

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

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

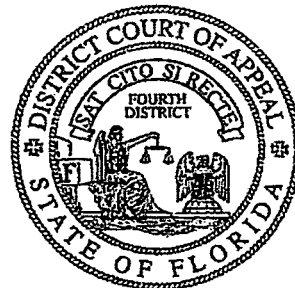
Janice Baker

Clerk Palm Beach

kw



LONN WEISSBLUM, 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.

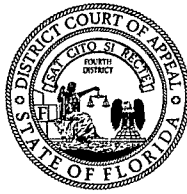
PER CURIAM.

*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 15th JUDICIAL CIRCUIT  
IN AND FOR ALACHUA COUNTY, FLORIDA

JANICE BAKER  
Plaintiff/Petitioner or in the Interest Of  
vs.  
MARY'S Florida Stores LLC  
Defendant/Respondent

CASE NO. SD-2016-CA-01132-XXX-

**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 \$ 01,100 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 \$	<u>No</u>	Veterans' benefits.....	Yes \$	<u>No</u>
Social Security benefits			Workers compensation.....	Yes \$	<u>No</u>
For you.....	<u>1,100</u>	<u>Yes</u>	Income from absent family members.....	Yes \$	<u>No</u>
For child(ren).....		<u>No</u>	Stocks/bonds.....	Yes \$	<u>No</u>
Unemployment compensation.....	Yes \$	<u>No</u>	Rental income.....	Yes \$	<u>No</u>
Union payments.....	Yes \$	<u>No</u>	Dividends or interest.....	Yes \$	<u>No</u>
Retirement/pensions.....	Yes \$	<u>No</u>	Other kinds of income not on the list.....	Yes \$	<u>No</u>
Trusts.....	Yes \$	<u>No</u>	Gifts.....	Yes \$	<u>No</u>

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 \$ | <u>No</u> | Savings account.....                         | Yes \$ | <u>No</u> |
| Bank account(s).....       | Yes \$ | <u>No</u> | Stocks/bonds.....                            | Yes \$ | <u>No</u> |
| Certificates of deposit or |        |           | Homestead Real Property.....                 | Yes \$ | <u>No</u> |
| money market accounts..... | Yes \$ | <u>No</u> | Motor Vehicle.....                           | Yes \$ | <u>No</u> |
| Boats.....                 | Yes \$ | <u>No</u> | Non-homestead real property/real estate..... | Yes \$ | <u>No</u> |

\*show loans on these assets in paragraph 5

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

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

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  
9-1-64  
Date of Birth 73260-42414-821-0  
Driver's License or ID Number

Janice Baker  
Signature of Applicant for Indigent Status  
Print Full Legal Name JANICE BAKER  
Phone Number (850) 578-4336

4423 Lake Tahoe Circle  
Address, P O Address, Street, City, State, Zip Code W13 FL  
321105

**FILED**

DEC 07 2018

SHARON R. BOCK  
CLERK & COMPTROLLER  
CIRCUIT CIVIL DIVISION

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