

**IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL  
CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA**

CASE NO: 2024-010670-CA-01

SECTION: CA07

JUDGE: Daryl E. Trawick

**Barry Mezey**

Plaintiff(s)

vs.

**Manuel Santander**

Defendant(s)

**ORDER ON PLAINTIFF'S AMENDED AND SUPPLEMENTAL MOTION TO STRIKE  
CERTAIN AFFIRMATIVE DEFENSES OF DEFENDANT**

This cause having come on before the Court on September 23, 2024, on Plaintiff's Amended and Supplemental Motion to Strike Certain Affirmative Defenses (2,12,14,15 and 17) of Defendant, and the Court having considered the arguments and being duly advised in the premises, it is hereby:

ORDERED AND ADJUDGED:

1. Defendant has withdrawn without prejudice Affirmative Defenses number 2, 12 and 15.
2. The Motion to Strike as to Affirmative Defenses number 14 and 17, is GRANTED as follows. Any substantive change in law enacted from HB 837, as plead in the Affirmative Defenses is stricken. To the extent there is a procedural change in the law enacted from HB 837, Defendant is given leave to amend. Any amendment must state with specificity the sections of the Florida Statutes that Defendant alleges are procedural in nature and Defendant must allege the ultimate facts.
3. Defendant shall file any amended Affirmative Defenses within ten (10) days of the date of this Order. Plaintiff will have ten (10) days thereafter to file any reply.

**DONE and ORDERED** in Chambers at Miami-Dade County, Florida on this 23rd day of September, 2024.

  
2024-010670-CA-01 09-23-2024 5:38 PM

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Hon. Daryl E. Trawick

**CIRCUIT COURT JUDGE**

Electronically Signed

No Further Judicial Action Required on **THIS MOTION**

CLERK TO **RECLOSE** CASE IF POST JUDGMENT

**Electronically Served:**

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**Physically Served:**