

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

COMERICA BANK,  
a Texas banking association,

CASE NO. 11-028447 (03)

Plaintiff,

vs.

OCEAN 4660, LLC a Florida limited liability  
company, OCEANSIDE LAUDERDALE,  
INC., a Florida corporation, KENNETH A.  
FRANK, individually, ANGELA DIPILATO,  
individually, TOWN OF LAUDERDALE-  
BY-THE-SEA, a political subdivision of the  
State of Florida, WASTE MANAGEMENT  
INC. OF FLORIDA d/b/a SOUTHERN  
SANITATION SERVICE, a Florida  
corporation, AFFINITY MECHANICAL  
INC., a Florida corporation, and BROWARD  
COUNTY, a political subdivision of the State  
of Florida,

Defendants.

**AMENDED RE-NOTICE OF HEARING**  
***(AMNEDED TO REMOVE PLAINTIFF'S MOTION FOR JUDICIAL  
DEFAULT AGAINST OCEANSIDE LAUDERDALE, INC. ONLY)***

**"THIS HEARING WAS SCHEDULED USING THE  
ONLINE CALENDAR SCHEDULING SYSTEM"**

**YOU ARE HEREBY NOTIFIED** that we shall call up for hearing before the  
**Honorable Mily Rodriguez Powell**, one of the judges of the above-styled Court, in his  
Chambers at the **Broward County Courthouse, 201 Southeast Sixth Street, Room 998, Fort  
Lauderdale, Florida 33301**, on **Monday, January 7, 2013 at 8:45 a.m.**, or as soon thereafter as  
we may be heard:

**PLAINTIFF'S MOTION TO STRIKE AFFINITY MECHANICAL INC.'S  
RESPONSE TO SECOND AMENDED COMPLAINT**

PLEASE BE GOVERNED ACCORDINGLY.

**CERTIFICATE OF GOOD FAITH**

I hereby certify that I have made a good faith attempt to resolve this matter prior to my noticing this motion for hearing, and the issues before the Court may be heard and resolved by the court within five (5) minutes.

**IMPORTANT**

**"If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator, Room 470, 201 S.E. Sixth Street, Fort Lauderdale, Florida 33301, 954-831-7721 at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711"**

**Holland & Knight LLP**

*Counsel for Plaintiff*

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By: 

**Brian K. Hole**

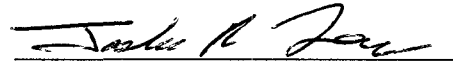
Florida Bar No.: 0019968

**Joshua R. Levenson**

Florida Bar No.: 0056208

## CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on this 2<sup>nd</sup> day of January, 2013, a copy of the foregoing document is being served this day on all counsel of record or *pro se* parties identified on the Service List below in the authorized manner specified.



**Joshua R. Levenson**

Florida Bar No.: 0056208

## SERVICE LIST

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