

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT IN AND  
FOR  
COUNTY, FLORIDA

Case No. 2018 CA 000292

Petitioner

DOTTYE BENTON

v.  
CITY OF PALM COAST

Respondent

\_\_\_\_\_ /

**APPENDIX**

MARCY I. LAHART, PA  
Fla. Bar No. 0967009  
ATTORNEY FOR THE PETITIONER  
MARCY LAHART, Esq,  
207 SE Tusawilla Rd  
Micanopy, FL 32667  
(352) 545-7001  
marcy@floridaanimallawyer.com

## Volume I

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## Volume II

Transcript of Hearing

BEFORE THE HEARING OFFICER  
OF THE CITY OF PALM COAST, FLORIDA

CITY OF PALM COAST

CASE NO.: 2018021254

vs.

DOTTYE BENTON

\_\_\_\_\_ /

**ORDER ON FINAL HEARING**

On April 16, 2018, the undersigned hearing officer heard the matter of the City of Palm Coast vs. Dottie Benton, which matter involved a determination that a dog previously declared dangerous attacked and caused severe injury to a human, and should therefore be destroyed in an expeditious and humane manner pursuant to Chapter 767, Florida Statutes, and Chapter 8 of the *Code of Ordinances, City of Palm Coast, Florida*. As a result of that hearing, the undersigned hearing officer has issued this Order pursuant to Section 8-41 of the *Code of Ordinances, City of Palm Coast, Florida*, and section 767.13, Florida Statutes.

**PROCEDURAL MATTERS**

1. The hearing on April 16, 2018, was held without objection to the hearing.
2. During the course of the hearing, the City of Palm Coast (hereinafter sometimes referred to as the "City") offered one composite exhibit containing many documents, which were admitted into evidence without objection as City's Composite Exhibit "1." Dottie Benton also offered one exhibit, which was admitted into evidence without objection as Owner's Exhibit "1."
3. City Attorney Jennifer Nix presented an opening statement on behalf of the City of Palm Coast. Terry Sandt and Eva Rodriguez provided testimony under oath on behalf of the City.

4. Attorney Marcy LaHart represented Dottye Benton during the proceedings, but she declined to present an opening statement. Ms. Benton was present for, and provided testimony under oath during, the hearing. Two (2) additional witnesses provided testimony under oath on behalf of Ms. Benton: Jason Moreland and Joseph Pimentel.

5. At the conclusion of the presentation of evidence, the parties were allowed to present closing arguments to summarize their respective positions as to the matters at issue.

### **FINDINGS OF FACT**

6. City staff met all notice requirements for the proceedings and the April 16, 2018, hearing.

7. Dottye Benton currently owns the dog, Cooper, a male mixed-breed black and tan dog, at 29 Ryder Drive, Palm Coast, Florida, and she owned the dog at the time of the incident at issue.

8. Cooper was previously declared dangerous by the City of Port Orange on February 21, 2018. The City of Port Orange's classification was not appealed and it became final.

9. At some point prior to the attack at issue, Dottye Benton contacted Terry Sandt, who owns a carpet and tile cleaning company, about cleaning her carpets. On February 24, 2018, Mr. Sandt arrived to Ms. Benton's home and was greeted by Ms. Benton and two small friendly dogs. Mr. Sandt pet the two small friendly dogs while they sat on the back of the couch. After Mr. Sandt was shown around the house, Ms. Benton attempted to put the two small friendly dogs on the porch; however, the dogs were preoccupied with Mr. Sandt and would not follow Ms. Benton. The testimony of Mr. Sandt and Ms. Benton is conflicted as to what happened next.

10. Mr. Sandt testified that he walked out onto the porch to help Ms. Benton direct the dogs. He testified that his back was turned to the outside, he got the dogs onto the porch, and he was bent down. Ms. Benton asked him whether he wanted to meet Cooper, who was in the backyard, and he replied he would "if he is nice and doesn't bite." Mr. Sandt testified that Ms. Benton opened the door while Mr. Sandt had his back to the door, and Cooper immediately ran in and bit him on the face. He tried to get the dog off him, but the dog pulled and shook, and tore off a portion of Mr. Sandt's lip. During Mr. Sandt's efforts to get the dog off him, he was also bitten in the leg three times and on his hand.

11. Ms. Benton testified that she informed Mr. Sandt before his arrival that she had a dangerous dog. She stated that Mr. Sandt asked her where her dangerous dog was and said that he would like to see him. She stated that they walked out onto the porch and saw Cooper in the backyard with her other dog. Ms. Benton testified that Mr. Sandt said the dog was not dangerous and that he was wagging his tail and friendly. She stated that she told Mr. Sandt she did not want to let the dog in, but that Mr. Sandt opened the door to the yard, and Cooper came in. She said Mr. Sandt bent down to pet Cooper face-to-face and Cooper bit him on the lip. Ms. Benton confirmed that Mr. Sandt was also bitten on his leg.

12. The undersigned hearing officer finds the testimony of Mr. Sandt to be more credible. Mr. Sandt's statement to Animal Control Officer Eva Rodriguez on March 1, 2018; his sworn affidavit dated March 12, 2018; and his testimony at the April 16, 2018 hearing, were consistent. By contrast, when Ms. Benton was interviewed by Animal Control Officer Eva Rodriguez on February 27, 2018, Ms. Benton told Ms. Rodriguez that she opened the door to allow Cooper to come inside, which was inconsistent with her testimony during the April 16, 2018, hearing that Mr. Sandt opened the door to let Cooper in over her alleged objection.

13. Mr. Sandt was conducting himself peacefully and lawfully when he was bitten. Additionally, Mr. Sandt was not teasing, molesting, tormenting, abusing, assaulting, or instigating behavior in Cooper that may lead to an attack.

14. Following the incident, Ms. Benton drove Mr. Sandt to the hospital for treatment. Mr. Sandt's emergency room records reflect that "the right side of the face along the vermilion border has been avulsed;" "muscle is exposed;" "there is significant, irregular laceration on the right side of the upper lip with avulsion of tissue;" "the wound margins cannot be approximated without significant deformity;" "there is significant edema of the right cheek adjacent to the wound with additional bite marks present;" and "the patient will likely require a full thickness repair of this injury which will have to be performed in the operating room." Photographs depict injuries to Mr. Sandt's face, hand, and leg. Mr. Sandt testified that he has consulted with a plastic surgeon about reconstructive surgery.

15. Cooper was quarantined at the Flagler Humane Society after the incident, and currently remains in the custody of the Flagler Humane Society.

16. Jason Moreland, an employee at Flagler Humane Society, testified that he has been helping to take care of Cooper for the last two months since the incident. He stated that he has not seen any aggression by Cooper, who met two strangers and has been a part of play groups with other dogs.

17. Joseph Pimentel, an owner of a rescue group, testified that he would be willing to take Cooper in order to save his life, and that he has experience handling aggressive dogs.

#### **CONCLUSIONS OF LAW**

18. As an initial matter, City staff met all notice requirements for the animal control proceedings and the April 16, 2018, hearing. While Ms. Benton's counsel argued that alleged lack of notice of hearing procedures constitutes a due process violation, she cited no legal

authority that requires whatever specific information she believed should be included in the notices sent to Ms. Benton by the City. The City's letter to Ms. Benton dated March 6, 2018, which advised her of the City's determination that Cooper must be destroyed pursuant to section 767.13(2), Florida Statutes, referenced Ms. Benton's right to an appeal. Moreover, any potential violation of due process that could have been raised would be harmless because Ms. Benton was the party who requested the hearing.

19. Section 767.13(2), Florida Statutes, provides, in part, that "[i]f a dog that has previously been declared dangerous attacks and causes severe injury to or death of any human, ... the dog shall be immediately confiscated by an animal control authority, placed in quarantine, if necessary, for the proper length of time or held for 10 business days after the owner is given written notification under s. 767.12, and thereafter destroyed in an expeditious and humane manner."

20. Cooper was declared dangerous by the City of Port Orange on or about February 21, 2018. The City of Port Orange's classification was not appealed and it became final.

21. Whether the incident occurred as described by Mr. Sandt or by Ms. Benton, there is no doubt that Cooper attacked Mr. Sandt on February 24, 2018, at 29 Ryder Drive, Palm Coast, Florida, and caused him severe injury, as outlined in Chapter 767, Florida Statutes, and in Chapter 8 of the *Code of Ordinances, City of Palm Coast, Florida*. Cooper bit Mr. Sandt in the face, pulled and shook, and tore off a portion of Mr. Sandt's lip. Mr. Sandt also suffered additional bite marks on his face, leg, and hand.

22. The attack was not provoked by Mr. Sandt, as that term is defined in section 767.11, Florida Statutes. Mr. Sandt was conducting himself peacefully and lawfully when he was bitten. Additionally, the attack by Cooper was not provoked by Mr. Sandt, as that term is defined under Section 8-28, of the *Code of Ordinances, City of Palm Coast, Florida*. Mr. Sandt

was not teasing, molesting, tormenting, abusing, assaulting, or instigating behavior in Cooper that may lead to an attack.

23. Cooper caused severe injury to Mr. Sandt, as defined by section 767.11, Florida Statutes, and Section 8-28, of the *Code of Ordinances, City of Palm Coast, Florida*. As a result of Cooper's attack, Mr. Sandt suffered multiple bites, and disfiguring lacerations requiring sutures or reconstructive surgery.

24. The City has presented evidence more than sufficient to carry its burden of proof.

25. As a result of the foregoing, section 767.13(2), Florida Statutes, and Section 8-41 of the *Code of Ordinances, City of Palm Coast, Florida*, require that Cooper be destroyed in an expeditious and humane manner.

26. It is noted that counsel for Ms. Benton advanced several arguments during the hearing which are rejected. First, she argued that there was no evidence that Cooper was aggressive or vicious, and that it was only shown that he was territorial. As a preliminary matter, a plain reading of the applicable statute and ordinance does not require a showing of aggression or viciousness. However, even if it did, the undersigned hearing officer finds there is competent substantial evidence that Cooper is aggressive and/or vicious, as demonstrated by the nature of the attack on Mr. Sandt, the prior attack in Port Orange, and testimony by Animal Control Officer Eva Rodriguez that Cooper was growling when she visited him at the Flagler Humane Society during the quarantine release.

27. Counsel for Ms. Benton also argued that the City of Port Orange lacked jurisdiction to declare Cooper dangerous. However, she failed to cite any legal authority in support of her position. Moreover, the determination by the City of Port Orange Dangerous Dog Board was not appealed, and it became final.



28. Finally, counsel for Ms. Benton argued that the dog should be sent to a rescue instead of being destroyed, and that the undersigned hearing officer has discretion whether to destroy the dog based upon the nature and circumstances of the injury and the likelihood of a future threat to the public safety, health, and welfare, as outlined in section 767.12(5)(b), Florida Statutes, and Section 8-40(b) of the *Code of Ordinances, City of Palm Coast, Florida*. However, that statute and ordinance pertain to the classification of a dog as dangerous, which was not at issue in this matter. In this case, Cooper was already declared dangerous by the City of Port Orange. The law applicable to the City's determination at issue is found under section 767.13, Florida Statutes, and Section 8-41 of the *Code of Ordinances, City of Palm Coast, Florida*, and under that authority, the undersigned hearing officer does not have discretion whether to destroy the dog. However, even assuming the undersigned hearing officer had any such discretion, the result would be the same. The undersigned hearing officer finds that, given the nature and circumstances of the severe injury caused to Mr. Sandt by Cooper, and the likelihood of a future threat since Cooper already attacked someone else a month before, and was deemed dangerous in the City of Port Orange as a result of that attack, it would be in the best interest of public safety, health and welfare to destroy the dog.

#### **ORDER**

**NOW THEREFORE**, based upon the premises and the evidence submitted for consideration and being fully advised with regard to this matter, it is found, determined and ordered by the undersigned hearing officer that:

29. The City's determination that Cooper shall be destroyed in an expeditious and humane manner, pursuant to section 767.13(2), Florida Statutes, and Section 8-41, of the *Code of Ordinances, City of Palm Coast, Florida*, is **UPHELD**.

30. Cooper may not be destroyed for 30 calendar days after Ms. Benton's receipt of this order, unless she waives the right to appeal to the circuit court in writing. If Ms. Benton files a timely written appeal to the circuit court, Cooper may not be destroyed while the appeal is pending.

31. This is final action taken as to this matter by the City of Palm Coast.

**DONE and ORDERED** on the date below written.

**DATED** this 18<sup>th</sup> day of April, 2018, *nunc pro tunc* to April 16, 2018.

**HEARING OFFICER OF THE CITY OF  
PALM COAST, FLORIDA**

  
Nicole R. Turcotte

Original filed with:

Ms. Barbara Grossman  
Code Enforcement Manager  
City of Palm Coast  
160 Lake Avenue  
Palm Coast, Florida 32164

Copies provided to:

Dottie Benton  
29 Ryder Drive  
Palm Coast, Florida 32164  
and  
c/o Marcy LaHart, Esquire  
207 S.E. Tusawilla Road  
Micanopy, Florida 32667

Judi Flammer  
Customer Service Rep I  
City of Palm Coast  
160 Lake Avenue  
Palm Coast, Florida 32164



# City of PALM COAST

Community Development Department  
Code Enforcement Division  
Animal Control

March 6, 2018

160 Lake Avenue  
Palm Coast, FL 32164  
386-986-2360

Ms. Dottie Benton  
29 Ryder Drive  
Palm Coast, Florida 32164

Ms. Dawn M. Benton  
37 Timber Trail  
Port Orange, Florida 32127

**Re: Quarantine of dog Cooper (previously declared dangerous); related matters**

Ms. Dawn Benton and Ms. Dottie Benton,

On January 27, 2018, the City of Port Orange declared Cooper to be a dangerous dog. The City of Port Orange's decision classifying Cooper as a dangerous dog was upheld at a hearing on February 21, 2018, upon a finding by the City of Port Orange Dangerous Dog Board that the dog inflicted a severe injury on a victim. Attached please find the Port Orange order titled "Classification of Dangerous Dog Upheld."

In accordance with Section 767.13(2), Florida Statutes, and Section 8-41, City Code of Ordinances of the City of Palm Coast, inasmuch as Cooper is a dangerous dog and has caused a (second) severe injury to a person, Cooper has been confiscated by Palm Coast Animal Control, is in quarantine, has been impounded, and will be held 10 business days after this written notification; and thereafter must be destroyed in an expeditious and humane manner.

Cooper is currently impounded at the Flagler Humane Society, where Ms. Dottie Benton met with City of Palm Coast Animal Control staff on February 27, 2018. Ms. Dottie Benton dropped Cooper off for quarantine following the (second) dog bite. Cooper's current impoundment is due to an incident which occurred in Ms. Dottie Benton's home (29 Ryder Drive) on or about February 24, 2018, where Cooper inflicted physical injury to a person resulting in multiple bites and disfiguring lacerations, requiring sutures or reconstructive surgery. This physical injury is deemed a severe injury. As the severe injury was inflicted by a dangerous dog, Cooper shall be destroyed in an expeditious and humane manner 10 business days after this notification.

Also in accordance with state law and City Code, you are responsible for payment of all boarding costs and other fees as may be required to humanely and safely keep the animal during any appeal procedure. Should you choose to waive your right to an appeal, the animal may be destroyed sooner than 10 days from this written notification, minimizing these expenses.

Thank you,

Barbara Grossman  
Code Enforcement Manager  
City of Palm Coast



please recycle

**THE CITY OF PALM COAST, FLORIDA**



**NOTICE OF HEARING**

**Re:** Notice of Hearing on the Owner's request to contest the City of Palm Coast's decision to destroy a dog (Cooper, a Male Mixed-breed Dog, black and tan in color) previously classified as a Dangerous Dog

**Case No.:** 2018 021254

**Owner:** Ms. Dottie Benton, 29 Ryder Drive, Palm Coast, Florida, 32164

Notice is hereby given that the Animal Control Hearing Officer for the City of Palm Coast, Florida, shall hold a hearing on the Owner's request to contest the City of Palm Coast's decision to destroy a dog (Cooper, a Male Mixed-breed Dog, black and tan in color) previously classified as a Dangerous Dog on **Monday, April 16, 2018 at 8:00a.m.**, in the Intracoastal Room at Palm Coast City Hall, Community Wing Entrance, 160 Lake Avenue, Palm Coast, Florida 32164.

A copy of the foregoing has been furnished to Marcy LaHart, Esquire, of Marcy I. LaHart, P.A., attorney for Owner, by certified mail to 207 S.E. Tuscahill Road, Micanopy, Florida, 32667, and via electronic mail to [marcy@floridaanimallawyer.com](mailto:marcy@floridaanimallawyer.com); and to William E. Reischmann, Jr., Esquire, and Jennifer B. Nix, Esquire, attorneys for the City, by certified mail to 111 N. Orange Avenue, Suite 2000, P.O. Box 2873, Orlando, Florida, 32802-2873, and via electronic mail, respectively, to [wreischmann@orlandolaw.net](mailto:wreischmann@orlandolaw.net), and [jnix@orlandolaw.net](mailto:jnix@orlandolaw.net) this 5<sup>th</sup> day of April, 2018.

Judith Flammer  
Code enforcement technician  
City of Palm Coast, Florida  
160 Lake Avenue, Suite 141  
Palm Coast, Florida, 32164  
386-986-2520

Persons are advised that, if they decide to appeal any decision made at this hearing, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based. In accordance with Americans with Disabilities Act, persons needing assistance to participate in any of these proceedings should contact Wendy Quillen, at 386-986-3718 at least 48 hours prior to the meeting.



## Classification of Dangerous Dog Upheld

Case Number: 18-0000810

Owner(s) Name: Dawn M. Benton

Officer: Chris Filbert, Animal Control Officer

Address: 37 Timber Trail  
Port Orange, FL 32127

Description of Animal: Male, Doberman Mix

Date of hearing: February 21, 2018

In the matter regarding the dog belonging to Dawn M. Benton, the City of Port Orange Dangerous Dog Board, after hearing testimony presented by the Animal Services Division, the owner, and [LIST WITNESSES BELOW]

Dottie Benton + Connie Romanenko

The Board found that there is **sufficient cause** to classify the above dog as dangerous and therefore upholds the initial determination of the Animal Control Authority.

The finding of fact was as follows:

Ms. Benton's dog inflicted severe injury  
on Connie Romanenko.

Order:

Uphold Dangerous Dog Determination - No Euthanasia

Pursuant to Florida Statute 767.11(1)(a) ~~+(c)~~

Chair

Dated

2-21-18

Member

Dated

2/21/18

Member

Dated

2/21/2018

The dog owner may file a written request for a hearing in the circuit court to appeal the classification within 10 business days after receipt of this Order. The owner must confine the dog in a securely fenced or enclosed area pending a resolution of the appeal. Fla. Stat. 767.12(1)(d)



**AGENDA**  
**DANGEROUS DOG BOARD**  
**CITY OF PORT ORANGE**

**Meeting Date:** Wednesday, February 21, 2018

**Time:** 2:00 PM

**Type of Meeting:** Regular

**Location:** Council Chambers  
City Hall, 1000 City Center Circle

**A. CALL TO ORDER**

1. Roll Call
2. Election of Chairperson
3. Approval of Minutes- January 16, 2018
4. Delegation to approve meeting minutes

**B. BOARD ATTORNEY - Overview of Board Hearing Process**

1. Resolution No. 04-18
2. Code of Ordinances Sections 10-3 and 10-9
3. Florida Statute Chapter 767

**C. PUBLIC HEARING**

1. Dawn Michelle Benton  
37 Timber Trail  
Port Orange, FL 32127

**D. ADJOURNMENT**

ANY PERSON WHO DECIDES TO APPEAL ANY DECISION MADE BY THE **DANGEROUS DOG BOARD** WILL NEED A RECORD OF THE PROCEEDINGS, AND FOR SUCH PURPOSE HE OR SHE MAY NEED TO ENSURE AT HIS OR HER OWN EXPENSE FOR THE TAKING AND PREPARATION OF A VERBATIM RECORD OF ALL TESTIMONY AND EVIDENCE OF THE PROCEEDINGS UPON WHICH THE APPEAL IS TO BE BASED. NOTE: IF YOU ARE A PERSON WITH A DISABILITY WHO NEEDS AN 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 CITY CLERK FOR THE CITY OF PORT ORANGE, 1000 CITY CENTER CIRCLE, PORT ORANGE, FLORIDA 32129, TELEPHONE NUMBER 386-506-5563, [CITYCLERK@PORT-ORANGE.ORG](mailto:CITYCLERK@PORT-ORANGE.ORG), AS FAR IN ADVANCE AS POSSIBLE, BUT PREFERABLY WITHIN 2 WORKING DAYS OF YOUR RECEIPT OF THIS NOTICE OR 5 DAYS PRIOR TO THE MEETING DATE. IF YOU ARE HEARING OR VOICE IMPAIRED, CONTACT THE RELAY OPERATOR AT 7-1-1 or 1-800-8771. UPON REQUEST BY A QUALIFIED INDIVIDUAL WITH A DISABILITY, THIS DOCUMENT WILL BE MADE AVAILABLE IN AN ALTERNATE FORMAT. IF YOU NEED TO REQUEST THIS DOCUMENT IN AN ALTERNATE FORMAT, PLEASE CONTACT THE CITY CLERK WHOSE CONTACT INFORMATION IS PROVIDED ABOVE.

**Dangerous Dog Hearing**  
**Date: 02/xx/2018**

180000810

Cooper

Owner Dawn Benton

**1/27/18**

- On 01/27/2018 I received an Email from the Volusia County Health Department documenting a bite that occurred on 01/23/18. I responded to 36 Timber Trl on 01/27/2018. I spoke with the victim Connie Romanenko who had suffered multiple dog bites, one that required over 13 stitches to close. I also spoke with the owner Dawn Benton who lives next door at 37 Timber Trl. Mrs. Benton had already moved the dog to her mothers house in Palm Coast. I placed the dog under a 10 day quarantine and ordered Mrs. Benton to place the dog in a shelter. I also classified Cooper as a Dangerous Dog due to severity and number of bite wounds Mrs. Romanenko received during the unprovoked attack.

## Victim Statements

- The victim, Connie Romanenko, completed a voluntary witness statement attesting that while standing on the sidewalk talking to Mrs. Benton's daughter when Cooper jumped out of the SUV and bit the back of my right leg, then he came around and bit my left leg twice, got both hands and left arm when I tried to stop him from biting me more.

## Florida State Statutes

- 767.11 Definitions.—As used in this act, unless the context clearly requires otherwise:
- (1) "Dangerous dog" means any dog that according to the records of the appropriate authority:
- (a) Has aggressively bitten, attacked, or endangered or has inflicted severe injury on a human being on public or private property;
- (c) Has, when unprovoked, chased or approached a person upon the streets, sidewalks, or any public grounds in a menacing fashion or apparent attitude of attack, provided that such actions are attested to in a sworn statement by one or more persons and dutifully investigated by the appropriate authority.
- (2) "Unprovoked" means that the victim who has been conducting himself or herself peacefully and lawfully has been bitten or chased in a menacing fashion or attacked by a dog.
- (3) "Severe injury" means any physical injury that results in broken bones, multiple bites, or disfiguring lacerations requiring sutures or reconstructive surgery.



## Cooper



## Wounds



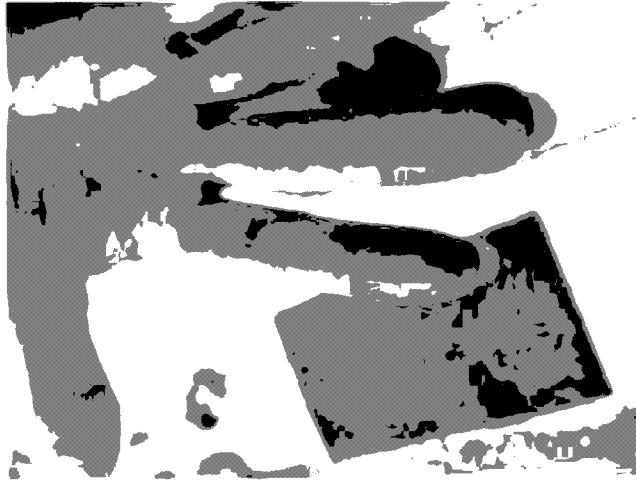
## Wounds



## Wounds



## Wounds



## Wounds



## Conclusion

- 767.11 Definitions.—As used in this act, unless the context clearly requires otherwise:
- (1) “Dangerous dog” means any dog that according to the records of the appropriate authority:
  - (a) Has aggressively bitten, attacked, or endangered or has inflicted severe injury on a human being on public or private property;
  - (c) Has, when unprovoked, chased or approached a person upon the streets, sidewalks, or any public grounds in a menacing fashion or apparent attitude of attack, provided that such actions are attested to in a sworn statement by one or more persons and dutifully investigated by the appropriate authority.
- (2) “Unprovoked” means that the victim who has been conducting himself or herself peacefully and lawfully has been bitten or chased in a menacing fashion or attacked by a dog.
- (3) “Severe injury” means any physical injury that results in broken bones, multiple bites, or disfiguring lacerations requiring sutures or reconstructive surgery.

## Recommendations

- Recommend that Cooper be deemed dangerous in accordance with Florida State Statute 767.11
- Euthanasia is recommended at this time.

**From:** [Jennifer Nix](#)  
**To:** [Judi Flammer](#); [Nicole Turcotte](#); [Janet Schwarz](#); [marcy@floridanimallawyer.com](mailto:marcy@floridanimallawyer.com)  
**Subject:** RE: Link for Hearing  
**Date:** Friday, April 13, 2018 5:40:47 PM  
**Attachments:** [image007.png](#)  
[image008.png](#)  
[image009.png](#)  
[image010.png](#)  
[image011.png](#)

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All:

For whatever reason, the link does not work. I am sending the documents that city staff intended to send. There are 13. I will do them in 13 separate emails due to potential size issues. The email subjects will have the number. 13 emails to follow. Apologies for the computer issue.

Thank you,  
Jen



**Garganese, Weiss, D'Agresta, & Salzman, P.A.**

**Jennifer B. Nix, Senior Attorney**

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Email: [jnix@orlandolaw.net](mailto:jnix@orlandolaw.net)

Any incoming e-mail reply to this communication will be electronically filtered for "spam" and/or "viruses." That filtering process may result in such reply being quarantined (i.e., potentially not received at our site at all) and/or delayed in reaching us. For that reason, we may not receive your reply and/or we may not receive it in a timely manner. Accordingly, you should consider sending communications to us which are particularly important or time-sensitive by means other than e-mail.

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**From:** Judi Flammer [<mailto:JFlammer@palmcoastgov.com>]

**Sent:** Friday, April 13, 2018 4:48 PM

**To:** Nicole Turcotte <nturcotte@shuffieldlowman.com>; Janet Schwarz  
<jschwarz@shuffieldlowman.com>; marcy@floridaanimallawyer.com; Jennifer Nix  
<jnix@orlandolaw.net>  
**Subject:** Link for Hearing

Nicole,

Here is the link for the Hearing on Monday April 16<sup>th</sup> at 8:00 am.

<http://centrality/filesare/ViewReceived/f7acf357-9a00-4caa-b8b6-b32711f6f199>

Have a good weekend,  
Judi

Judi Flammer  
Code Enforcement Technician  
City of Palm Coast  
160 Lake Avenue  
Palm Coast, FL 32164  
Tel: 386-986-3793  
[www.palmcoastgov.com](http://www.palmcoastgov.com)



PLEASE NOTE: Florida has a very broad public records law. Most written communications to or from City of Palm Coast officials and employees regarding public business are public records available to the public and media upon request. Your e-mail communications may be subject to public disclosure.