

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT,
IN AND FOR SEMINOLE COUNTY, FLORIDA

ELAINE McCLAIN and DAVID McCLAIN,

Plaintiffs,

v.

SHELTON J. "SPIKE" LEE,

Defendant.

CASE No. 2013-CA-3382

FILED IN OFFICE
MARYANNE MORSE
CLERK OF CIRCUIT COURT
14 JUL 23 PM 3:16
SEMINOLE CO. FLA.
D.C.


ORDER DISMISSING PLAINTIFFS' COMPLAINT WITH PREJUDICE

THIS MATTER came before the Court on the Motion to Dismiss of Defendant Shelton J. "Spike" Lee, dated April 21, 2014 (the "Motion to Dismiss"); the Response in Opposition to Defendant's Motion to Dismiss of Plaintiffs Elaine McClain and David McClain, dated July 14, 2014; and the parties' other memoranda and materials filed in connection with Defendant's Motion to Dismiss. The Court having reviewed the file, heard argument from counsel at the hearing held on July 16, 2014, and being otherwise fully advised in the premises, it is

ORDERED and **ADJUDGED** that:

1. Defendant's Motion to Dismiss is **GRANTED** as set forth herein;
2. Plaintiffs' Complaint is **DISMISSED WITH PREJUDICE** for the reasons stated in open court during the July 16, 2014 hearing; and
3. The Clerk of the Court is directed to close the file.

DONE and **ORDERED** in Chambers in Sanford, Florida, this 23 day of July, 2014.



The Honorable Alan A. Dickey
Circuit Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this July, 2014, I furnished a copy of the foregoing via email or U.S. mail to: Plaintiffs' counsel, **Julia G. Young** (julia.young@stricklawfirm.com) and **Robert E. Strick**, STRICK LAW FIRM, PLLC, 1025 West Colonial Drive, Orlando, FL 32804; and Defendant's counsel, **David B. King** (dking@kbzwlaw.com, aprice@kbzwlaw.com and courtfilings@kbzwlaw.com), **Taylor F. Ford** (tford@kbzwlaw.com, aprice@kbzwlaw.com and courtfilings@kbzwlaw.com), KING, BLACKWELL, ZEHNDER & WERMUTH, P.A., P.O. Box 1631, Orlando, FL 32802-1631, **David W. Brown** (dbrown@paulweiss.com), and Joshua S. Rothstein (jrothstein@paulweiss.com), PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP, 1285 Avenue of the Americas, New York, NY 10019-6064.

Abbe Whitehead
Judicial Assistant