

**IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL
CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA**

CASE NO: 2020-024374-CA-01

SECTION: CA44

JUDGE: Lisa Walsh

400 Sunny Isles Master Association Inc et al

Plaintiff(s)

vs.

400 Sunny Isles LLC et al

Defendant(s)

**ORDER DENYING DEFENDANT MOSS & ASSOCIATES, LLC'S MOTION FOR
PURSUANT TO FLA. STAT. §57.105 AGAINST PLAINTIFFS AND THEIR COUNSEL**

THIS CAUSE, having been heard by the Court at the October 23, 2023 special set hearing on Defendant Moss & Associates, LLC's ("Moss") Motion for Sanctions Pursuant to Fla. Stat. §57.105 Against Plaintiffs and Their Counsel (Filing # 164369947) dated January 9, 2023 (hereinafter "Moss' Motion"), the Court having reviewed the record, hearing argument of counsel, and being otherwise fully advised in the premises, it is hereby **ORDERED AND ADJUDGED** as follows:

1. Moss' Motion is DENIED. The court incorporates the transcript of proceedings on October 23, 2023.
2. This Court defers ruling on Plaintiffs' Motion for Reconsideration of the Order Granting Defendant Moss & Associates, LLC's Motion for Partial Summary Judgment, which was included in Plaintiffs' Response in Opposition to Moss' Motion until such time as the parties fully brief the issues.
3. Plaintiff shall file its memorandum supporting its Motion for Reconsideration within twenty-five (25) days of the date of this Order.

4. Defendant shall file its response to that memorandum within twenty-five (25) days from the date of Plaintiff's filing.

DONE and **ORDERED** in Chambers at Miami-Dade County, Florida on this 30th day of October, 2023.

2020-02-2474-CA-01 10-30-2023 5:05 PM


2020-024374-CA-01 10-30-2023 5:05 PM

Hon. Lisa Walsh

CIRCUIT COURT JUDGE

Electronically Signed

No Further Judicial Action Required on **THIS MOTION**

CLERK TO **RECLOSE** CASE IF POST JUDGMENT

Electronically Served:

Albert Eugene Blair, ablair@conroysimberg.com
Albert Eugene Blair, eservicehwd@conroysimberg.com
Albert Eugene Blair, gmilian@conroysimberg.com
Angie M VandenBerg, service-avandenberg@moyerlawgroup.com
Anthony M Soto, sotoan@gtlaw.com
Anthony M Soto, collazoe@gtlaw.com
Anthony M Soto, flservice@gtlaw.com
Christian A. Triay, christian@grcondolaw.com
Christian A. Triay, alyssa@grcondolaw.com
Christian A. Triay, melissa@grcondolaw.com
Darrin Blake Gursky, Darrin@grcondolaw.com
Darrin Blake Gursky, alyssa@grcondolaw.com
Darrin Blake Gursky, melissa@grcondolaw.com
Edward R. Curtis, erc@trippscott.com
Edward R. Curtis, mrw@trippscott.com
Jonathan W Segal, jsegal@segalpa.com
Michael A Mullavey, mmullavey@mcper.com
Michael A. Mullavey, mmullavey@mcper.com
Michael J Thomas, thomasmic@gtlaw.com
Michael J Thomas, collazoe@gtlaw.com
Michael J Thomas, flservice@gtlaw.com

Nancy Ginart, ginartn@gtlaw.com
Nicole Santoro, nds@trippscott.com
Robert Lawrence Scheppske III, rls@trippscott.com
Robert Lawrence Scheppske III, jam@trippscott.com
Robert Lawrence Scheppske III, eservice@trippscott.com
Seth J. Donahoe, sjd@trippscott.com
Seth J. Donahoe, eservice@trippscott.com
Seth J. Donahoe, sgc@trippscott.com
Seth J. Donahoe, Esq., sjd@trippscott.com
Stephanie C Mazzola, eService@trippscott.com
Stephanie C Mazzola, scm@trippscott.com
Stephanie C Mazzola, sgc@trippscott.com
William C Davell, wcd@trippscott.com
William C Davell, jam@trippscott.com
William C Davell, eservice@trippscott.com
Xavier A Franco, xfranco@mcper.com
Xavier A Franco, docketclerk@mcper.com

Physically Served: