

IN THE CIRCUIT COURT OF THE
NINTH JUDICIAL CIRCUIT IN AND FOR
ORANGE COUNTY, FLORIDA

DAVID FOLEY and JENNIFER FOLEY

CASE NO. CVA 107-37

Appellants,

vs.

ORANGE COUNTY, FLORIDA,

Appellee.

ORDER DIRECTING FILING OF SUPPLEMENTAL BRIEFS

More than one year has elapsed since the filing of the reply brief, and there has been no record activity in this case since. The record does not reflect that appellee has filed a second subsequent order pursuant to *Section 162.09, Florida Statutes*, finding non-compliance and actually imposing a fine and lien. If compliance was later had and the fine paid, or forgiven, then it would appear that this appeal is moot and ought to be dismissed. Consequently, on the Court's own motion, it is

ORDERED as follows:

1. Appellants shall within ten (10) days of the date of this order file a supplemental brief setting forth what action has occurred in this case since the filing of the reply brief. If a second subsequent order has been issued by appellee, appellants will immediately supplement the record on appeal in this case, the notice of appeal will be deemed amended to include this order, and appellants may, if they wish, make further argument in their supplemental brief directed to this order.
2. Appellee shall, within five (5) days from the date of service of a copy of the subsequent order and/or appellant's supplemental brief, file its supplemental brief making any response it deems appropriate.
3. The second (judge's) copy of each supplemental brief shall be mailed or delivered to Megan

Malec, Staff Attorney, Orange County Courthouse, 425 North Orange Ave., Room 330, Orlando, FL
32801.

DONE and ORDERED at Orlando, Florida this 7th day of August, 2009.

/s/
Rom W. Powell, Senior Judge
Presiding Judge of Panel

CERTIFICATE OF SERVICE

I certify that copy hereof has been furnished to David and Jennifer Foley, appellants, 1015 N. Solandra Dr., Orlando, FL32807-1391, and to George L. Dorsett, Assistant County Attorney, attorney for appellee, P.O. Box 1393, Orlando, Florida 32802-1393 , by mail, this 10 day of August, 2009.

Meg Malec
Staff Attorney