

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

FILED FOR RECORD
R.B. SHORE

2010 JAN 11 AM 11:38

CLERK CIRCUIT COURT
MANATEE CO. FLORIDA

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

Plaintiffs,

vs.

CASE NO.: 08 CA 11315
Division: B

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.

STIPULATION

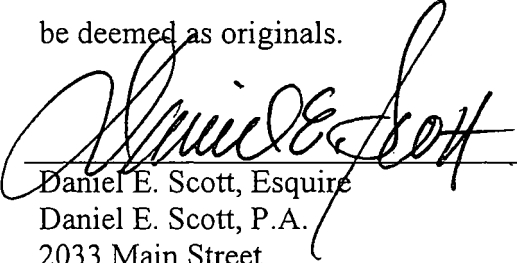
COMES NOW the Plaintiffs and John Vandermolen (herein after referred to as "Vandermolen") by and through their undersigned attorneys, and hereby stipulate to the following:

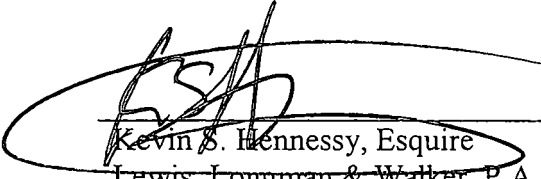
1. The parties agree to strike the entire language comprising the "Motion to Strike" from Defendant, John Vandermolen's Supplemental Answer and Affirmative Defenses to Plaintiffs' Third Amended Complaint and Affirmative Defenses to Plaintiffs' Addenda and Motion to Strike.
2. The parties agree that the language contained in paragraph 37 (rrrr) (ix) of the Third Amended Complaint and Addenda are allegations against the District and individual

Defendants specifically identified therein and do not include allegations against Defendant Vandermolen individually.

Accordingly, the Plaintiffs and the Vandermolen 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 as originals.


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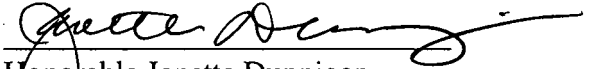
ORDER ON STIPULATION

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 Court hereby strikes the entire language comprising the "Motion to Strike" from Defendant, John Vandermolen's Supplemental Answer and Affirmative Defenses to Plaintiffs' Third Amended Complaint and Affirmative Defenses to Plaintiffs' Addenda and Motion to Strike.

2. Paragraph 37 (rrrr)(ix) of the Third Amended Complaint and Addenda are allegations against the District and the individual Defendants who are specifically named therein and not allegations against Defendant Vandermolen individually.

DONE and ORDERED in Chambers in Manatee County, Florida this 8 day of January, 2010.


Honorable Janette Dunnigan
Circuit Court Judge

cc: Hunter Carroll, Esquire
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