

IN THE TWELFTH JUDICIAL CIRCUIT
IN AND FOR MANATEE COUNTY, FLORIDA

MARY LOU SMITH, an individual,
and SHARON DENSON, an individual,

Plaintiffs,

v.

CASE NO. 08 CA 11315

TRAILER ESTATES PARK AND
RECREATION DISTRICT,
an independent special taxing district,
JANET JONES, an individual,
JOHN VANDER MOLEN, an individual,
JOSEPH SALERNO, an individual, and
MARY LOU McNULTY, an individual,

Defendants.

**MOTION TO STRIKE PLAINTIFFS' OBJECTIONS
TO DEFENDANT TRAILER ESTATES PARK AND RECREATION DISTRICT'S
REQUEST FOR ADMISSION**

COMES NOW, Defendant, Trailer Estates Park and Recreation District (hereinafter referred to as "Trailer Estates"), by and through its undersigned counsel, pursuant to Florida Rule of Civil Procedure 1.370, hereby moves to strike the Objections filed by Plaintiffs, Mary Lou Smith and Sharon Denson, and as grounds states as follows:

1. On August 7, 2009, Trailer Estates served Plaintiffs with Requests for Admissions.
2. On August 28, 2009, Plaintiffs filed their Response to Trailer Estates' Request for Admissions, stating that the Request for Admissions was not propounded by Trailer Estates in a timely manner because, pursuant to the Court's Order scheduling the case for non-jury trial, all discovery was to be completed by August 28, 2009.

3. On September 10, 2009, the trial which was previously scheduled in this matter was continued. Therefore, discovery has been re-opened and the Court's Order requiring all discovery to be completed by August 28, 2009, is moot.

WHEREFORE, Defendant, Trailer Estates Park and Recreation District, respectfully requests this Honorable Court to strike the Objections previously raised by the Plaintiffs to Trailer Estates' Request for Admissions and order that the Plaintiffs respond to Trailer Estates' Request for Admissions within seven (7) days.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been sent by U.S. Mail and facsimile to Kevin S. Hennessy, Esquire, Lewis, Longman & Walker, P.A., 1001 Third Avenue West, Suite 670, Bradenton, Florida 34205, (941) 708-4024, Daniel E. Scott, Esquire, Daniel E. Scott, P.A., 2033 Main Street, Suite 408, Sarasota, Florida 34237, (941) 366-6303, Robert E. Turffs, P.A. 1444 First Street, Suite B, Sarasota, Florida 34236, (941) 953-5736, James D. Dye, Esquire, Dye Deitrich, Petruff & St. Paul, P.L., 1111 3rd Avenue W., Bradenton, Florida 34205-7834, (941) 748-1573 and Hunter W. Carroll, Esquire, Matthews, Eastmoore, Hardy, Crauwels & Garcia, P.A., 1777 Main Street, Suite 500, Sarasota, Florida 34236, (941) 954-7777, on this 16th day of September, 2009.

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