

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT, 110 SOUTH TAMARIND AVENUE, WEST PALM BEACH, FL 33401

December 10, 2018

CASE NO.: 4D18-3618

L.T. No.: 502016CA011132XXXXMB

JANICE BAKER

v. MACY'S FLORIDA STORES, LLC

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Appellant / Petitioner(s)

Appellee / Respondent(s)

**BY ORDER OF THE COURT:**

It appearing that the order to which the Notice of Appeal is directed is a non-appealable, non-final order, appellant(s) shall have thirty (30) days from the date of this order to obtain a final order and to file a copy in this court. Failure to do so will result in *sua sponte* dismissal of the appeal. *Dobrick v. Discovery Cruises, Inc.*, 581 So. 2d 645 (Fla. 4th DCA 1991); see also *Rust v. Brown*, 13 So. 3d 1105, 1107 (Fla. 4th DCA 2009) ("An order merely granting a motion for summary judgment is not a final order because it does not enter judgment for or against a party.").

ORDERED that the trial court is specifically authorized, pursuant to Florida Rule of Appellate Procedure 9.600(b), upon appropriate application, to enter a final order in these proceedings.

Served:

cc: Robert J. Squire

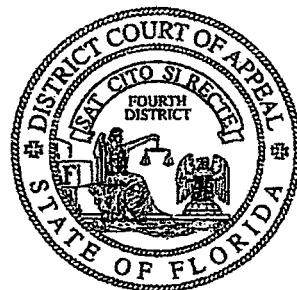
Janice Baker

Clerk Palm Beach

kw

Lonn Weissblum

**LONN WEISSBLUM, Clerk**  
Fourth District Court of Appeal



DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FOURTH DISTRICT

**JANICE BAKER,**  
Appellant,

v.

**MACY'S FLORIDA STORES, LLC,**  
Appellee.

No. 4D18-3618

[October 3, 2019]

Appeal from the Circuit Court for the Fifteenth Judicial Circuit, Palm Beach County; Meenu Sasser, Judge; L.T. Case No. 50-2016-CA-011132-XXXX-MB.

Dave K. Roy of Roy & Associates, P.A., West Palm Beach, for appellant.

Brian L. Harvell and Robert J. Squire of Resnick & Louis, P.C., Miami, for appellee.

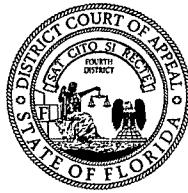
PER CURIAM.

*Affirmed.*

DAMOORGIAN, CIKLIN and GERBER, JJ., concur.

\* \* \*

***Not final until disposition of timely filed motion for rehearing.***



**FOURTH DISTRICT COURT OF APPEAL  
110 SOUTH TAMARIND AVENUE  
WEST PALM BEACH, FLORIDA 33401  
(561) 242-2000**

**Date: October 16, 2019**

**Case Name:** Janice Baker v. Macy's Florida Stores, LLC

**Case No:** 4D 18-3618

**Trial Court No.:** 502016CA011132XXXXMB

**Trial Court Judge:** Meenu Sasser

Dear Mr. Tomasino:

Attached is a certified copy of a Notice to Invoke Discretionary Jurisdiction/Notice of Appeal to the Supreme Court of Florida pursuant to Rule 9.120, Florida Rules of Appellate Procedure. Attached also is this Court's opinion or decision relevant to this case.

- The filing fee prescribed by Section 25.241(3), Florida Statutes, was received by this court and will be mailed.
- The filing fee prescribed by Section 25.241(3), Florida Statutes, was not received by this court.
- Petitioner/Appellant has been previously determined insolvent by the circuit court or our court.
- Petitioner/Appellant has already filed, and this court has granted, petitioner/appellant's Motion to proceed without payment of costs in this case.
- Petitioner/Appellant filed Notice via EDCA and the fee has not been received by this court.

No filing fee is required in the underlying case in this court because it was:

- A Summary Appeal (Rule 9.141)
- From the Unemployment Appeals Commission
- A Habeas Corpus Proceeding
- A Juvenile Case
- Other – \_\_\_\_\_

If there are any questions regarding this matter, please do not hesitate to contact this Office.

Sincerely,

**LONN WEISSBLUM  
Clerk of the Court**

By: /s/ Kristen Amaro  
Deputy Clerk

IN THE CIRCUIT/COUNTY COURT OF THE 15<sup>th</sup> JUDICIAL CIRCUIT  
IN AND FOR MARION COUNTY, FLORIDA

Shane Ratner  
Plaintiff/Petitioner or in the Interest Of  
vs.  
Maya's Florida Stores LLC  
Defendant/Respondent

CASE NO. SC-2016-CA-011132XXXX

**APPLICATION FOR DETERMINATION OF CIVIL INDIGENT STATUS**

**Notice to Applicant:** If you qualify for civil indigence you must enroll in the clerk's office payment plan and pay a one-time administrative fee of \$25.00. This fee shall not be charged for Dependency or Chapter 39 Termination of Parental Rights actions.

1. I have 1 dependents. (Include only those persons you list on your U.S. Income tax return.)  
Are you Married? Yes No Does your Spouse Work? Yes No Annual Spouse Income? \$30,000

2. I have a net income of \$0/100 paid weekly every two weeks semi-monthly monthly yearly other \_\_\_\_\_

(Net income is your total income including salary, wages, bonuses, commissions, allowances, overtime, tips and similar payments, minus deductions required by law and other court-ordered payments such as child support.)

3. I have other income paid weekly every two weeks semi-monthly monthly yearly other \_\_\_\_\_  
(Circle "Yes" and fill in the amount if you have this kind of income, otherwise circle "No")

Second Job ..... Yes \$ 0 No  
Social Security benefits ..... Yes \$ 0 No  
For you 1,100 Yes No  
For child(ren) 0 Yes No  
Unemployment compensation ..... Yes \$ 0 No  
Union payments ..... Yes \$ 0 No  
Retirement/pensions ..... Yes \$ 0 No  
Trusts ..... Yes \$ 0 No

Veterans' benefits ..... Yes \$ 0 No  
Workers compensation ..... Yes \$ 0 No  
Income from absent family members ..... Yes \$ 0 No  
Stocks/bonds ..... Yes \$ 0 No  
Rental income ..... Yes \$ 0 No  
Dividends or interest ..... Yes \$ 0 No  
Other kinds of income not on the list ..... Yes \$ 0 No  
Gifts ..... Yes \$ 0 No

I understand that I will be required to make payments for fees and costs to the clerk in accordance with §57.082(5), Florida Statutes, as provided by law, although I may agree to pay more if I choose to do so.

4. I have other assets: (Circle "Yes" and fill in the value of the property, otherwise circle "No")

Cash ..... Yes \$ 0 No  
Bank account(s) ..... Yes \$ 0 No  
Certificates of deposit or money market accounts ..... Yes \$ 0 No  
Boats\* ..... Yes \$ 0 No  
\*show loans on these assets in paragraph 5

Savings account ..... Yes \$ 0 No  
Stocks/bonds ..... Yes \$ 0 No  
Homestead Real Property\* ..... Yes \$ 0 No  
Motor Vehicle\* ..... Yes \$ 0 No  
Non-homestead real property/real estate\* ..... Yes \$ 0 No

Check one: I DO DO NOT expect to receive more assets in the near future. The asset is \_\_\_\_\_

5. I have total liabilities and debts of \$ 0 as follows: Motor Vehicle \$ 0 Home \$ 116,000 Other Real Property \$ 0, Child Support paid direct \$ 0, Credit Cards \$ 500, Medical Bills \$ 25,000 Cost of medicines (monthly) \$ 500, Other \$ 0

6. I have a private lawyer in this case ..... Yes No

A person who knowingly provides false information to the clerk or the court in seeking a determination of indigent status under s. 57.082, F.S. commits a misdemeanor of the first degree, punishable as provided in s. 775.082, F.S. or s. 775.083, F.S. I attest that the information I have provided on this application is true and accurate to the best of my knowledge.

Signed this 7 day of Dec, 2018  
9-1-16 73260-42474-821-0  
Date of Birth Driver's License or ID Number

4423 LKg Tates 3-812  
Address, P O Address, Street, City, State, Zip Code 4423, FL  
32105

Shane Ratner  
Signature of Applicant for Indigent Status  
Print Full Legal Name Shane Ratner  
Phone Number (561) 528-4336

**FILED**

DEC 07 2018

SHARON R. BOCK  
CLERK & COMPTROLLER  
CIRCUIT CIVIL DIVISION

**Additional material  
from this filing is  
available in the  
Clerk's Office.**