

APPENDIX “A”

DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA
FOURTH DISTRICT

THOMAS JAMES MCNULTY,
Appellant,

v.

**ROSE OLIVO, ANTHONY OLIVO, and RENE COLEY, as Agent of
ATLANTIC SHORE REALTY EXECUTIVES, LLC, d/b/a ATLANTIC
SHORE REALTY EXPERTISE,**
Appellees.

No. 4D21-2828

[July 21, 2022]

Appeal from the Circuit Court for the Nineteenth Judicial Circuit, St. Lucie County; Laurie E. Buchanan, Judge; L.T. Case No. 562021CA000751.

Thomas James McNulty, Florida City, pro se.

No brief filed for appellees.

PER CURIAM.

Affirmed.

KLINGENSMITH, C.J., WARNER and CONNER, JJ., concur.

* * *

Not final until disposition of timely filed motion for rehearing.

APPENDIX “B”

MICHELLE R. MILLER, CLERK OF THE CIRCUIT COURT - SAINT LUCIE COUNTY
FILE # 4917050 OR BOOK 4676 PAGE 1656, Recorded 08/31/2021 09:24:54 AM

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IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
IN AND FOR ST. LUCIE COUNTY, FLORIDA

THOMAS JAMES MCNULTY,
SOLE INTERESTESTED BENEFICIARY TO
THE ESTATE OF BETTY JANE CONTILLO
Plaintiff,

CASE NO.: 56 2021 CA 000751

vs.

ROSE OLIVO, OWNER AND ANTHONY OLIVO,
OWNER and RENE COLEY, AS AGENT/
OF ATLANTIC SHORE REALTY EXECUTIVES,
LLC. DBA: ATLANTIC SHORE REALTY EXPERTISE,
Defendant.

**ORDER GRANTING DEFENDANT'S MOTION TO DISMISS
PLAINTIFF'S COMPLAINT**

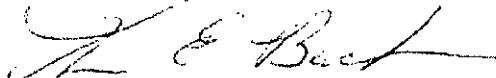
This matter came before the Court on August 30, 2021 on the above-titled matter. The Court, having considered the arguments presented by the Plaintiff and Defendant and having reviewed the motion, the opposition filed by the Plaintiff, the court file and relevant statutory FINDS as follows:

1. The Plaintiff is not the personal representative of the estate.
2. The Plaintiff lacks standing to bring the suit.

It is therefore ORDERED that:

- A. Defendant's Motion to Dismiss is **GRANTED**.
- B. This action is **DISMISSED WITH PREJUDICE**.

ORDERED in Fort Pierce, St. Lucie County, Florida, on August 30, 2021.


Electronically Signed by Circuit Judge Laurie E. Buchanan
12:56 pm, Aug 30, 2021

LAURIE E. BUCHANAN
Circuit Judge

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