

IN THE CIRCUIT COURT OF THE
FIFTEENTH JUDICIAL CIRCUIT IN AND
FOR PALM BEACH COUNTY, FLORIDA

CASE NO. 50-2019-CA-014681-XXXX-MB
Division: AG

CA FLORIDA HOLDINGS, LLC)
Publisher of THE PALM BEACH POST,)
Plaintiff,)
v.)
DAVE ARONBERG, as State Attorney of)
Palm Beach County, Florida, SHARON R.)
BOCK, as Clerk and Comptroller of Palm)
Beach County, Florida,)
Defendants.)

**PLAINTIFF'S OBJECTION TO
DEFENDANTS' MOTIONS TO DISMISS**

Plaintiff, CA FLORIDA HOLDINGS, LLC, Publisher of *The Palm Beach Post*, ("*The Palm Beach Post*") for its Objection to Defendants' Motions to Dismiss on the ground they are moot states:

1. *The Palm Beach Post* is a daily community newspaper published by plaintiff CA Florida Holdings, LLC.
2. *The Palm Beach Post* commenced this action seeking to obtain the public release of the grand jury proceedings conducted by the office of the former Palm Beach County State Attorney, Barry Krischer, from its prior criminal prosecution of Jeffrey Epstein.
3. *The Palm Beach Post* sued the current Palm Beach County State Attorney, Dave Aronberg, and the current Palm Beach County Clerk, Sharon R. Bock, solely in their official capacities who may have custody, control and possession of the Jeffrey Epstein grand jury records.
4. The Palm Beach Post filed its original Complaint on November 14, 2019.

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5. The State Attorney and Clerk separately moved to dismiss the original Complaint.

6. The Court has scheduled a hearing on defendants' Motions to Dismiss for January 24, 2020.

7. On January 17, 2020, *The Palm Beach Post* filed and served its First Amended Complaint, pursuant to Fla. R. Civ. P. 1.190, which states in pertinent part:

A party may amend a pleading once as a matter of course
at any time before a responsive pleading is served

8. In light of the filing of the First Amended Complaint, defendants' Motions to Dismiss the original Complaint are now moot.

9. *The Palm Beach Post* requests that the hearing on defendants' Motions to Dismiss, scheduled for January 24, 2020, be cancelled as the Motions to Dismiss are directed to the original Complaint, which is no longer the operative pleading.

WHEREFORE, *The Palm Beach Post* respectfully requests that the hearing scheduled for January 24, 2020 on defendants' Motions to Dismiss the original Complaint be cancelled, and that the Court grant other just and proper relief.

Dated: January 21, 2020

Respectfully submitted,

GREENBERG TRAURIG, P.A.

*Attorneys for CA Florida Holdings, LLC,
Publisher of The Palm Beach Post*

Stephen A. Mendelsohn, Esq.
5100 Town Center Circle, Suite 400
Boca Raton, Florida 33486
Telephone: (561) 955-7629
Facsimile: (561) 338-7099

By: /s/ Stephen A. Mendelsohn

STEPHEN A. MENDELSON

Florida Bar No. 849324

mendelsohns@gtlaw.com

hasenh@gtlaw.com

FLService@gtlaw.com

-and-

By: /s/ Michael J Grygiel
MICHAEL J GRYGIEL
(Pro Hac Vice)
54 State St., 6th Floor
Albany, New York 12207
Telephone: (518) 689-1400
Facsimile: (518) 689-1499
grygielm@gtlaw.com

By: /s/ Nina D. Boyajian
NINA D. BOYAJIAN
(Pro Hac Vice application pending)
1840 Century Park East, Suite 1900
Los Angeles CA 90067
Telephone: (310) 586-7700
Facsimile: (310) 586-7800
boyajiann@gtlaw.com
riversaal@gtlaw.com

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 21st day of January, 2020, a copy of the foregoing has been electronically filed with the Florida E-File Portal for e-service on all parties of record herein.

/s/ Stephen A. Mendelsohn
STEPHEN A. MENDELSON