

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.

NOTICE OF HEARING

**"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 211, Fort
Lauderdale, Florida 33301**, on **Wednesday, January 18, 2012 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 COMPLAINT FOR FORECLOSURE**

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"

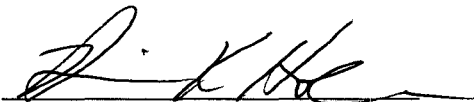
Holland & Knight LLP

Counsel for Plaintiff

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Fort Lauderdale, FL 33301

Tel: (954) 525-1000; Fax: (954) 463-2030

By: 

Brian K. Hole

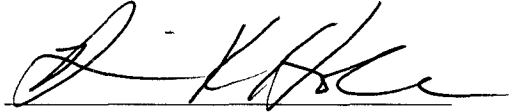
Florida Bar No.: 0019968

Nicole C. Velasco

Florida Bar No.: 0028585

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on this 5th day of January, 2012, 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.



Brian K. Hole
Florida Bar No. 0019968

SERVICE LIST

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Via facsimile and U.S. Mail


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Via U.S. Mail

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Counsel for Broward County
Via facsimile and U.S. Mail

Waste Management of Florida d/b/a Southern Sanitation Service
c/o Registered Agent, CT Corporation System
1200 South Pine Island Road
Plantation, FL 33324
Via U.S. Mail

Affinity Mechanical Inc.
c/o Edward J. Bender, Registered Agent
2805 E. Oakland Park Boulevard, #144
Fort Lauderdale, FL 33306
Via U.S. Mail

| | | |
|--|--|-----------------------|
|  17th Judicial Circuit | | |
| Case Schedule Receipt: | | |
| Sequence Number: | 11 | |
| Judge Name: | Rodriguez-Powell, Mily | |
| Case Number: | CACE11028447 | |
| Schedule Date: | 01/18/2012 | |
| Scheduling Attorney Name: | Nicole, Christine, Velasco | |
| Motion Title: | Plaintiff's Motion to Strike Affinity Mechanical, Inc.'s Response to Complaint for Foreclosure | |
| Case Entry Date: | Wed Jan 04 16:16:00 EST 2012 | |
| | | Print |

Holland & Knight

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January 5, 2012

Brian K. Hole
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VIA HAND DELIVERY

The Honorable Mily Rodriguez-Powell
Circuit Court Judge
Broward County Courthouse
201 Southeast Sixth Street, Room 211
Fort Lauderdale, Florida 33301

Re: *Comerica Bank v. Ocean 4660, LLC, et al.*
Broward County Case No. CACE11028447(03)

Dear Judge Rodriguez-Powell:

Enclosed for your consideration is a courtesy copy of Comerica Bank's Motion to Strike Affinity Mechanical, Inc.'s Response to Complaint for Foreclosure. Also enclosed is a Notice of Hearing scheduling the referenced Motion for January 18, 2012, at 8:45 a.m.

Please contact me if you have any questions.

Sincerely yours,

HOLLAND & KNIGHT LLP

By: 
Brian K. Hole, Esq.

Enclosures

Cc: Krystol L. Rappuhun, Esq.
Michael Tobin, Esq.
William Watson Trick, Jr., Esq.
Edward M. Soto, Esq.
Joni Armstrong Coffey, Esq.
Waste Management of Florida d/b/a Southern Sanitation Service
Affinity Mechanical, Inc. c/o Edward J. Bender, Registered Agent