

**IN THE CIRCUIT COURT OF THE
17th JUDICIAL CIRCUIT, IN AND FOR
BROWARD COUNTY, FLORIDA**

**MARGARET J. SMITH as Managing General
Partner of P&S ASSOCIATES, GENERAL
PARTNERSHIP, et al.**

CASE NO.: 12-034121 CA 04

COMPLEX LITIGATION DIVISION

Plaintiff,

v.

**JANET A. HOOKER CHARITABLE TRUST, a
charitable trust, et. al.,**

Defendants.

**DEFENDANT ERISCA P. GIANNA'S MOTION FOR
EXTENSION OF TIME TO FILE HER MOTION FOR SUMMARY
JUDGMENT SOLELY AS TO THE ISSUE OF STATUTE OF LIMITATIONS**

Defendant, Erisca P. Gianna, ("EG") hereby moves this Court for an extension of time to file her Motion for Summary Judgment as to the issue of Statute of Limitations, and states:

1. Defendant EG has chosen to have Attorney Gary Rotella take over the defense of her case.
2. Attorney Rotella has recently been retained and has not had a full opportunity to review the entire file and prepare EG's Motion for Summary Judgment ("MSJ").
3. An additional short extension of time to file EG's MSJ would not prejudice the Plaintiff. Therefore, Defendant EG respectfully requests a one week extension to file her MSJ, thereby requiring that it be due by February 28, 2014 (unless a later date is granted as a result of Plaintiff's Motion for Leave to File a Third Amended Complaint).

WHEREFORE, Defendant Ersica P. Gianna respectfully requests this Court grant her motion for an extension of time to file her Motion for Summary Judgment as to the issue of Statute of Limitations, and for such other relief as this Court finds just, fair, and equitable.

Dated: February 19, 2014

Respectfully submitted,

ASSOULINE & BERLOWE, P.A.

213 E. Sheridan Street, Suite 3

Dania Beach, Florida 33004

Telephone: (954) 929-1899

Facsimile: (954) 922-6662

By: /s/ Eric N. Assouline

Eric N. Assouline (FBN 106143)

ena@assoulineberlowe.com

Secondary E-Mail: ah@assoulineberlowe.com

Attorneys for Defendant Erisca P. Gianna

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that a copy of the foregoing was furnished Via Electronic mail this 19th day of February, 2014 to the following Service List:

| Name | Primary Email | Alternate Email 1 | Alternate Email 2 |
|---------------------|--|--|--|
| Ana Hesny | ah@assoulineberlowe.com | ena@assoulineberlowe.com | |
| Eric N. Assouline | ena@assoulineberlowe.com | ah@assoulineberlowe.com | |
| Annette M. Urena | aurena@dkdr.com | cmackey@dkdr.com | |
| Daniel W Matlow | dmatlow@danmatlow.com | assistant@danmatlow.com | |
| Debra D. Klingsberg | dklingsberg@huntgross.com | | |
| Robert J. Hunt | boh hunt@huntgross.com | | |
| Joanne Wilcomes | jwilcomes@mccarter.com | | |
| Evan Frederick | efrederick@mccaberabin.com | | |
| Etan Mark | emark@bergersingerman.com | drt@bergersingerman.com | lyun@bergersingerman.com |
| Evan H Frederick | efrederick@mccaberabin.com | janet@mccaberabin.com | beth@mccaberabin.com |
| A. Urena | aurenda@dkdr.com | | |
| B. Lieberman | blieberman@messana-law.com | | |
| Joseph P Klapholz | jklap@klapholzpa.com | dml@klapholzpa.com | |
| Julian H Kreeger | juliankreeger@gmail.com | | |
| L Andrew S Riccio | ena@assoulineberlowe.com | ah@assoulineberlowe.com | |
| Leonard K. Samuels | lsamuels@bergersingerman.com | vleon@bergersingerman.com | drt@bergersingerman.com |

| Name | Primary Email | Alternate Email 1 | Alternate Email 2 |
|------------------------------|--|--|--|
| Michael C Foster | mfoster@dkdr.com | cmackey@dkdr.com | kdominguez@dkdr.com |
| Richard T. Woulfe | pleadings.RTW@bunnellwoulfe.com | | |
| Michael R. Casey, Esquire | mcasey666@gmail.com | | |
| Marc Dobin | service@dobinlaw.com | | |
| Peter Herman | PGH@trippscott.com | | |
| Robert J Hunt | bohunt@huntgross.com | sharon@huntgross.com | eservice@huntgross.com |
| Ryon M Mccabe | rmccabe@mccaberabin.com | janet@mccaberabin.com | beth@mccaberabin.com |
| Steven D. Weber | sweber@bergersingerman.com | lwebster@bergersingerman.com | drt@bergersingerman.com |
| Thomas J. Goodwin | tgoodwin@mccarter.com | nwendt@mccarter.com | jwilcomes@mccarter.com |
| Thomas L Abrams | tabrams@tabramslaw.com | fcolumbo@tabramslaw.com | |
| Thomas M. Messana | tmessana@messana-law.com | tmessana@bellsouth.net | mwslawfirm@gmail.com |
| Zachary P Hyman | zhyman@bergersingerman.com | DRT@bergersingerman.com | clamb@bergersingerman.com |

By: /s/ Eric N. Assouline
Eric N. Assouline