

IN THE CIRCUIT COURT IN AND FOR ESCAMBIA COUNTY, FLORIDA

DEEPGULF, INC. and
TOKE OIL AND GAS, S.A.,

Plaintiffs,

vs.

MARC M. MOSZKOWSKI,

Defendant.

Case No.: 2018 CA 000543

Division:

**MOTION FOR CONTINUANCE OF HEARING ON DEFENDANT'S MOTION TO
ENFORCE BYLAWS**

Plaintiffs, by and through undersigned counsel, move to continue the hearing scheduled by this court on April 3, 2025, as to the Defendant's Motion to Enforce Bylaws and state as follows:

1. On February 12, 2025, an Order was entered by this Court to set a Case Management Conference on April 3, 2025.

2. On March 27, 2025, the undersigned counsel left town for a long-planned vacation to visit a family member out of town and returned on March 30, 2025.

3. On March 26, 2025 at 5:35 PM, Defendant filed its Motion to Enforce By-Laws. He requested to have the Motion "discussed" at the same time as the Case Management Conference. Ms. Moffitt indicated that the Motion may be "discussed" at the Case Management Conference. Subsequently, Defendant filed a Notice of Hearing.

4. The undersigned had two meetings and a conference call on March 31, 2025, a hearing on April 1, 2025 (which matter was resolved with intensive work prior to the hearing) and two conference calls on the same date, and has a hearing, a conference call, and a client meeting on April 2, 2025.

5. Plaintiffs' counsel is happy to have a discussion regarding the Motion to Enforce Bylaws; however, to the extent that the Court desires to rule on such a Motion, the undersigned would like more time to fully research, brief, and have sufficient hearing time to give each party the opportunity to properly present its arguments.

WHEREFORE, Plaintiffs move this Court for continuance of the hearing dated April 3, 2025, as it relates to the Motion to Enforce Bylaws only.

CERTIFICATE OF CONFERRAL

I certify that conferral prior to filing is not required under Rule 1.202.

RESPECTFULLY SUBMITTED,



BRADEN K. BALL, JR.

Florida Bar No. 89000

LITVAK BEASLEY WILSON & BALL, LLP

40 Palafox Place, Suite 300

Pensacola, Florida 32502

Telephone: (850) 432-9818

Facsimile: (850) 432-9830

Attorneys for Plaintiffs

Primary E-mail: braden@lawpensacola.com

Secondary E-mail: mandrews@lawpensacola.com

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that I have on this 2nd day of April, 2025, a copy of the foregoing has been furnished to the Defendant, Marc M. Moszkowski, Le Verdos, 83300 Chateaudouble, France (m.moszkowski@deepgulf.net) via the Court's E-filing system.

A handwritten signature in blue ink, appearing to read "Braden K. Ball, Jr.", is written over a horizontal line.

BRADEN K. BALL, JR.

Florida Bar No. 89000

LITVAK BEASLEY WILSON & BALL, LLP

40 Palafox Place, Suite 300

Pensacola, Florida 32502

Telephone: (850) 432-9818

Facsimile: (850) 432-9830

Attorneys for Plaintiffs

Primary E-mail: braden@lawpensacola.com

Secondary E-mail: mandrews@lawpensacola.com