

IN THE CIRCUIT COURT OF THE TWENTIETH JUDICIAL CIRCUIT IN AND FOR
CHARLOTTE COUNTY, FLORIDA CIVIL ACTION

KENNETH D. GOODMAN, TRUSTEE,

Plaintiff,

v.

CASE NO.: 07-2492-CA

M.A.M.C. WINDWARD, LLC, a Florida
Limited liability company, et al.,

Defendants.

ORDER OF RECUSAL

THIS CAUSE having come on to be heard upon the Court's own Motion for Recusal; and, the Court having found that there is a conflict of interest in that the below signed Judge was a fellow member of the firm, Henderson, Franklin, Starnes & Holt, within the preceding twelve month period of time prior to assuming her duties as Judge; it is therefore

ORDERED AND ADJUDGED as follows, to-wit:

1. This Judge hereby enters her Order of Recusal in the above styled cause.
2. This Judge is ordering that copies of this Order be sent to the Court Administrator's Office in and for the Twentieth Judicial Circuit, Fort Myers, Florida for reassignment to another Judge. The case will be reassigned to Judge Keith R. Kyle.

DONE AND ORDERED in Chambers, Punta Gorda, Charlotte County, Florida this

8 day of January, 2009.

JAN 08 2009

by Keith R. Kyle
Circuit Court Judge

ALANE C. LABODA
CIRCUIT COURT JUDGE

I HEREBY CERTIFY that a true and correct copy of the foregoing Order has been furnished by U.S. Mail to Eugene H. Smith, Esquire, and C. Richard Mancini, Esquire, Henderson, Franklin, Starnes & Holt, P.A., P. O. Box 280, Fort Myers, FL 33902-0280, J. Michael Coleman, Esquire, 2640 Golden Gate Parkway, Suite 304, Naples, FL 34105, James D. Gassenheimer, Esquire, Gregory A. Haile, Esquire, and Berger Singerman, Esquire, 1000 Wachovia Financial Center, 200 South Biscayne Blvd., Suite 1000, Miami, FL 33131, Warren R. Ross, Esquire, Wotitzky, Wotitzky, Ross & Tuttle, P.A., 223 Taylor Street, Punta Gorda, FL 33950 and to Court Administrator, Lee County Justice Center, 1700 Monroe Street, Fort Myers, FL 33901 on the 8 day of January, 2009.


EILEEN HAYWOOD
JUDICIAL ASSISTANT