF FLORIDA

ADMINISTRATIVE ORDER 86-7

IN RE: BIG CYPRESS NATIONAL PRESERVE)
)
 _____)

ORDER APPOINTING ALTERNATE COMMISSIONER PURSUANT TO
 FEDERAL RULES OF CIVIL PROCEDURE

The Court entered an Order on March 7, 1983 appointing three Commissioners pursuant to the provisions of Rule 71A of the Federal Rules of Civil Procedure. That Order shall expire on March 13, 1987. Additional actions have been filed and may be filed in the future within the Big Cypress National Preserve project. The Court has carefully considered the reasons set forth in the above mentioned Order and it is of the opinion that the interest of justice would be best served by appointing another alternative member of the Commission under the same conditions as stated in the Order.

For all the foregoing reasons, it is now ORDERED:

1. That Herbert S. Shapiro be and hereby is, appointed as Alternate Commissioner to fix the just compensation to be paid by the United States for each parcel of land involved in these actions and related actions to be filed in the future, except that the Court may, in its discretion, order that the compensation to be paid for any such parcel be determined by a jury, or in a proper case, by the Court.

2. The the Alternate Land Commissioner shall be compensated at the rate of \$50.00 per hour for time spent in hearings and preparing reports and \$30.00 per hour for time spent in travel status, provided that the maximum compensation shall not exceed \$263.36 per day and \$68,700.00 per annum,

for all services performed until the expiration of this Order or further action by the Court.


3. That the Alternate Land Commissioner shall further be reimbursed, as authorized by law or regulations, per miles of travel, tolls, meals and lodging when away from his place of business or residence to the Land Commission's place of meeting or otherwise, in the course of the performance of official duties.

The Alternate Commissioner shall serve under the terms and conditions stated in the Order of March 7, 1983 unless amended or modified by the Court.

This Order shall be effective immediately and shall expire on March 12, 1987 without further Order.

DONE and ORDERED in the United States District Court, Federal Courthouse Square, Miami, Florida this 6 day of March, 1986.

FOR THE COURT:



JAMES LAWRENCE KING
CHIEF JUDGE

Copies to:

Circuit Judge Peter Fay
All Southern District Judges
All Southern District Magistrates
All Southern District Land Commissioners
Clerk of Court
Court Executive