

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

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

Plaintiffs/Appellants,

vs.

CASE NO.: 08 CA 11315
Division B

TRAILER ESTATES PARK AND
RECREATION DISTRICT,
an independent special taxing district,

Defendant/Appellee.

CLERK OF CIRCUIT COURT
MANATEE CO., FLORIDA

2011 JAN 24 PM 12: 56

FILED FOR RECORD
P. J. SHORE

DIRECTIONS TO CLERK

COMES NOW, Plaintiffs/Appellants, Mary Lou Smith and Sharon Denson, pursuant to Rule 9.200, Fla. R. App. P., and hereby direct the Clerk to include in the Record on Appeal only the following items described below:

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303	4/23/2010	Copy of Partial Deposition of Janet Jones Dated May 19, 2009	876
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330	4/23/2010	Attachment to Notice of Filing Documents in Support of Plaintiffs' Opposition to Jones' Second Motion for Partial Summary Judgment and Salerno's Motion for Partial Summary Judgment	904

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338	4/23/2010	Civil Attachment to Notice of Filing Documents in Support of Plaintiffs' Opposition to Jones' Second Motion for Partial Summary Judgment and Salerno's Motion for Partial Summary Judgment	913
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354	4/23/2010	Civil Attachment to Notice of Filing Documents in Support of Plaintiffs' Opposition to Jones' Second Motion for Partial Summary Judgment and Salerno's Motion for Partial Summary Judgment	930
355	4/23/2010	Copy of Partial Deposition of Robert Mark Yawberg Dated January 6, 2010	931
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362	4/23/2010	Copy of Partial Deposition of John C. Vander Molen Dated April 16, 2009	938
363	4/23/2010	Civil Attachment to Notice of Filing Documents in Support of Plaintiffs' Opposition to Jones' Second Motion for Partial Summary Judgment and Salerno's Motion for Partial Summary Judgment	939
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365	4/23/2010	Civil Attachment to Notice of Filing Documents in Support of Plaintiffs' Opposition to Jones' Second Motion for Partial Summary Judgment and Salerno's Motion for Partial Summary Judgment	941
366	4/27/2010	Copy of Letter Dated 9/12/2007	943

367	4/27/2010	Copy of Letter From Janet Jones to Joe Bigley Dated August 17, 2007	944
368	4/27/2010	Copy of Memo Dated March 11, 2008	945
369	4/27/2010	Copy of Letter to Linda Brush From Joe Bigley Dated August 23, 2007	946
370	4/27/2010	Copy of Building Request Dated 9-17-2007	947
371	4/27/2010	Notice of Filing Documents in Support of Plaintiffs' Opposition to Jones' Second Motion for Partial Summary Judgment and Salerno's Motion for Partial Summary Judgment	948
372	4/27/2010	Copy of Complaint Filed to Trustees Dated August 10, 2007	949
373	6/2/2010	Order Granting in Part and Denying in Part Janet Jones' Second Motion for Partial Summary Judgment	961
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376	7/16/2010	Agreed Upon Order on Trailer Estates Park and Recreation District's Second Motion for Partial Summary Judgment	973
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Non-Jury Trial: 10/04/2010; 10/05/2010;
 10/06/2010; 10/07/2010; 10/08/2010;
 10/11/2010; 10/12/2010. Plaintiff Represented
 By: Kevin Hennessy, Esquire; Jennifer Cowan,
 Esquire. Defendant Represented By: Kurt Lee,
 Esquire; Zachary Ross, Esquire. Court
 Reporters: Allison Brown; Hedi Hutson; Leihla
 Collins. Plaintiffs' Exhibits - #330, #331, #366,
 #371, #383, #389, #392, #398, #399, #400,
 #401, #402, #1, #6, #10, #11, #12, #36, #41,
 #43, #49, #79, #86, #88, #89, #96, #105, #106,
 #107, #108, #111, #112, #113, #129, #144,
 #154, #165, #176, #191, #367, #368, #374,
 #525, #857, #864, #388, #910 Sub 001&002,
 #287, #290, #292, #295, #55, #298, #300, #861,
 #277, #279, #280, #281, #283, #272, #282, #47,
 #50, #53a, #53b, #53c, #56, #529, #28, #957,
 #751, #54, #252, #561, #927, #101, #103, #104,
 #150, #152, #162, #100, #818, #221, #522,
 #540, #355, #966, #358, #524a, #74, #871, #2,
 #449, #156, #200, #274, #372, #373, #536,
 #606, #635, #985, #917a, #349, #350, #356,
 #143, #148, #223, #116, #908, #907, #628a,
 #204, #577, #69, #245, #546, #340, #418, #419,
 #420, #421, #422, #873, #588, #589, #
 237, #513, #123, #127, #507, #785a, #627, #523,
 #354, #826, #48, #51, #35, #169, #171, #177,
 #586, #301, #82, #794. Received into Evidence
 Defendant's Exhibits - #4, #61, #60, #257, #268,
 #96, #384, #341, #342, #343. Received into
 Evidence Defendant's Motion to Dismiss
 Presented on 10/11/2010: 37 j- Granted, 37 k-
 Granted, 37 m- Granted, 37 t- Granted, 37 y-
 Granted, 37 cc- Granted, 37 ff- Granted, 37 gg-
 Granted, 37 hh- Granted, 37 ii- Granted, 37 jj-
 Granted, 37 kk- Granted, 37 ll- Granted, 37 zz-
 Denied, 37 aaa- Granted 37 mmm- Granted, 37
 uuu- Granted, 37 vvv- Granted, 37 zzz- Granted,
 37 aaaa- Granted, 37 kkkk- Granted, 41 iii-
 Granted. All Others Listed Denied. Court Takes

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10/4/2010

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		Judgment Under Advisement. Judge Janette Dunnigan	
379	10/8/2010	Plaintiffs' Designation of Transcript of Party to be Read into Evidence	1080
380	10/11/2010	Transcript of Proceedings - Volume III - Filed in Open Court	1081
381	10/11/2010	Transcript of Proceedings - Volume VII - Filed in Open Court	1083
382	10/11/2010	Transcript of Proceedings - Volume X - Filed in Open Court	1084
383	10/11/2010	Transcript of Proceedings - Volume IX - Filed in Open Court	1085
384	10/11/2010	Transcript of Proceedings - Volume II - Filed in Open Court	1087

385	10/11/2010	Transcript of Proceedings - Volume V - Filed in Open Court	1089
386	10/11/2010	Transcript of Proceedings - Volume VIII - Filed in Open Court	1090
387	10/11/2010	Transcript of Proceedings - Volume IV - Filed in Open Court	1093
388	10/11/2010	Transcript of Proceedings - Volume XI - Filed in Open Court	1094
389	10/11/2010	Notice of Filing Trial Transcripts - Filed in Open Court	1095
390	10/11/2010	Transcript of Proceedings - Volume I - Filed in Open Court	1096
391	10/11/2010	Transcript of Proceedings - Volume VI - Filed in Open Court	1097
392	10/12/2010	Closing Argument From Plaintiff - Filed in Open Court	1098
393	11/4/2010	Final Judgment - Recorded	1102
394	11/15/2010	Plaintiffs' Motion for Rehearing of Judgment	1103
395	12/8/2010	Plaintiffs' Motion to Strike Defendant's Submission to the Court Dated November 29, 2010	1113
396	12/17/2010	Order Denying Plaintiffs' Motion for Rehearing and Order of Clarification	1115
397	1/11/2011	Designation to Court Reporter	1116
398	1/11/2011	Designation to Court Reporter	1117
399	1/13/2011	Notice of Filing Transcripts	1118
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401	1/13/2011	Civil Attachment to Notice of Filing Transcripts	1120
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403	1/13/2011	Civil Attachment to Notice of Filing Transcripts	1122
404	1/14/2011	Civil Attachment to Notice of Filing	1123
405	1/14/2011	Civil Attachment to Notice of Filing	1124
406	1/14/2011	Civil Attachment to Notice of Filing	1125

407	1/14/2011	Civil Attachment to Notice of Filing	1126
408	1/14/2011	Civil Attachment to Notice of Filing	1127
409	1/14/2011	Notice of Filing	1128
410	1/14/2011	Civil Attachment to Notice of Filing	1129
411	1/14/2011	Notice of Appeal	1130

Respectfully Submitted,



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Florida Bar No. 0602558

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Attorneys for Plaintiffs/Appellants

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished to **Kurt E. Lee**, Kirk Pinkerton, P.A., 50 Central Avenue, Suite 700, Sarasota, FL 34236, by *U.S. First Class Mail*, this 24th day of January, 2011.



KEVIN S. HENNESSY, ESQ.