

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

IN RE: PETITION FOR ARBITRATION:

LANCASTER III CONDOMINIUM
ASSOCIATION, INC.

Petitioner,

v.

Case No. 2023-00-3423

ROBERT S. BARR and THERESA
S. BARR,

Filed with
Arbitration Section

Respondent.

FEB 24 2023

ORDER PERMITTING RESPONSE AND Div of FL Condos, Timeshares & MH
SETTING CASE MANAGEMENT CONFERENCE Business & Professional Reg

On February 21, 2023, Respondents filed their Answer to Petition and Affirmative Defenses (Answer).

ORDERED:

Petitioner may, by **5:00 p.m. March 10, 2023**, file a response to the Answer. Failure to timely file a response will be considered a waiver of Petitioner's opportunity to file a response.

ORDER SETTING CASE MANAGEMENT HEARING

A telephonic case management hearing is scheduled for the above-styled matter on **March 23, 2023, at 10:00 A.M. Eastern Time**. On that date at the scheduled time both parties shall call LogMeIn Audio Servicing at 888-585-9008 and when prompted enter the conference room 299474969 followed by the # key.

Any party seeking a continuance shall file a request no later than 5:00 p.m. THREE (3) BUSINESS DAYS prior to the above hearing date indicating a subsequent date and time both parties are available.¹ A hearing for case management shall not be considered rescheduled or cancelled until an order has been issued to that effect. Pursuant to Rule 61B-80.116, Florida Administrative Code, failure to appear at the case management conference may result in sanctions against the party failing to appear.

The parties shall be prepared to state:

- a. whether the pleadings on file and any supplements thereto would be sufficient for summary disposition of the case;²

or,

- b. three (3) hearing dates within thirty (30) and forty-five (45) days from the date of the case management hearing.

DONE AND ORDERED on February 24, 2023, in Tallahassee, Leon County, Florida.

J. A. Spejenkowski

J. A. Spejenkowski, Arbitrator
Office of the General Counsel
Condominium Arbitration and
Mediation Program
Department of Business &
Professional Regulation
2601 Blair Stone Road
Tallahassee, FL 32399-1030
Telephone: (850) 414-6867
Facsimile: (850) 487-0870

¹ The parties shall contact the arbitration section at 850-414-6867 in order to determine availability on the arbitrator's calendar. Failure to provide an alternate date will result in the arbitrator choosing a date and time that will not be subject to change.

² Any party who alleges the pleadings on file at the time of the case management conference are insufficient to resolve the case via entry of a summary final order must be prepared to state with specificity what facts are presently in dispute and why it would be inappropriate to resolve the case by summary disposition should either or both parties file supplemental information, e.g.: duly executed and sworn affidavits, pictures, or discovery (i.e. responses to interrogatories, request to produce or admissions providing a motion for discovery is made and authorized by the arbitrator).

Copy furnished by regular U.S. mail to:

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