

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

CASE NO: 2023-000618-CA-01
SECTION: CA25
JUDGE: Valerie R. Manno Schurr

Anthony F. DeFillipo

Plaintiff(s)

vs.

CITY OF NORTH MIAMI BEACH

Defendant(s)

_____/

**ORDER GRANTING PLAINTIFF'S EMERGENCY MOTION TO COMPEL
COMMISSIONERS ATTENDANCE AT COMMISSION MEETING OR TO REDUCE
QUORUM TO CONDUCT EMERGENCY BUSINESS**

This matter having come before the Court on March 2, 2023, via Zoom, for a duly noticed hearing on the Plaintiff's Emergency Motion to Compel Commissioners Attendance at Commission Meeting or to Reduce Quorum to Conduct Emergency Business filed on February 22, 2023. Counsel for all parties attended. The Court considered all written submissions, the extensive presentations by all counsel, the authority presented to the Court, including the Charter of the City of North Miami Beach, and all other relevant information. Upon due consideration, it is ORDERED and ADJUDGED as follows:

THIS MOTION IS GRANTED IN PART AND DENIED IN PART.

1. This Court finds that this matter duly qualifies as an emergency matter requiring prompt judicial determination.

2. The Court denies the request to reduce quorum as presented in the motion and because the Court will not reduce quorum.

3. This Court Orders and Directs all members, including individual commissioners, of the City of North Miami Beach Commission to attend the publicly noticed March 21, 2023 City Commission Meeting, commencing at 6:00 pm.

4. This Order does not compel any Commissioners as to the manner of voting on any items presented at the Commission Meeting.

5. The City's *ore tenus* motion for a stay as to the effect of this order is **DENIED**.

DONE and **ORDERED** in Chambers at Miami-Dade County, Florida on this 5th day of March, 2023.

2023-000618-CA-01 03-05-2023 11:17 P


2023-000618-CA-01 03-05-2023 11:17 PM

Hon. Valerie R. Manno Schurr

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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