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

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

Plaintiffs,

v.

TRAILER ESTATES PARK AND
RECREATION DISTRICT, et al.,

Defendants.
_____/

FILED IN OPEN COURT
THIS 11 DAY OF October 2010
R.B. SHORE, CLERK
BY _____ DC

CASE NO. 08 CA 11315

TRAILER ESTATES'S MOTION TO DISMISS

Defendant, Trailer Estates Park and Recreation District ("Trailer Estates"), moves this Court, pursuant to Florida Rule of Civil Procedure 1.420(b), to enter the attached order dismissing claims against it and, as grounds therefor, states as follows:

1. This action is being tried by the Court without a jury.

2. The trial began on Monday, October 4, 2010, and Plaintiffs closed their evidence and completed the presentation of evidence in their case-in-chief on Friday, October 8, 2010.

3. On the facts and the law, Plaintiffs, the parties seeking affirmative relief, have not shown a right to relief.

WHEREFORE, Trailer Estates respectfully requests that this Court enter the attached order dismissing the claims described therein and granting Trailer Estates such further and additional relief as this cause and justice may require.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been hand delivered to Kevin S. Hennessy, Esq., on this 11th day of October, 2010.

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