

IN THE CIRCUIT COURT OF THE 17th JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA

POMPANO SENIOR SQUADRON FLYING CLUB, INC.
(aka POMPANO BEACH FLYING CLUB)

Plaintiff/Counter-Defendant,

and

Case No.: CACE 20-005993
Division (8)

CARL L. KENNEDY

Defendant/Counter-Plaintiff.

**NOTICE OF PLAINTIFF'S FALSE CERTIFICATION
AND FAILURE TO PROVIDE DOCUMENTS
RESPONSIVE TO SECOND REQUEST FOR DOCUMENTS**

I, Carl L. Kennedy, II, Defendant and Counter-Plaintiff, respectfully represent as follows:

1. Despite Plaintiff's filing on December 18, 2020 of a Notice of Service of documents certifying to have provided to me on that date the documents responsive to my Second Request for Production of Documents (See attached Exhibit A), no documents were provided to me on that date. I promptly advised counsel for Plaintiff that I had not received any documents as certified. (See Exhibit B email correspondence to Plaintiff dated December 18, 2020 and December 19, 2020). As of the filing of this Notice, more than two (2) days after their certification of service of same, I have still not received any documents from Plaintiff as certified, nor have I received any response to my attached email to Plaintiff.

I hereby certify that I sent a copy of the foregoing via the e-portal to Edward F. Holodak, Esquire, on the 21st day of December, 2020.

Respectfully submitted,
/s/ Carl L. Kennedy
Carl L. Kennedy, II
2929 S. Ocean Blvd., #510
Boca Raton, FL 33432
304-552-0206
E-Mail Address: clktax@aol.com

IN THE CIRCUIT COURT OF
THE 17TH JUDICIAL CIRCUIT IN
AND FOR BROWARD
COUNTY FLORIDA

POMPANO SENIOR SQUADRON
FLYING CLUB, INC., a Florida
corporation,

CASE NO.: CACE 20-005993 (08)

Plaintiff,

v

CARL KENNEDY, individually,

Defendant.

**PLAINTIFF'S RESPONSE TO DEFENDANT'S
SECOND REQUEST FOR PRODUCTION**

Plaintiff, POMPANO SENIOR SQUADRON FLYING CLUB, INC., pursuant to the Fla. R. Civ. P. 1.350 file this Response to Defendant's Second Request for Production served on or about October 25, 2020.

1. All responsive documents have been sent directly to Defendant.
2. All responsive documents have been sent directly to Defendant.
3. None.

I HEREBY CERTIFY that a true and correct copy of the foregoing was sent via eportal this 18th day of December, 2020, to Carl L. Kennedy, II, clktax@aol.com.

/s/ Edward F. Holodak

EDWARD F. HOLODAK, ESQ.
Fla. Bar No. 59234
Edward F. Holodak, P.A.
Attorney for the Plaintiff
7951 SW 6th Street, Suite 210
Plantation, Florida 33324
Tel.: 954-927-3436
Pleadings@holodakpa.com

A

REQUESTS FOR PRODUCTION

1. All documents reflecting PBFC's current liabilities, including invoices, billing statements, collection letter(s), the result of any lawsuit(s), and any written demand communications (letters or emails).

Attached.

2. Statements of any and all credit card(s) used to pay for PBFC expenses since February 12, 2020, regardless of the name in which the credit card is held.

Attached.

3. Copies of any and all documents related to payments made to any member or former member of PBFC since February 12, 2020, including loan or "IOU" documents, copies of checks and any other form of payment.

None.

From: clktax@aol.com,
 To: edward@holodakpa.com,
 Bcc: clktax@aol.com,
 Subject: PBFC v Kennedy - False Certification of Providing Documents
 Date: Sat, Dec 19, 2020 1:39 pm

Mr. Holodak,

Contrary to the certification you made to the Court by filing a document stating you sent me documents in response to my Second Request for Production of Documents yesterday, Friday, December 18, 2020, I have not yet recieved any such documents. I requested that you provide me "access" for these documents (see email below) but I have not received such access, or the documents via another method, as of this writing on Saturday.

If I do not have access to the documents before the end of the day today, I will be filing a "Notice of Plaintiff's False Certification" due to your continued lack of candor.

Respectfully,

Carl Kennedy

-----Original Message-----

From: Carl Kennedy <clktax@aol.com>
 To: edward@holodakpa.com <edward@holodakpa.com>
 Cc: allison@holodakpa.com <allison@holodakpa.com>
 Sent: Fri, Dec 18, 2020 7:10 pm
 Subject: Re: SERVICE OF COURT DOCUMENTS CASE NO. 062020CA005993AXXXCE POMPANO SENIOR SQUADRON FLYING VS POMPANO SENIOR SQUADRON FLYING

Mr. Holodak,

I received the e-mail below approximately three hours ago. It fails to provide me access to the documents you certified you have provided to me today.

Following the link on the e-mail below directed me to a page stating "You need access" upon following that link I was directed to a page stating "Request sent". As of this writing, I have not yet received "access" to the documents you certified you provided to me today.

Please make sure I receive access to these documents today at CLKTax@aol.com in accordance with the e-mail below.

-----Original Message-----

From: Allison Bauer <allison@holodakpa.com>
 To: CLKTax@aol.com <CLKTax@aol.com>
 Cc: Edward Holodak <edward@holodakpa.com>
 Sent: Fri, Dec 18, 2020 4:48 pm
 Subject: SERVICE OF COURT DOCUMENTS CASE NO. 062020CA005993AXXXCE POMPANO SENIOR SQUADRON FLYING VS POMPANO SENIOR SQUADRON FLYING

Documents: Response to Second Request for Production and Documents -
https://drive.google.com/file/d/1VjV_uml7XgA3uAdPMMkFVJmOnPZzjMF/view?usp=sharing
 Filer: Edward F Holodak
 Court: Seventeenth Judicial Circuit in and for Broward County, Florida
 Case #: 062020CA005993AXXXCE
 Court Case #: CACE-20-005993
 Case Style: POMPANO SENIOR SQUADRON FLYING VS POMPANO SENIOR SQUADRON FLYING

Allison Bauer

Law Offices of Edward F. Holodak, P.A.

7951 SW 6th Street, Suite 210

Plantation, FL 33324

Telephone: (954) 927-3436 x-101

Facsimile: (954) 239-5786

allison@holodakpa.com

www.browardbusinesslawyers.com

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