

IN THE CIRCUIT COURT OF THE 11TH
JUDICIAL CIRCUIT IN AND FOR
MIAMI-DADE COUNTY, FLORIDA

GENERAL JURISDICTION DIVISION

CASE NO. 2018-005132-CA-01 (CA 21)

FREE AND SOVEREIGN STATE OF
VERACRUZ DE IGNACIO DE LA LLAVE,

Plaintiff,

v.

ACE REALTY HOLDINGS, LLC, JAVIER
DUARTE, ANA MARIA VELASQUEZ,
NEXXOS REALTY, LLC, INAKI NEGRETE,
and VULCAN DYNAMIC REALTY FUND, LP,

Defendants.

**ORDER GRANTING DEFENDANT
JAVIER DUARTE'S MOTION TO DISMISS COMPLAINT**

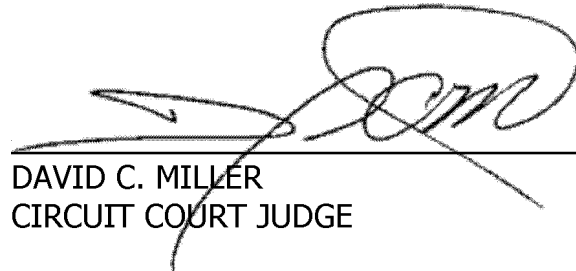
THIS CAUSE having come on to be heard on Defendant Javier Duarte's Motion to Dismiss Complaint, or in the Alternative, to Strike Plaintiff's Claim for Punitive Damages and the Court having heard arguments of counsel, and being otherwise advised in the premises, it is hereupon

ORDERED AND ADJUDGED that said Motion is hereby granted with leave to amend. The Plaintiff shall have 30 days from the date of this order to file an amended complaint. Plaintiff shall serve the amended complaint within 120 days from its filing.

Per the stipulation of the parties, the issue of the timeliness of Plaintiff's efforts to serve the initial Complaint in this matter has been rendered moot, but Defendant Javier Duarte may

raise any challenge concerning the sufficiency, timeliness, or other defect related to any attempt, or lack thereof, on the part of the Plaintiff in serving any amended complaint.

DONE AND ORDERED in Chambers at Miami-Dade County, Florida, on 01/30/19.



DAVID C. MILLER
CIRCUIT COURT JUDGE

The parties served with this Order are indicated in the accompanying 11th Circuit email confirmation which includes all emails provided by the submitter. The movant shall IMMEDIATELY serve a true and correct copy of this Order, by mail, facsimile, email or hand-delivery, to all parties/counsel of record for whom service is not indicated by the accompanying 11th Circuit confirmation, and file proof of service with the Clerk of Court.

Signed and stamped original Order sent to court file by Judge Bailey's staff.
Copies furnished to:

Counsel of Record