

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 VANDERMOLEN, an individual,
JOSEPH SALERNO, an individual, and
MARY LOU MCNULTY, an individual,

Defendants.

FILED FOR RECORD
R.B. SHORE
2009 DEC 28 AM 10:04
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CLERK OF CIRCUIT COURT
MANATEE CO. FLORIDA

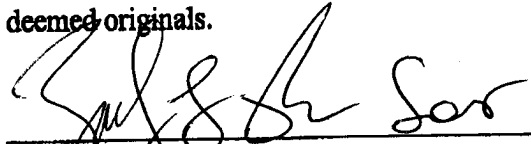
STIPULATION

COMES NOW the Plaintiffs and Trailer Estates Park and Recreation District (hereinafter referred to as the "District"), by and through their undersigned attorneys, and hereby stipulate to the following:

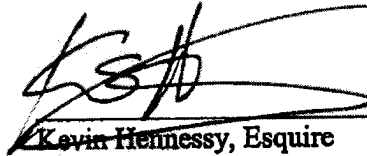
1. The parties agree to strike the language from paragraph 11 of the Defendant Trailer Estates Park and Recreation District's Answer and Affirmative Defenses to the Third Amended Complaint and Addenda, "Trailer Estates has filed this Answer and Affirmative Defenses because the Court has ordered that an Answer and Affirmative Defenses be filed, rather than a Motion. The allegations of the Third Amended Complaint are, however, so vague or ambiguous that Trailer Estates cannot reasonably be required to frame a responsive pleading and, accordingly, Trailer Estates requests that the Court order that the Plaintiffs provide a more definite statement."

Accordingly, the Plaintiffs and the District respectfully request the Court enter the Order set forth below.

This instrument may be executed in counterparts and, as counterparts, may be treated as an original. Faxed or telecopied transmissions, including signed fax counterparts thereof, shall be deemed originals.



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Recreation District



Kevin Hennessy, Esquire
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Attorneys for Plaintiffs

ORDER ON STIPULATION

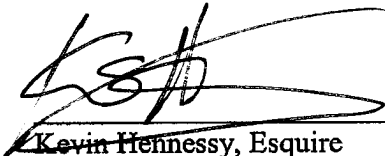
THIS CAUSE having come before the Court upon the Stipulation set forth above, the Court having reviewed the Stipulation and being otherwise fully advised in the premises, it is hereby ORDERED and ADJUDGED that:

1. The language "Trailer Estates has filed this Answer and Affirmative Defenses because the Court has ordered that an Answer and Affirmative Defenses be filed, rather than a Motion. The allegations of the Third Amended Complaint are, however, so vague or ambiguous that Trailer Estates cannot reasonably be required to frame a responsive pleading and, accordingly, Trailer Estates requests that the Court order that the Plaintiffs provide a more definite

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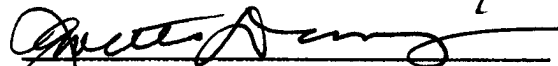
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statement" is stricken from paragraph 11 of the Defendant Trailer Estates Park and Recreation District's Answer and Affirmative Defenses to the Third Amended Complaint and Addenda.

DONE and ORDERED in Chambers in Manatee County, Florida this 23 day of ~~Nov.~~
~~November, 2009.~~


Honorable Janette Dunnigan
Circuit Court Judge

cc: Kevin Hennessy, Esquire
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