

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

SUNWOOD, INC.,

Plaintiff,

vs.

POMPANO SENIOR SQUADRON
FLYING CLUB, INC.,

Defendant.

POMPANO SENIOR SQUADRON
FLYING CLUB, INC.

Third-Party Plaintiff,

Vs.

CARL L. KENNEDY, II

Third-Party Defendant.

THIRD-PARTY PLAINTIFF'S MOTION TO STRIKE MOTION TO DISMISS

Third Party Plaintiff, POMPANO SENIOR SQUADRON FLYING CLUB D/B/A
POMPANO BEACH FLYING CLUB ("Club"), by and through its undersigned counsel,
pursuant to Rule 1.140, Fla.R.Civ.P., files this Motion to Strike Third-Party Defendant
Kennedy's ("Kennedy") Motion to Dismiss, and says:

1. Club filed a third-party complaint against Kennedy alleging indemnification both
common law and contractual and fraudulent lien. In response thereto, Kennedy filed a
Motion to Dismiss with simply conclusionary statements as the Club's causes of action.
Club will address that portion of the motion separately.

2. Attached to the Motion to Dismiss, Kennedy, in violation of Rule 1.140, Fla.R.Civ.P. attached various documents that serve no purpose whatsoever except to make part of the public record of this case, frivolous, scandalous and completely immaterial documents solely for the purpose of attempting to discredit, shame or bring ridicule against Club and its attorney.

3. The materials attached by Kennedy, have no bearing on the issues in the case, violate the confidentiality of the Bar process and have no bearing on the matters before this Court.

4. Whether Kennedy is pro se or not, he is obligated to follow the Rules of Civil Procedure, and such rules as established by the Florida Supreme Court. See *Rice-Lamar v. City of Ft. Lauderdale*, 853 So.2d 1125 (Fla. 4th DCA 2003).

5. Based upon the cited law, Club moves this Court for an Order striking Kennedy's Motion to Dismiss, or in the alternative, striking from the record the attachments to his motion, an Order purging said attachments from the Court record, ordering Kennedy to cease and desist from such behavior and filings, an award of court costs and attorney fees and any other relief this Court deems just and equitable.

I HEREBY CERTIFY that a true and correct copy of the foregoing has been sent via eportal this 4th day of January 2022 to Dane Stanish, Esq., stanishd@gmail.com and Carl Kennedy, clktax@aol.com.

_____/s/ Edward F. Holodak, Esq.,
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