

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

CASE NO. CACE20005993 DIVISION 08 JUDGE David A Haimes

Pompano Senior Squadron Flying Club, Inc.

Plaintiff(s) / Petitioner(s)

v.

Carl L Kennedy II

Defendant(s) / Respondent(s)

**AGREED ORDER GRANTING DEFENDANT'S MOTION TO DISMISS COUNTS
II, III AND IV, AND GRANTING DEFENDANT'S MOTION TO STRIKE
PLAINTIFF'S CLAIM FOR ATTORNEY'S FEES IN COUNTS I AND II, OF
PLAINTIFFS FIRST AMENDED VERIFIED COMPLAINT**

THIS CAUSE having come before the Court by agreement on Defendant's Amended Motion to Dismiss Plaintiff's First Verified Amended Complaint and Defendant's Motion to Strike Plaintiff's Claim for Attorney's Fees, the parties being represented by counsel and the Court considering the agreement of the parties and the pleadings herein, and being otherwise fully advised, it is:

ORDERED AND ADJUDGED:

1. Defendant's Motion to Dismiss Count III (Violation of Florida Unfair and Deceptive Trade Practices Act) and Count IV (Slander of Title) of its First Amended Verified Complaint is **GRANTED**,
2. Upon Defendant delivering Plaintiff with the QuickBooks data file of Plaintiff Club's accounting data, Defendant's Motion to Dismiss Count II (for an injunction) will be **GRANTED**;
3. Defendant's Motion to Strike Plaintiff's Claims for Attorney's Fees in connection with Count I (for an accounting) and Count II (for an injunction) of Plaintiff's Complaint filed herein is **GRANTED**, and Plaintiff's claims for Attorney's Fees in Counts I and II of its First Amended Verified Complaint are hereby stricken and dismissed, with prejudice. Plaintiff shall have until December 2, 2021 to file an amended Complaint and Defendant shall have until December 22, 2021 to file his response.

DONE and ORDERED in Chambers, at Broward County, Florida on 11-19-2021.

CACE20005993 11-19-2021 10:51 AM



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Hon. David A Haimes

CIRCUIT JUDGE

Electronically Signed by David A Haimes

Copies Furnished To:

Carl Lemley Kennedy II , E-mail : CLKTax@aol.com

Carl Lemley Kennedy II , E-mail : mail@goard.com

Edward F Holodak , E-mail : pleadings@holodakpa.com

Edward F Holodak , E-mail : edward@holodakpa.com

Jeffrey B Lampert , E-mail : lampertpleadings@gmail.com

Scott J. Kalish , E-mail : dara@scottjkalishlaw.com

Scott J. Kalish , E-mail : assistant@scottjkalishlaw.com

Scott J. Kalish , E-mail : Scott@scottjkalishlaw.com

Thomas Michael Lynch IV , E-mail : tomlynchmediation@gmail.com

Thomas Michael Lynch IV , E-mail : lynchmediations1968@gmail.com

WENDY A HAUSMANN , E-mail : whausmannlaw@gmail.com

WENDY A HAUSMANN , E-mail : HAUSMANNW@AOL.COM