

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

MICHAEL A. PIZZI, JR.,

Plaintiff,

vs.

CASE NO. 2015-019303-CA (11)

TOWN OF MIAMI LAKES, FLORIDA,

Defendant.

JOINT MOTION TO STAY PROCEEDINGS

Defendant, Town of Miami Lakes, Florida (the “Town”) and Plaintiff, Michael A. Pizzi, Jr. (“Plaintiff”) (collectively, “Parties”), by and through their undersigned counsel, hereby file this Joint Motion to Stay Proceedings, and in support thereof, state as follows:

1. Plaintiff filed this action seeking reimbursement from the Town for the fees and costs he claims he incurred in defending himself against a criminal indictment brought against him by the United States Government.

2. The Town has filed a lawsuit against its insurance carrier, seeking a determination of coverage for the same acts upon which this lawsuit is based.

3. In light of the pending coverage lawsuit, the Parties have agreed that a temporary stay of the proceedings in this Court would be efficient and practical and may prevent unnecessary efforts by the Parties and this Court.

4. Accordingly, the Parties have agreed to a stay under the following terms:

- a. All proceedings in this Court—including, but not limited to discovery, reports, conferences, and filing of motions, notices, and pleadings—are stayed, with all deadlines to be postponed accordingly.

- b. Any pending hearings prior to the termination date of the Stay set forth below shall be cancelled and may be rescheduled, if necessary, for a time following the expiration of this stay. If such hearings are rescheduled, no dispositive motion shall be set prior to December 5, 2016, and any such hearing shall be coordinated among the parties according to their availability.
- a. The only proceeding that may take place in this matter during the stay is a mediation among the parties, which shall be coordinated to take place no later than July 31, 2016.
- b. The stay will continue until the earlier of (i) resolution of this matter by settlement or (ii) November 15, 2016, at which time the Stay shall terminate automatically.
- c. By November 22, 2016, the Plaintiff shall produce all documents required to be produced by Plaintiff to Defendant, which are the subject of the Order of this Court dated April 22, 2016, on Defendant's Motion to Compel Better Responses and Documents Responsive to Defendants' Request for Production; and shall coordinate the scheduling of Plaintiff to appear for his deposition for a date on or before December 5, 2016.
- d. The Parties' agreement to stay the proceedings shall not be construed as waiving either party's rights or objections concerning discovery or otherwise.

WHEREFORE, Defendant, Town of Miami Lakes, Florida, and Plaintiff, Michael A. Pizzi, Jr. respectfully request that this Court enter an order, substantially in the form of the attached proposed order, temporarily staying proceedings in this Court.

[SIGNATURE ON THE FOLLOWING PAGE]

Respectfully submitted this 16th day of May, 2016.

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CERTIFICATE OF SERVICE

I hereby certify that on this 16th day of May, 2016, a true and correct copy of the foregoing document was filed using the Florida Courts E-Filing Portal and sent via e-mail through the Portal's e-mail service to:

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