

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

CAPTAIN'S BAIT, TACKLE & BBQ, LLC,
a Florida limited liability company,

Case No. 2019-CA-000381

Plaintiff / Counter-Defendant,

v.

FLAGLER COUNTY, a political subdivision
of the State of Florida,

Defendant / Counter-Plaintiff.

JOINT NOTICE OF SETTLEMENT AND MOTION TO STAY

The parties jointly and respectfully move to stay this action as follows:

1. On October 27, 2023, the parties attended mediation matter with mediator Larry Gendzier, and reached a tentative settlement subject to preparation and finalization of settlement documents, and consideration and approval of the settlement by the Flagler County Board of County Commissioners.
2. The Board's consideration of the proposed settlement may involve one or more public meetings and/or executive "shade" meetings of the Board.
3. The parties wish to continue with settlement finalization efforts, without incurring the continued expense and time expenditure associated with active litigation.

4. Accordingly, the parties jointly move for a stay, and stipulate and agree:
a) the stay shall remain in effect for a minimum of sixty (60) days from the date of any order granting this motion; and b) after such time, the stay will continue unless lifted, without further Court order, at the option of either party, via the filing by either party of a notice to proceed or notice of impasse (or something to that effect).

5. Otherwise, the stay may be lifted and this action dismissed via the filing of a stipulation or notice under Florida Rule of Civil Procedure 1.420.

WHEREFORE, the parties jointly and respectfully move to stay this action. The parties will submit a proposed order granting this motion to chambers for consideration.

Jointly and respectfully submitted this 30th day of October, 2023.

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¹ Ms. Mesa has provided express, written authorization to Mr. Scott, to affix Ms. Mesa's electronic signature to this document.

CERTIFICATE OF SERVICE

I certify that on this 30th day of October, 2023, I served this document via the E-Filing Portal, upon:

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