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

MUFFILIAL

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

CASE NO.: CACE 20-005993 (08)

Plaintiff,

v

CARL KENNEDY, individually,

Defendant.

REPORT OF GENERAL MAGISTRATE

On RENEWED MOTION FOR CONTEMPT

THIS CAUSE having come before the Court on Plaintiff POMPANO SENIOR SQUADRON FLYING CLUB, INC.'S, the Court considering the pleadings herein, the Court considering the arguments of both parties, the Court considering its previous Orders as to discovery and Defendant Kennedy's responses thereto, and being otherwise fully advised, it is:

ORDERED AND ADJUDGED:

Plaintiff's Renewed Motion is GRANTED as follows:

- 1. Defendant Kennedy shall have twenty-four (24) hours from the time this Report is signed to produce a fully accessible copy of the electronic datafile at issue to Plaintiff Club;
- 2. This Order is self-executing in that if Defendant Kennedy fails to produce a fully accessible, password free, electronic datafile with full administrator authority within twenty-four (24) hours of this Report the Court strikes his pleadings and enters a **Default** against him in favor of Plaintiff Club.
- 3. The Court finds Defendant Kennedy's actions to be willful and contemptuous and therefore grants entitlement to attorney fees to Plaintiff Club for its efforts in securing this Report and all prior such Reports;

DONE AND ORDERED in Chambers at Fort Lauderdale, Broward County, Florida on

this 30th day of May, 2022.

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5/30/2022

General Magistrate Thomas M. Lynch, IV

Copies to: Edward F. Holodak, Esq.; <u>pleadings@holodakpa.com</u> Carl L. Kennedy, II <u>cltax@aol.com</u>