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TO  
**APPENDIX**

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## **APPENDIX-A**

**Pages (1)**

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING  
MOTION AND, IF FILED, DETERMINED

IN THE DISTRICT COURT OF APPEAL  
OF FLORIDA  
SECOND DISTRICT

|               |   |                    |
|---------------|---|--------------------|
| LEON BRIGHT,  | ) |                    |
|               | ) |                    |
| Appellant,    | ) |                    |
| v.            | ) | Case No. 2D19-4990 |
|               | ) |                    |
| ANGEL DIDIOS, | ) |                    |
|               | ) |                    |
| Appellee.     | ) |                    |
| _____         | ) |                    |

Opinion filed September 4, 2020.

Appeal from the Circuit Court for  
Hillsborough County; Paul L. Huey, Judge.

Leon Bright, pro se.

PER CURIAM.

Affirmed.

VILLANTI, LUCAS, and SMITH, JJ., Concur.

**APPENDIX-B**

**Pages (1)**

**IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
SECOND DISTRICT, POST OFFICE BOX 327, LAKELAND, FL 33802-0327**

October 15, 2020

**CASE NO.: 2D19-4990**  
**L.T. No.: 18-CA-10842**

**LEON BRIGHT**

**v. ANGEL DIDIOS**

---

**Appellant / Petitioner(s),**

**Appellee / Respondent(s).**

**BY ORDER OF THE COURT:**

Appellant's motion for rehearing en banc, reconsideration, clarification, and written opinion is denied.

I HEREBY CERTIFY that the foregoing is a true copy of the original court order.

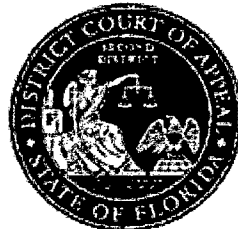
Served:

TAYLOR KAUFMAN, ESQ.  
PAT FRANK, CLERK

LEON BRIGHT

mep

  
\_\_\_\_\_  
Mary Elizabeth Kuenzel  
Clerk



IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
SECOND DISTRICT, POST OFFICE BOX 327, LAKELAND, FL 33803-0327

October 15, 2020

CASE NO.: 2019-4990  
L.T. No.: 18-CA-10842

ANGEL DIDIOS

LEON BRIGHT

Appellant / Respondent(s)

Appellant / Petitioner(s)

BY ORDER OF THE COURT:

Appellant's motion for rehearing en banc, reconsideration, clarification, and  
written opinion is denied.

I HEREBY CERTIFY that the foregoing is a true copy of the original court order.

Served:

LEON BRIGHT

TAYLOR KAUFMAN, ESQ.  
PAT FRANK, CLERK

mep



Walter E. Kaufman  
Walter E. Kaufman  
Clerk

## **APPENDIX-C**

**(a) Denial of Motion to Vacate Pages (3)**

**(b) Order October 14, 2019 granting Certain Underwriters et al., Motion to Dismiss  
Pages (2)**

**(c) Order November 4, 2019 granting Angel Didios er al., Motion to Dismiss  
Pages (2)**



MOTION HEARD, CONSIDERED AND

GRANTED

DENIED

DONE & ORDERED

PAUL L. HUEY, JUDGE

IN THE THIRTEENTH JUDICIAL CIRCUIT

Circuit FOR HILLSBOROUGH COUNTY

COUNTY

Leon Bright Pro'se  
Plaintiff

CASE NO. 18-CA-010842

relative Case 2019-4422

V.

And Didios et al.,

MOTION TO SET ASIDE THIS

COURT'S October 1 2019,

October 6 2019, NOVEMBER 1

2019, NOVEMBER 6, 2019 "ORDERS"

(WHICH EVER MOST RECENT ORDERS

MADE BY THIS COURT GRANTING

DEFENDANTS' MOTION TO DISMISS

PLAINTIFF'S SECOND AMENDED

COMPLAINT PER ANGEL DIDIOS ET AL.,

AND "CERTAIN UNDERWRITERS".

STAMPED IN ERROR

2019 DEC 12 AM 8:29

DISTRICT COURT OF APPEAL  
SECOND DISTRICT

DEC 19 PM 3:08

These so call orders by the Court including Defendants Proposed orders were mailed to Plaintiff's address used while at liberty. This has curtailed meaningful timely notice to appeal per Second DCA December 3 2019 Order. Wherefore, due to Plaintiff's incarceration beginning on August 18 2019 to date he seeks this Court to grant this Motion per

F.R.Civ. P. 1.540(b). Which is to Set aside this Court's Two Most RECENT Prior orders

LEGAL USE ONLY  
BY INMATE BKG #

19-28003

Any other use will result  
in disciplinary action

Granting Defendants: Angel Didias et al.  
and Certain Underwriters (loydd of london)  
MOTION TO DISMISS Plaintiffs Second Amended  
Complaint.

REQUEST FOR NEW  
ORDER ENTERED THIS  
PRESERVING PETITIONER/  
PLAINTIFF RIGHT TO TIMELY  
APPEAL Per. Fla. R.C.P. 1.540 (b)  
And Second DCA December  
3 2019 Order.

In The Interest of Justice, and avoidance  
of manifest Injustice, this Court should grant  
this motion fairly.

C.O.S.

Petitioner / APPELLANT / PLAINTIFF Leon Bright Pro'se  
that the COPY of the foregoing has been furnished  
through H.C.S.O. deputy for U.S. Mailing this  
6 day of December 2019. TO Taylor Kaufman @  
4301 Boy Scout Rd. TAMPA FL 33607, URSULA Richardson @  
315 E. Kennedy Blvd. TAMPA FL and Clerk of The Second  
District Court of Appeal @ P.O. BOX 327, Lakeland  
FL, 33802 - 0327

LEGAL USE ONLY  
BY INMATE BKG #

Leon Bright 19 - 28003

Leon BRIGHT 2014-28003  
1201 ORIENT RD  
TAMPA FLORIDA 33611

DEC 10 2014

DIS

LEGAL MAIL  
ONLY

RECEIVED FROM THE  
FLORIDA DEPARTMENT OF  
CORRECTIONS BY JAIL  
3300 230327 B003  
FROM: TAMPA PENITENT

5

IN THE CIRCUIT COURT OF THE  
13TH JUDICIAL CIRCUIT, IN AND FOR  
HILLSBOROUGH COUNTY, FLORIDA

CIRCUIT CIVIL DIVISION

CASE NO.: 18-CA-010842

LEON BRIGHT,

Plaintiff,

vs.

BLACK FEMALE 'JANE DOE';  
CHECKERS FAST FOOD RESTAURANT  
CORPORATION; CHECKER FAST  
FOOD RESTAURANT, STORE 106;  
CHECKERS RESTAURANT INSURED  
LIABILITY HOLDER [AGENT]; CITY OF  
TAMPA; ANGEL DIDIOS; HECTOR  
MARCIAL-CASTROLOPEZ; T.P.D.  
OFFICER JAMES WOLFF; T.P.D.  
OFFICER SACKRIDER; AUSTIN  
THOMAS,

Defendants.

**ORDER**

THIS CAUSE having come before the Court on "Plaintiff's Motion For Leave To Enjoin Named Defendants To Amended Complaint As Parties And Motion to Effect Proper Service Upon Same" and "Plaintiff's Second Motion for Leave to Join Named Defendant Relevant to 'Certain Underwriters' Insurer Agent Whom Made Appearance Recently in Amended Complaint As Parties and Motion For Extension of Time To Properly Serve Corrected Name And Address Of Defendant And Motion To Effect Proper Service Upon Same,"<sup>1</sup> and the Court having heard argument of counsel on October 1, 2019, and being otherwise advised in the Premises, it is hereupon:

**ORDERED AND ADJUDGED** that:

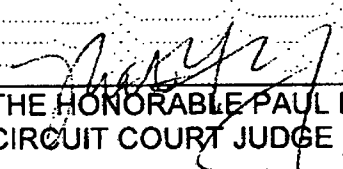
1. Plaintiff's Motions are hereby DENIED.

<sup>1</sup> Both motions will hereinafter collectively be referred to as "Plaintiff's Motions."

FILED  
CLERK OF CIRCUIT COURT  
2019 OCT 14 AM 11:26  
HILLSBOROUGH COUNTY FLA  
CIRCUIT CIVIL

2. All counts against Defendants, CERTAIN UNDERWRITERS AT LLOYD'S, LONDON SUBSCRIBING TO POLICY NUMBER PU115162, improperly named and/or referred to in this lawsuit as (a) "Lloyd's (US) of London. @ WOW Burgers F106"; (b) "Lloyd's of London-Checkers Liability Insurance Holder"; (c) "Lloyd' Liability Insurance Holder"; (d) "Lloyd' Liability Insurance Holder"; (e) "Lloyd' Checkers Liability Insurance Holder"; and (f) "Lloyd's Insured Liability Agent," are hereby dismissed with prejudice.

**DONE AND ORDERED** in Chambers, in Hillsborough County, Florida this 8 day of Oct, 2019.

  
THE HONORABLE PAUL L. HUEY  
CIRCUIT COURT JUDGE

Copies furnished to:

**Michelle M. Bartels, Esq. and Taylor N. Kaufman, Esq.**, Cole, Scott & Kissane, P.A., 4301 West Boy Scout Blvd., #400, Tampa, FL 33607, [michelle.bartels@csklegal.com](mailto:michelle.bartels@csklegal.com), [taylor.kaufman@csklegal.com](mailto:taylor.kaufman@csklegal.com)

**Leon Bright**, 12411 Early Run Lane, Riverview, FL 33578, [Leon33BR@gmail.com](mailto:Leon33BR@gmail.com)

**Skyler D. Stewart, Esq. and Derek J. Bush, Esq.**, Rissman, Barrett, Hurt, Donahue, McLain & Mangan, P.A., 1 N. Dale Mabry Highway, 11<sup>th</sup> Floor, Tampa, FL 33609, [sds.service@rissman.com](mailto:sds.service@rissman.com), [djb.service@rissman.com](mailto:djb.service@rissman.com)

**Clinton D. Flagg, Esq.**, Law Offices of Clinton D. Flagg, P.A., 9155 S. Dadeland Blvd., Suite 1400, Dadeland Centre I, Miami, FL 33156, [clflagg@flagg-law.com](mailto:clflagg@flagg-law.com), [einginares@flagg-law.com](mailto:einginares@flagg-law.com)

**Perdita M. Martin, Esq.**, Berk, Merchant & Sims, PLC, 2 Alhambra Plaza, Suite 700, Coral Gables, FL 33134, [pmartin@berklawfirm.com](mailto:pmartin@berklawfirm.com), [lsaulding@berklawfirm.com](mailto:lsaulding@berklawfirm.com)

**Ursula D. Richardson, Esq.**, Salvatore Territo, City of Tampa Legal Department, 315 E. Kennedy Blvd, 5<sup>th</sup> Floor, Tampa, FL 33602, [Ursula.Richardson@tampagov.net](mailto:Ursula.Richardson@tampagov.net)

IN THE CIRCUIT COURT OF THE  
THIRTEENTH JUDICIAL CIRCUIT, IN AND  
FOR HILLSBOROUGH COUNTY,  
FLORIDA  
CIRCUIT CIVIL DIVISION

LEON BRIGHT,

CASE NO.: 18-CA-010842

Plaintiff,

V.

BLACK FEMALE 'JANE DOE'; CHECKERS  
FAST FOOD RESTAURANT  
CORPORATION; CHECKERS FAST FOOD  
RESTAURANT, STORE 106; CHECKERS  
RESTAURANT INSURED LIABILITY  
HOLDER [agent]; CITY OF TAMPA; ANGEL  
DIDIOS; HECTOR MARCIAL-  
CASTROLOPEZ; T.P.D. OFFICER JAMES  
WOLFF; T.P.D. OFFICER SACKRIDER;  
AUSTIN THOMAS,

Defendants.

FILED  
CLERK OF CIRCUIT COURT  
2019 NOV -4 AM 11:42  
HILLSBOROUGH COUNTY, FLA  
CIRCUIT CIVIL

**ORDER ON DEFENDANTS' MOTION TO DISMISS**

THIS CAUSE having come before the Court on Defendants, ANGEL DIDIOS,  
WOW BURGERS LLC d/b/a WOW BURGERS STORE F106, CHECKER'S DRIVE IN  
RESTAURANT, INC. AND SHAJI JOSEPH'S Motion to Dismiss Plaintiff's Second  
Amended Complaint and the Court having heard argument of counsel on October 1,  
2019, and being otherwise advised in the Premises, it is hereupon:

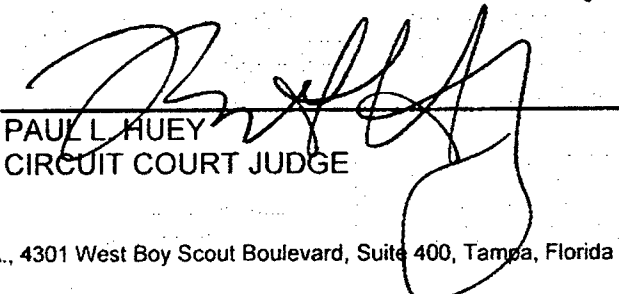
ORDERED AND ADJUDGED that:

1. Defendants, ANGEL DIDIOS, WOW BURGERS LLC d/b/a WOW BURGERS  
STORE F106, CHECKER'S DRIVE IN RESTAURANT, INC. AND SHAJI  
JOSEPH'S Motion to Dismiss Plaintiff's Second Amended Complaint is  
hereby GRANTED.

CASE NO.: 18-CA-010842

2. All counts against Defendants, ANGEL DIDIOS, WOW BURGERS LLC d/b/a WOW BURGERS STORE F106, CHECKER'S DRIVE IN RESTAURANT, INC. AND SHAJI JOSEPH, are hereby dismissed with prejudice.

DONE and ORDERED in Chambers at Hillsborough County, Florida, this 1 day of Nov, 2019.

  
PAUL L. HUEY  
CIRCUIT COURT JUDGE

Copies furnished to:

Taylor N. Kaufman, Esq., Cole, Scott & Kissane, P.A., 4301 West Boy Scout Boulevard, Suite 400, Tampa, Florida 33607, [taylor.kaufman@csklegal.com](mailto:taylor.kaufman@csklegal.com)

Leon Bright, 12411 Early Run Lane, Riverview, FL 33578, [Leon33BR@gmail.com](mailto:Leon33BR@gmail.com); 1201 Orient Road, Tampa, FL 33619

Ursula D. Richardson, Esq., Salvatore Territo, City of Tampa Legal Department, 315 E. Kennedy Blvd, 5<sup>th</sup> Floor, Tampa, FL 33602, [Ursula.Richardson@tampagov.net](mailto:Ursula.Richardson@tampagov.net)

Perdita M. Martin, Esq., Berk, Merchant & Sims, PLC, 2 Alhambra Plaza, Suite 700, Coral Gables, FL 33134, [pmartin@berklaw.com](mailto:pmartin@berklaw.com)

**APPENDIX-D(a)-(b)**

**(a)-Angel Didios 'Notice of Hearing' Pages (2).**

**(b)-Certain Underwriters 'Notice of Hearing' Pages (3)**





EXHIBIT TWO: - A -

IN THE CIRCUIT COURT OF THE  
THIRTEENTH JUDICIAL CIRCUIT, IN AND  
FOR HILLSBOROUGH COUNTY,  
FLORIDA  
CIRCUIT CIVIL DIVISION

LEON BRIGHT,

CASE NO.: 18-CA-010842

Plaintiff,

v.

BLACK FEMALE 'JANE DOE'; CHECKERS  
FAST FOOD RESTAURANT  
CORPORATION; CHECKERS FAST FOOD  
RESTAURANT, STORE 106; CHECKERS  
RESTAURANT INSURED LIABILITY  
HOLDER [agent]; CITY OF TAMPA; ANGEL  
DIDIOS; HECTOR MARCIAL-  
CASTROLOPEZ; T.P.D. OFFICER JAMES  
WOLFF; T.P.D. OFFICER SACKRIDER;  
AUSTIN THOMAS,

Defendants.

NOTICE OF HEARING

PLEASE TAKE NOTICE that a hearing has been set by Defendants, ANGEL  
DIDIOS; WOW BURGERS LLC d/b/a WOW BURGERS STORE F106; CHECKER'S  
DRIVE IN RESTAURANT, INC. and SHAJI JOSEPH, as follows:

**Date and Time:** October 1, 2019 at 3:15 p.m.

**Judge:** Honorable Paul L Huey

**Place:** Hillsborough County Courthouse - Edgecomb Courthouse  
800 E. Twiggs St., Room #527,  
Tampa, FL 33602

**Motion(s):** DEFENDANT'S MOTION TO DISMISS PLAINTIFF'S SECOND  
AMENDED COMPLAINT

COLE, SCOTT & KISSANE, P.A.

4301 WEST BOY SCOUT BOULEVARD - SUITE 400 - TAMPA, FLORIDA 33607 - (813) 289-9300 - (813) 286-2900 FAX

Time Reserved: 15 minutes

PLEASE BE GOVERNED ACCORDINGLY.

"If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact the ADA Coordinator, Hillsborough County Courthouse, 800 E. Twiggs St., Room 604, Tampa, Florida 33602, (813) 272-7040, at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the scheduled appearance is less than 7 days; if you are hearing or voice impaired, call 711."

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 22nd day of August, 2019, a true and correct copy of the foregoing was filed with the Clerk of Hillsborough County by using the Florida Courts e-Filing Portal, which will send an automatic e-mail message to the following parties registered with the e-Filing Portal system:

COLE, SCOTT & KISSANE, P.A.  
Counsel for Defendant ANGEL DIDIOS; WOW  
BURGERS LLC d/b/a WOW BURGERS STORE  
F106; CHECKER'S DRIVE IN RESTAURANT,  
INC. and SHAJI JOSEPH  
4301 West Boy Scout Boulevard  
Suite 400  
Tampa, Florida 33607  
Telephone (813) 509-2634  
Facsimile (813) 286-2900  
Primary e-mail: michelle.bartels@csklegal.com  
Secondary e-mail: taylor.kaufman@csklegal.com  
Alternate e-mail: amy.stout@csklegal.com

IN THE CIRCUIT COURT OF THE  
13TH JUDICIAL CIRCUIT, IN AND FOR  
HILLSBOROUGH COUNTY, FLORIDA

CIRCUIT CIVIL DIVISION

CASE NO.: 18-CA-010842

LEON BRIGHT,

Plaintiff,

vs.

BLACK FEMALE 'JANE DOE';  
CHECKERS FAST FOOD RESTAURANT  
CORPORATION; CHECKER FAST  
FOOD RESTAURANT, STORE 106;  
CHECKERS RESTAURANT INSURED  
LIABILITY HOLDER [AGENT]; CITY OF  
TAMPA; ANGEL DIDIOS; HECTOR  
MARCIAL-CASTROLOPEZ; T.P.D.  
OFFICER JAMES WOLFF; T.P.D.  
OFFICER SACKRIDER; AUSTIN  
THOMAS,

Defendants.

---

**CROSS-NOTICE OF HEARING**

**PLEASE TAKE NOTICE** that the Defendants, CERTAIN UNDERWRITERS AT LLOYD'S, LONDON SUBSCRIBING TO POLICY NUMBER PU115162, improperly named and/or referred to as (a) "Lloyd's (US) of London. @ WOW Burgers F106"; (b) "Lloyd's of London-Checkers Liability Insurance Holder"; (c) "Lloyd' Liability Insurance Holder"; (d) "Lloyd' Liability Insurance Holder"; (e) "Lloyd' Checkers Liability Insurance Holder"; and (f) "Lloyd's Insured Liability Agent," has scheduled a hearing on **Tuesday, October 1, 2019 at 3:15 P.M.** before **The Honorable Paul L. Huey**, at the Hillsborough County Courthouse, 800 Twiggs Street, Courtroom 527, Tampa, Florida 33602, on the following:

**DEFENDANTS' NOTICE OF ADOPTION OF NON-PARTY, CORPORATION OF LLOYD'S RESPONSE TO PLAINTIFF'S MOTION FOR LEAVE TO "EJOIN" NAMED**

BERK, MERCHANT | & | SIMS  
P.L.C.

**DEFENDANTS TO AMEND THE COMPLAINT AS PARTIES AND MOTION TO  
AFFECT PROPER SERVICE UPON SAME**

*PLEASE BE GOVERNED ACCORDINGLY.*

Movant counsel certifies that a bona fide effort to agree or to narrow the issues on the Motion noticed has been made with opposing counsel, such effort has been made prior to the scheduled hearing to no avail.

Respectfully submitted,

**BERK MERCHANT & SIMS, PLC**

/s/Perdita M. Martin

William S. Berk / FBN: 349828  
Perdita M. Martin / FBN: 855111  
2 Alhambra Plaza, Suite 700  
Coral Gables, FL 33134  
(786) 338-2900, Ext. 182  
(786) 338-2888 – Fax  
[wberk@berklawfirm.com](mailto:wberk@berklawfirm.com)  
[mjoseph@berklawfirm.com](mailto:mjoseph@berklawfirm.com)  
[Pmartin@berklawfirm.com](mailto:Pmartin@berklawfirm.com)  
[Lspaulding@berklawfirm.com](mailto:Lspaulding@berklawfirm.com)  
***Counsel for Defendants***

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by and to the email(s) listed below on this 11<sup>th</sup> day of September, 2019, to:

Leon Bright  
12411 Early Run Lane  
Riverview, Florida 33578  
[Leon33BR@gmail.com](mailto:Leon33BR@gmail.com)  
*Pro Se*

Michelle M. Bartels, Esq.  
Florida Bar No.: 105757  
Taylor N. Kaufman, Esq.  
Cole, Scott & Kissane, P.A.  
Florida Bar No.: 124402  
4301 West Boy Scout Blvd., #400  
Tampa, Florida 33607

**BERK, MERCHANT & SIMS  
P.L.C.**

813-509-2634  
813-286-2900 – Fax  
[Michelle.bartels@csklegal.com](mailto:Michelle.bartels@csklegal.com)  
[Taylor.kaufman@csklegal.com](mailto:Taylor.kaufman@csklegal.com)  
*Counsel for Defendants,  
Angel Didios, WOW Burgers,  
LLC d/b/a WOW Burgers F106, LLC*

Skyler D. Stewart, Esq.  
Derek J. Bush, Esq.  
Rissman, Barrett, Hurt, Donahue,  
McLain & Mangan, P.A.  
1 N. Dale Mabry Highway, 11<sup>th</sup> Floor  
Tampa, Florida 33609  
(813) 221-3114  
(813) 221-3033 – Fax  
[Sds.service@rissman.com](mailto:Sds.service@rissman.com)  
[Djb.service@rissman.com](mailto:Djb.service@rissman.com)  
*Counsel for Checkers Restaurant  
Insured Liability Holder & Checkers  
Fast Food Restaurant Corporation*

Clinton D. Flagg, Esq.  
Law Offices of Clinton D. Flagg, P.A.  
9155 South Dadeland Blvd.  
Suite 1400, Dadeland Centre I  
Miami, Florida 33156  
(305) 669-0506  
(305) 669-8980 – Fax  
[cflagg@flagg-law.com](mailto:cflagg@flagg-law.com)  
[einginares@flagg-law.com](mailto:einginares@flagg-law.com)  
*Counsel for Corporation of Lloyd's*

/s/Perdita M. Martin  
PERDITA M. MARTIN

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