

**IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL  
CIRCUIT OF FLORIDA, IN AND FOR MIAMI-DADE COUNTY  
CIVIL DIVISION  
CASE NO. 2018-005155-CA-01 (08)**

**FRANTZ PIERRE, individually and  
in his official capacity as North Miami  
Beach Commissioner,  
Plaintiff,**

**versus**

**CITY OF NORTH MIAMI  
BEACH, FLORIDA, a municipal  
Corporation, and  
PAMELA LATIMORE, solely in  
her official capacity as North  
Miami Beach City Clerk,  
Defendants.**

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**AMENDED ORDER GRANTING AMENDED EMERGENCY  
MOTION FOR TEMPORARY INJUNCTIVE RELIEF**

This cause came before this Court at an evidentiary hearing on May 2, 2018, at which counsel for all parties and the parties were present. Upon consideration of the evidence, the entirety of the record, and the argument and submissions of counsel, and finding the interests of justice favor the granting of relief, it is ORDERED as follows:

1. The Emergency Motion for Temporary Injunctive Relief is GRANTED.

2. The City of North Miami Beach is enjoined from preventing Commissioner Frantz Pierre from functioning as a duly elected City of North Miami Beach Commissioner. Commissioner Pierre shall be obligated and entitled to all the duties and obligations of the office until further order.

3. The Court finds a substantial likelihood of success on the merits by Commissioner Frantz Pierre.

4. Neither the City of North Miami Beach nor the citizens of North Miami Beach are irreparably harmed by the relief ordered.

5. The City of North Miami Beach, its citizens, and Commissioner Frantz Pierre will be irreparably harmed without the issuance of this emergency relief.

6. Commissioner Pierre has no adequate remedy at law.

7. The balance of all factors favors Commissioner Pierre.

8. The public interest favors the relief ordered.

9. This order is without prejudice to any final decision to be entered in this matter.

10. The parties are ordered to expedite preparation for final proceedings in this matter.

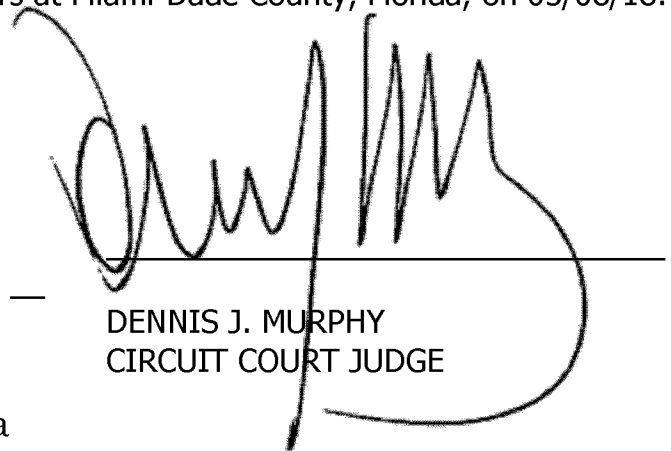
11. The matter is further set for a Status Conference on May 22, 2018, at 9:00 a.m. The parties are directed to duly notice the hearing.

12. Petitioner is to post a \$1,000.00 bond in due course.

13. The City of North Miami Beach's Emergency Motion to Meet with Less than a Quorum is denied as moot.

Ordered, *nunc pro tunc* May 2, 2018.

DONE AND ORDERED in Chambers at Miami-Dade County, Florida, on 05/08/18.

  
DENNIS J. MURPHY  
CIRCUIT COURT JUDGE

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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 original order sent electronically to the Clerk of Courts for filing in the Court file.

Copies furnished to counsel of record:  
Stephen Hunter. Johnson shj@lydeckerdiaz.com  
Benedict P. Kuehne ben.kuehne@kuehnelaw.com