

Richard Neill

From: Richard Neill
Sent: Monday, June 17, 2019 11:12 AM
To: Ingrid Vanhekken (ingrid.vanhekken@stlucievillagefl.gov); Dale Reed; JamesGrimes22@comcast.net; 'William Thiess'; Tim Ritter; John Langel
Cc: Donna Dennis (donna.dennis@stlucievillagefl.gov); Melissa Kuhns
Subject: Supplement to Attorney's Report
Attachments: RN rev Stipulated Amended Final Judgment Accompanying Motion.pdf

Good morning,

As a supplement to the Attorney's Report this month, I am providing the proposed, revised form of judgment in the King matter.

We'll discuss tomorrow night.

PLEASE DO NOT REPLY ALL.

Regards,

Richard

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IN THE COUNTY COURT IN AND FOR ST. LUCIE COUNTY, FLORIDA

TOWN OF ST. LUCIE VILLAGE,
FLORIDA,

CASE NO.: 562017CC000664

Plaintiff,

JUDGE: BARBARA BRONIS

v.

JAMES L. KING and CATHY D. KING,
husband and wife,

Defendants.

STIPULATED AMENDED FINAL JUDGMENT

THIS CAUSE came before the eCourt on the below/attached joint motion of the parties, and the Court being otherwise fully informed on the premises, it is:

ORDERED AND ADJUDGED that the Final Judgment entered herein on February 1, 2019, is amended to read, in its entirety, as follows:

1. Defendant's awning structure, including the support posts as and where currently located, does not require a building permit and may remain in the side setback. Defendants may replace the canvas awning, from time to time, due to normal wear and tear.

2. Plaintiff's request for injunctive relief is ~~denied as moot~~.

3. Defendants shall go hence without day.

DONE AND ORDERED in Chambers, in Fort Pierce, St. Lucie County, Florida, on this _____ day of _____, 2019.

BARBARA W. BRONIS
CIRCUIT COURT JUDGE

cc via E-portal:
Richard V. Neill, Jr., Esquire

Joseph Eagleton, Esquire

**JOINT MOTION FOR ENTRY OF
STIPULATED AMENDED FINAL JUDGMENT**

The parties to this proceeding, through their counsel, request the Court enter the foregoing Stipulated Amended Final Judgment and would show:

1. This matter was tried on January 11, 2019, judgment was entered on February 1, 2019 and Plaintiff's Motion for Rehearing/New Trial and/or to Amend or Alter Judgment ("Motion for Rehearing") was filed on February 18, 2019, and remains pending.

2. The parties have agreed to end the litigation by entry of the foregoing Stipulated Amended Final Judgment and agree that:

(a) Neither party is conceding that the position of the other party is correct.

(b) Plaintiff withdraws its Motion for Rehearing effective upon entry of the foregoing judgment.

(c) Each party, in consideration of the other's agreement to the Stipulated Amended Final Judgment, waives any right to further rehearing, reconsideration or to appeal.

3. The parties will bear their own attorney's fees and costs.

STIPULATED AND AGREED this _____ day of _____, 2019.

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