

STATE OF FLORIDA
DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION
DIVISION OF FLORIDA CONDOMINIUMS, TIMESHARES AND MOBILE HOMES

Case No.: 2009-03-4877

IN RE: PETITION FOR ARBITRATION

STEPHEN SMITH

Petitioner,

vs.

WATER BRIDGE 2 ASSOCIATION,
INC., a Corporation

Respondent,

RESPONDENT'S
MOTION TO STRIKE AND DISMISS "RESPONSES [SIC] IN
OPPOSITION TO DELAY OF HEARING BY THE RESPONDENT"

Respondent, Water Bridge 2 Association, Inc., a Corporation, files this "Motion to Strike and Dismiss 'Responses [sic] in Opposition to Delay of Hearing by the Respondent.'"

1. Said motion, filed by the Petitioner herein, is nothing more than an ex-parte letter to the arbitrator, wherein he merely sarcastically vents his alleged frustration relative to the scheduled date of the telephone evidentiary hearing regarding "Respondent's Motion to Set Aside Default."

2. As a result, said motion is filled with irrelevant, immaterial and impertinent matters that have no bearing on the issues at hand and is filed for the sole purpose to attempt to embarrass the Respondent's counsel and/or to attempt to generate pity in and/or curry favor with, the arbitrator

WHEREFORE, the Respondent would respectfully request that the Arbitrator strike and dismiss Petitioner's ex parte letter/ "Responses [sic] in Opposition to Delay of Hearing by the Respondent" and that the Arbitrator order such further and other relief as the Arbitrator deems just and proper.

I certify that on March 23, 2010, a true and correct copy of the foregoing was served by U.S. mail on **Stephen Smith, Petitioner**, at **5950 Del Lago Circle, #209, Sunrise, FL 33313**.



Claire Cubbin, Esq.
Attorney for Respondent
Florida Bar No. 281921
2101 N. Andrews Avenue
Suite Nos. 401-402
Ft. Lauderdale, Florida 33311-3940
Telephone: (954) 566-0111
Fax: (954) 566-5859