

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

CASE NO.: CACE 21-006666 (09)

PAUL SANCHEZ,

Plaintiff,

vs.

POMPANO SENIOR SQUADRON
FLYING CLUB, INC., d/b/a
POMPANO BEACH FLYING CLUB,
A Florida corporation,

Defendant.

MOTION TO DISMISS

OR IN THE ALTERNATIVE

MOTION FOR MORE DEFINITE STATEMENT

Defendant POMPANO SENIOR SQUADRON FLYING CLUB, INC., d/b/b POMPANO BEACH FLYING CLUB ("Club") a Florida Corporation, by and through its undersigned counsel, pursuant to Rule 1.140, Fla.R.Civ.P. files this motion and says:

1. Plaintiff Sanchez is filed a multi-count Complaint against Defendant Club with all counts based upon an alleged oral agreement between himself and Defending Club.
2. Defendant Club is a Florida corporation an inanimate creature of statute.
3. Defendant Club is incapable of making an oral statement.
4. Without identifying which director(s), who on behalf of Defendant Club, allegedly entered into this oral agreement, Plaintiff Sanchez has failed to state a cause of action.
5. Without knowing who allegedly, on its behalf, entered into an oral agreement with Plaintiffs Sanchez, Defendant Club is incapable of formulating any meaningful response or Answer to the Complaint.

WHEREFORE, Defendant Club moves this Court for an order dismissing Plaintiff Sanchez's Complaint or in the alternative requiring a more definitive statement specifically identifying the person or persons on behalf of Defendant Club who allegedly

entered into the oral agreement with Plaintiffs Sanchez, and any other relief this Court deems just and equitable.

I HERBY CERTIFY that a true and correct copy of the foregoing has been sent via eportal this 13th day of October, 2021 to Robert Puzio, Esq., The Litigation Defense Group, LLC, Attorney for Plaintiff Sanchez, 1040 Bayview Drive, Suite 520 Fort Lauderdale, Florida 33304, puziolaw@bellsouth.net

/s/ Edward F. Holodak, Esq.

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