

IN THE CIRCUIT COURT FOR MANATEE COUNTY, FLORIDA

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

Plaintiffs,

v.

CASE NO.: 2008-CA-11315

TRAILER ESTATES PARK  
AND RECREATION DISTRICT,  
AN INDEPENDENT SPECIAL  
TAXING DISTRICT, and others,

\_\_\_\_\_ /

ORDER GRANTING IN PART  
AND DENYING IN PART JOHN VANDER MOLEN'S  
AMENDED MOTION FOR PARTIAL SUMMARY JUDGMENT

This action came before the Court on defendant, JOHN VANDER MOLEN'S Amended Motion for Partial Summary Judgment, and the Court being advised in the premises, it is hereby ORDERED THAT:

1. Based upon prior rulings of the Court on the same allegations, and the Court's decision to rule consistently on identical issues, JOHN VANDER MOLEN'S Amended Motion for Partial Summary Judgment as to allegations, 37(aa); 37(ee) and 37(hhhh) of the Plaintiffs' Third Amended Complaint and 37(rrrr)(xx) and 44(iv) of the Plaintiffs' Addendum to the Third Amended Complaint are GRANTED.

2. The Court GRANTS JOHN VANDER MOLEN'S Amended Motion for Partial Summary Judgment as to the allegations in paragraphs 37(ll) and 37(zz) of Plaintiffs' Third Amended Complaint based on the Court's prior rulings that any violation that occurred was cured by subsequent actions.

CLERK CIRCUIT COURT  
MANATEE CO. FLORIDA


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FILED FOR RECORD  
R.B. SHORE

3. Based upon prior rulings of the Court on the same allegations, and the Court's decision to rule consistently on identical issues, JOHN VANDER MOLEN'S Amended Motion for Partial Summary Judgment as to allegations, 37(y) and 37(nnnn) of the Plaintiffs' Third Amended Complaint are DENIED.

4. The parties by their agreement to this order do not waive their objections to the Court's rulings but submit this order based upon the Court's statements and rulings that the Court would grant to the parties consistent rulings on identical allegations.

ORDERED at Bradenton, Florida on July 23, 2010.

  
CIRCUIT JUDGE

Copies to:  
Daniel E. Scott  
Kevin Hennessy  
Robert E. Turfffs  
Zachary Ross  
James D. Dye  
Hunter Carroll

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