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**U.S. District Court
Middle District of Florida (Tampa)
CIVIL DOCKET FOR CASE #: 8:13-cv-02782-EAK-EAJ**

Moon et al v. Medical Technology Associates, Inc.
Assigned to: Judge Elizabeth A. Kovachevich
Referred to: Magistrate Judge Elizabeth A. Jenkins
Case in other court: 11th Circuit, 14-11155-A
Cause: 28:1332 Diversity-Declaratory Judgment

Date Filed: 10/29/2013
Date Terminated: 06/22/2015
Jury Demand: None
Nature of Suit: 190 Contract: Other
Jurisdiction: Diversity

Plaintiff

Alfred Moon

represented by **Jonathan E. Pollard**
Law Office of Jonathan E. Pollard
Suite 1400
401 E Las Olas Blvd
Ft Lauderdale, FL 33301
954/332-2380
Fax: 866/594-5731
Email: jpollard@pollardllc.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Alfred Moon, Jr.

represented by **Jonathan E. Pollard**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Cheryl Moon

represented by **Jonathan E. Pollard**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Plaintiff

Megan White

represented by **Jonathan E. Pollard**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Medical Technology Associates, Inc.

represented by **Edward B. Carlstedt**
Ford & Harrison, LLP
Suite 900
101 E Kennedy Blvd
Tampa, FL 33602
813/223-7474
Fax: 813/229-6553
Email: ecarlstedt@fordharrison.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

M. Susan Sacco
Ford & Harrison, LLP
Suite 1300
300 S Orange Ave
Orlando, FL 32801
407/418-2300
Fax: 407/418-2327
Email: ssacco@fordharrison.com
ATTORNEY TO BE NOTICED

Counter Claimant

Medical Technology Associates, Inc.

represented by **Edward B. Carlstedt**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

M. Susan Sacco
(See above for address)
ATTORNEY TO BE NOTICED

V.

Counter Defendant

Alfred Moon

represented by **Jonathan E. Pollard**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Counter Defendant

Alfred Moon, Jr.

represented by **Jonathan E. Pollard**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Counter Defendant**Megan White**

represented by **Jonathan E. Pollard**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Counter Defendant**Cheryl Moon**

represented by **Jonathan E. Pollard**
 (See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
10/29/2013	1	COMPLAINT against Medical Technology Associates, Inc. filed by Alfred Moon, Alfred Moon, Jr., Megan White, Cheryl Moon. (Filing fee \$ 400 receipt number TPA-20151) (Attachments: # 1 Exhibit A, # 2 Exhibit B part 1 of 2, # 3 Exhibit B part 2 of 2, # 4 Exhibit C part 1 of 2, # 5 Exhibit C part 2 of 2, # 6 Exhibit D part 1 of 2, # 7 Exhibit D part 2 of 2, # 8 Exhibit E, # 9 Civil Cover Sheet)(RVB) (Entered: 10/30/2013)
10/29/2013	2	SUMMONS issued as to Medical Technology Associates, Inc.. (RVB) (Entered: 10/30/2013)
10/30/2013	3	STANDING ORDER: Filing of documents that exceed twenty-five pages. Signed by Judge Elizabeth A. Kovachevich. (RVB) (Entered: 10/30/2013)
10/31/2013	4	NOTICE of designation under Local Rule 3.05 - Track 2 (CLM) (Entered: 10/31/2013)
11/25/2013	5	<i>Defendant's</i> ANSWER and affirmative defenses to 1 Complaint , COUNTERCLAIM against Alfred Moon, Alfred Moon, Jr., Megan White, Cheryl Moon by Medical Technology Associates, Inc. (Attachments: # 1 Exhibit Agreement signed by Alfred Moon, # 2 Exhibit Agreement signed by Cheryl Moon, # 3 Exhibit Agreement signed by Al Moon, # 4 Exhibit Agreement signed by Megan White, # 5 Exhibit Agreement signed by Alfred Moon, Jr.)(Sacco, M.) Modified on 11/26/2013 to correct counter-defendant parties (RVB). (Entered: 11/25/2013)
12/04/2013	6	AMENDED ANSWER to <i>and Affirmative Defenses to Plaintiff's Complaint</i> 1 Complaint, 5 Answer to ComplaintCounterclaim , Amended COUNTERCLAIM to <i>Plaintiff's Complaint</i> against Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White by Medical Technology Associates, Inc.. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E)(Sacco, M.) (Entered: 12/04/2013)
12/16/2013	7	<i>Counter-Defendants'</i> REPLY to 6 Counterclaim by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. Related document: 5 Answer to ComplaintCounterclaim filed by Medical Technology Associates, Inc..(Pollard,

		Jonathan) (Entered: 12/16/2013)
12/20/2013	8	MOTION for preliminary injunction by Medical Technology Associates, Inc.. (Attachments: # 1 Exhibit Proposed Order)(Sacco, M.) (Entered: 12/20/2013)
12/20/2013	9	NOTICE of Declarations in Support of 8 MOTION for preliminary injunction by Medical Technology Associates, Inc. (Sacco, M.) Modified on 12/23/2013 (RVB). (Entered: 12/20/2013)
12/20/2013	10	MOTION for Disclosure by Medical Technology Associates, Inc.. (Sacco, M.) Motions referred to Magistrate Judge Elizabeth A. Jenkins. (Entered: 12/20/2013)
12/23/2013	11	ORDER denying without prejudice 10 Counter-Claimant's Motion for Disclosure to Court of Purchase Price Paid for Moon Medical, Inc. See order for details. Signed by Magistrate Judge Elizabeth A. Jenkins on 12/23/2013. (KMG) (Entered: 12/23/2013)
01/06/2014	12	MOTION for Disclosure of Purchase Price and Memorandum of Law in Support by Medical Technology Associates, Inc.. (Sacco, M.) Motions referred to Magistrate Judge Elizabeth A. Jenkins. (Entered: 01/06/2014)
01/07/2014	13	ENDORSED ORDER to show cause on or before 1/13/14 why the 8 MOTION for preliminary injunction filed by Medical Technology Associates, Inc. should not be granted, as the plaintiff has failed to file a timely response to the motion. Signed by Judge Elizabeth A. Kovachevich on 1/7/2014. (SN) (Entered: 01/07/2014)
01/07/2014	14	RESPONSE TO ORDER TO SHOW CAUSE re 13 Order filed by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 01/07/2014)
01/08/2014	15	ENDORSED ORDER granting the request for time to respond to the pending motion for preliminary injunction up to and including 1/21/14. Signed by Judge Elizabeth A. Kovachevich on 1/8/2014. (SN) (Entered: 01/08/2014)
01/17/2014	16	NOTICE by Medical Technology Associates, Inc. re 8 MOTION for preliminary injunction <i>Filing Additional Declarations in Support</i> (Attachments: # 1 Affidavit Kenneth Spies Declaration, # 2 Affidavit Donald Nieves Declaration)(Sacco, M.) (Entered: 01/17/2014)
01/21/2014	17	MEMORANDUM in opposition re 8 Motion for preliminary injunction filed by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 01/21/2014)
01/22/2014	18	MEMORANDUM in opposition re 8 Motion for preliminary injunction filed by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Attachments: # 1 Exhibit Ex. A - Cheryl Moon Agreement, # 2 Exhibit Ex. B - Alfred Moon Agreement, # 3 Exhibit Ex. C - Cheryl Moon Declaration, # 4 Exhibit Ex. D - Alfred Moon Declaration, # 5 Exhibit Ex. E - Alfred Moon Jr. Declaration, # 6 Exhibit Ex. F - Mueller Declaration, # 7 Exhibit Ex. G - Brennan Declaration, # 8 Exhibit Ex. H - Axtell Declaration)(Pollard, Jonathan) (Entered: 01/22/2014)
01/28/2014	19	NOTICE by Medical Technology Associates, Inc. re 8 MOTION for preliminary injunction <i>Filing Supplemental Declaration of Clark Zeit</i> (Attachments: # 1 Affidavit

		Supplemental Declaration of Clark Zeit)(Sacco, M.) (Entered: 01/28/2014)
01/28/2014	20	CORPORATE Disclosure Statement by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 01/28/2014)
01/31/2014	21	NOTICE of hearing on motion 8 MOTION for preliminary injunction . Motion Hearing set for 2/7/2014 at 10:30 AM in Tampa Courtroom 14 A before Judge Elizabeth A. Kovachevich. Note: 2 hours reserved. (CLM) (Entered: 01/31/2014)
02/03/2014	22	MOTION to allow electronic equipment, specifically laptop computer and cell phone by All Plaintiffs. (Attachments: # 1 Exhibit A--Unpublished Order, # 2 Text of Proposed Order Granting Moons' Motion To Use Electronic Equipment)(Pollard, Jonathan) (Entered: 02/03/2014)
02/03/2014	23	RESPONSE in Opposition re 22 MOTION to allow electronic equipment, specifically laptop computer and cell phone filed by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 02/03/2014)
02/05/2014	24	*DOCUMENT TERMINATED. FILED IN ERROR. PLEASE REFER TO PROPER FILING AT DOC. 25 .* REPLY to Response to Motion re 22 MOTION to allow electronic equipment, specifically laptop computer and cell phone filed by Cheryl Moon. (Pollard, Jonathan) Modified on 2/5/2014 (CD). (Entered: 02/05/2014)
02/05/2014	25	MOTION for miscellaneous relief, specifically Clarification re D.E. 21 by All Plaintiffs. (Pollard, Jonathan) (Entered: 02/05/2014)
02/05/2014	26	RESPONSE in Opposition re 25 MOTION for miscellaneous relief, specifically Clarification re D.E. 21 filed by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 02/05/2014)
02/06/2014	27	ORDER granting in part and denying in part 12 Counter-Claimant's Renewed Motion to Disclose Purchase Price and Memorandum of Law. See order for details. Signed by Magistrate Judge Elizabeth A. Jenkins on 2/6/2014. (KMG) (Entered: 02/06/2014)
02/06/2014	28	ORDER re 25 MOTION for miscellaneous relief, specifically Clarification re D.E. 21 filed by Cheryl Moon, Alfred Moon, Jr., Megan White, Alfred Moon. See Order for details. Signed by Judge Elizabeth A. Kovachevich on 2/6/2014. (rjm) (Entered: 02/06/2014)
02/07/2014	29	Minute Entry. Proceedings held before Judge Elizabeth A. Kovachevich: MOTION HEARING held on 2/7/2014 re 8 MOTION for preliminary injunction filed by Medical Technology Associates, Inc. Court Reporter: Melissa Pierson (CLM) (Entered: 02/07/2014)
02/07/2014	30	ORAL ORDER ruling deferred 8 Motion for Preliminary Injunction. Signed by Judge Elizabeth A. Kovachevich on 2/7/2014. (CLM) (Entered: 02/07/2014)
02/07/2014	31	Exhibit List by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (CLM) (Entered: 02/10/2014)
02/10/2014	32	NOTICE of EXHIBITS placed in the EXHIBIT ROOM [(1 Envelope-Plaintiff/Counter Claimant Echibits-Evidentiary Motion Proceeding)] (VCG)

		(Entered: 02/13/2014)
02/18/2014	35	ORDER Granting in Part and Denying in Part 8 Motion for Preliminary Injunction. See Order for details. Signed by Judge Elizabeth A. Kovachevich on 2/18/2014.(rjm) (Entered: 02/18/2014)
02/18/2014	36	ORDER to show cause why this case should not be dismissed for lack of prosecution due to the non-filing of a Case Management Report within the time prescribed by Local Rule 3.05. The Plaintiff shall file a written response within eleven (11) days as to Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. Signed by Judge Elizabeth A. Kovachevich on 2/18/2014. (CLM) (Entered: 02/18/2014)
02/20/2014	37	REGISTRY MONIES received by Medical Technology Associates, Inc., in the amount of \$10,000.00, pursuant to 35 Order; Receipt # TPA021998. (DMS) (Entered: 02/20/2014)
02/25/2014	38	ENDORSED ORDER finding as moot 22 Motion to allow electronic equipment. Signed by Judge Elizabeth A. Kovachevich on 2/25/2014. (SN) (Entered: 02/25/2014)
02/25/2014	39	ENDORSED ORDER finding as moot 25 Motion to clarify. Signed by Judge Elizabeth A. Kovachevich on 2/25/2014. (SN) (Entered: 02/25/2014)
02/27/2014	40	TRANSCRIPT of Motion for Preliminary Injunction held on 2/7/2014 before Judge Elizabeth A. Kovachevich. Court Reporter/Transcriber Melissa Pierson, Telephone number (813) 301-5336. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER or purchased through the Court Reporter. Redaction Request due 3/20/2014, Redacted Transcript Deadline set for 3/31/2014, Release of Transcript Restriction set for 5/28/2014. (Pierson, Melissa) (Entered: 02/27/2014)
02/28/2014	41	NOTICE to counsel of filing of OFFICIAL TRANSCRIPT. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days. Any party needing a copy of the transcript to review for redaction purposes may purchase a copy from the court reporter or view the document at the clerk's office public terminal. Court Reporter: Melissa Pierson. (Pierson, Melissa) (Entered: 02/28/2014)
02/28/2014	42	RESPONSE TO ORDER TO SHOW CAUSE re 36 Order to show cause filed by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 02/28/2014)
03/03/2014	43	ENDORSED ORDER extending time to file case management report up to and including 3/5/14 pursuant to request of 42 Response to order to show cause and granting request to conduct conference telephonically. Signed by Judge Elizabeth A. Kovachevich on 3/3/2014. (SN) (Entered: 03/03/2014)
03/05/2014	44	CASE MANAGEMENT REPORT. (Pollard, Jonathan) (Entered: 03/05/2014)
03/07/2014	45	NOTICE OF INTERLOCUTORY APPEAL as to 35 Order on Motion for Preliminary

		Injunction by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. Filing fee not paid. (Pollard, Jonathan) (Entered: 03/07/2014)
03/07/2014	46	NOTICE of intent to request redaction by Jonathan E. Pollard re 40 Transcript (Pollard, Jonathan) (Entered: 03/07/2014)
03/10/2014	47	TRANSMITTAL of initial appeal package to USCA consisting of copies of notice of appeal, docket sheet, order/judgment being appealed, and motion, if applicable to USCA re 45 Notice of Interlocutory Appeal. Eleventh Circuit Transcript information form forwarded to pro se litigants and available to counsel at www.flmd.uscourts.gov under Forms and Publications/General. (BSN) (Entered: 03/10/2014)
03/10/2014	48	MOTION to stay re 35 Order on Motion for Preliminary Injunction by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 03/10/2014)
03/13/2014	49	RESPONSE in Opposition re 48 MOTION to stay re 35 Order on Motion for Preliminary Injunction filed by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 03/13/2014)
03/18/2014		USCA appeal fees received \$ 505 receipt number tpa22456 re 45 Notice of Interlocutory Appeal filed by Cheryl Moon, Alfred Moon, Jr., Megan White, Alfred Moon (ARC) (Entered: 03/18/2014)
03/19/2014		TRANSMITTAL to USCA forwarding appeals fees paid re 45 Notice of Interlocutory Appeal USCA number: unknown. (JNB) (Entered: 03/19/2014)
03/19/2014	50	ORDER denying 48 motion to stay. Signed by Judge Elizabeth A. Kovachevich on 3/19/2014. (SN) (Entered: 03/19/2014)
03/19/2014	51	CASE MANAGEMENT AND SCHEDULING ORDER: Amended Pleadings due by 4/26/2014, Joinder of Parties due by 4/26/2014, Discovery due by 11/5/2014, Dispositive motions due by 12/5/2014, Plaintiff disclosure of expert report due by 8/27/2014, Defendant disclosure of expert report due by 10/24/2014. Final Pretrial Conference set for 5/5/2015 at 11:00 AM in Tampa Courtroom 11 A before Magistrate Judge Elizabeth A. Jenkins. Jury Trial set for 6/2/2015 at 10:00 AM in Tampa Courtroom 14 A before Judge Elizabeth A. Kovachevich. Conduct mediation hearing by 11/5/2014. Lead counsel to coordinate dates. This is a jury trial which is expected to take 3 days to try. Signed by Judge Elizabeth A. Kovachevich on 3/19/2014. (SN) (Entered: 03/19/2014)
03/20/2014	52	TRANSCRIPT information form filed by Medical Technology Associates, Inc. for proceedings held on 02/07/2014 before Judge Elizabeth A. Kovachevich re 45 Notice of Interlocutory Appeal. USCA number: 14-11155. (Sacco, M.) (Entered: 03/20/2014)
03/24/2014	53	ORDER of USCA: Appellants' motion to stay is DENIED. The Clerk is directed to treat any motion for reconsideration of this order as a non emergency matter as to 45 Notice of Interlocutory Appeal filed by Cheryl Moon, Alfred Moon, Jr., Megan White, Alfred Moon. EOD: 3/21/14; USCA number: 14-11155-AA. (JNB) (Entered: 03/24/2014)

03/24/2014	54	COURT REPORTER ACKNOWLEDGMENT by Melissa Pierson re 45 Notice of Interlocutory Appeal Estimated transcript filing date: 2/27/14. USCA number: 14-11155-A. (BSN) (Entered: 03/26/2014)
03/24/2014	55	NOTIFICATION that transcript has been filed on 2/27/14 by Melissa Pierson re: 45 Notice of Interlocutory Appeal. USCA number: 14-11155-A. (BSN) (Entered: 03/26/2014)
04/09/2014	56	NOTICE of mediation conference/hearing to be held on April 21, 2014 before Lynn Cole.(Cole, Lynn) Modified TEXT on 4/9/2014 (RFK). (Entered: 04/09/2014)
04/09/2014	57	ENDORSED AMENDED ORDER re 51 Case management and scheduling order to correct trial date to 6/1/15. Signed by Judge Elizabeth A. Kovachevich on 4/9/2014. (SN) (Entered: 04/09/2014)
04/22/2014	58	MEDIATION report Hearing held on April 21, 2014. Hearing outcome: Impasse. (Cole, Lynn) Modified **Wrong event code used** on 4/22/2014 (RFK). (Entered: 04/22/2014)
06/27/2014		Pursuant to F.R.A.P. 11(c), the Clerk of the District Court for the Middle District of Florida certifies that the record is complete for the purposes of this appeal re: 45 Notice of Interlocutory Appeal. All documents are imaged and available for the USCA to retrieve electronically. USCA number: 14-11155-AA (KMB) (Entered: 06/27/2014)
08/01/2014	59	Correspondence, by Titan Plumbing, LLC (KMB) (Entered: 08/06/2014)
08/20/2014	60	OPINION/ORDER of USCA. VACATED AND REMANDED as to 45 Notice of Interlocutory Appeal filed by Cheryl Moon, Alfred Moon, Jr., Megan White, Alfred Moon. EOD: 8/18/14; Mandate to issue at a later date. USCA number: 14-11155-AA. (JNB) (Entered: 08/20/2014)
09/08/2014	61	ORDER Directing Attorneys to Provide the Court with Pertinent Information. The attorneys for both Counter-Claimant and Counter-Defendants are hereby Ordered to provide information necessary to schedule an evidentiary hearing by remand of the USCA. See Order for details. (Responses due 9/12/2014, before 5:00 PM). Signed by Judge Elizabeth A. Kovachevich on 9/8/2014. (rjm) (Entered: 09/08/2014)
09/12/2014	62	NOTICE of compliance re 61 Order pdfOrder directing compliance by Medical Technology Associates, Inc. (Sacco, M.) (Entered: 09/12/2014)
09/12/2014	63	NOTICE of compliance re 61 Order pdfOrder directing compliance by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White (Pollard, Jonathan) (Entered: 09/12/2014)
09/25/2014	64	MOTION for Recusal by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Attachments: # 1 Exhibit A - Appellate Order)(Pollard, Jonathan) (Entered: 09/25/2014)
10/09/2014	65	RESPONSE in Opposition re 64 MOTION for Recusal filed by Medical Technology Associates, Inc.. (Attachments: # 1 Exhibit A - Appellant's Motion to Stay, # 2 Exhibit B - Order Denying Appellants Motion for Reconsideration, # 3 Exhibit C - Declaration of Susan Sacco, # 4 Exhibit D - Declaration of Jonathan Pollard)(Sacco,

		M.) (Entered: 10/09/2014)
10/14/2014	66	ORDER of USCA: Appellants' Motion for Reassignment is DENIED. Appellee's Motion to Strike Portion of Reply in Support of Motion for Reassignment is DENIED as moot. as to 45 Notice of Interlocutory Appeal filed by Cheryl Moon, Alfred Moon, Jr., Megan White, Alfred Moon. EOD: 10/14/14; USCA number: 14-11155-AA. (JNB) (Entered: 10/14/2014)
10/15/2014	67	ORDER allowing Possession of Certain Electronic Devices for the purpose of courtroom testing. See Order for details. Signed by Judge Elizabeth A. Kovachevich on 10/15/2014. (rjm) (Entered: 10/15/2014)
10/15/2014	68	Unopposed MOTION to allow electronic equipment, specifically Laptop Computer and Cellular Phone by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 10/15/2014)
10/16/2014	69	ORDER requiring respective counsel to respond, in writing, regarding the evidentiary hearing scheduled for October 20, 2014. Counsel must respond before noon on Friday, October 17, 2014. Signed by Judge Elizabeth A. Kovachevich on 10/16/2014. (rjm) (Entered: 10/16/2014)
10/17/2014	70	NOTICE of compliance re 69 Order pdf by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White (Pollard, Jonathan) (Entered: 10/17/2014)
10/17/2014	71	NOTICE of compliance re 69 Order pdf by Medical Technology Associates, Inc. (Sacco, M.) (Entered: 10/17/2014)
10/17/2014	72	ORDER denying 64 Counter-Defendants' Motion for Recusal. See Order for further details. Signed by Judge Elizabeth A. Kovachevich on 10/17/2014. (rjm) (Entered: 10/17/2014)
10/17/2014	73	Joint MOTION for clarification re 69 Order pdf by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 10/17/2014)
10/20/2014	74	ENDORSED ORDER entered 73 Motion for clarification. The evidentiary hearing scheduled for October 20, 2014, will no longer take place. The Court will schedule the evidentiary hearing upon receipt of the mandate from the United States Court of Appeals for Eleventh Circuit. Signed by Judge Elizabeth A. Kovachevich on 10/20/2014. (rjm) (Entered: 10/20/2014)
10/21/2014	75	MANDATE of USCA. VACATED AND REMANDED as to 45 Notice of Interlocutory Appeal filed by Cheryl Moon, Alfred Moon, Jr., Megan White, Alfred Moon Issued as Mandate: 10/20/14 USCA number: 14-11155-AA. (JNB) (Entered: 10/21/2014)
10/21/2014	76	NOTICE of hearing: Evidentiary Hearing pursuant to the United States Court of Appeals Mandate at Docket 75 set for 10/28/2014 at 10:00 AM in Tampa Courtroom 14 A before Judge Elizabeth A. Kovachevich. (CLM) (Entered: 10/21/2014)
10/23/2014	77	NOTICE To Counsel Regarding Evidentiary Hearing Scheduled For 10/28/2014 at 10:00 AM: Exhibit Lists and Witness Lists shall be filed electronically prior to the hearing and three copies shall be provided to the Courtroom Deputy Clerk the

		morning of the hearing. All exhibits are to be pre-marked in accordance with Rules 3.06, 3.07, and 5.04 of the Local Rules, Middle District of Florida. Note: See attachment for further details. If counsel utilize binders for originals and copies of their exhibits, the binders must not exceed two inches in thickness and must have solid, stable backbones. (CLM) (Entered: 10/23/2014)
10/23/2014	78	NOTICE re 77 Notice Regarding 10/28/2014 Evidentiary Hearing. See attachment for further details. (CLM) (Entered: 10/23/2014)
10/24/2014	79	Unopposed MOTION to allow electronic equipment, specifically Laptop Computers by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 10/24/2014)
10/27/2014	80	ORDER granting 68 Defendant/Counter-Claimant's Motion to allow electronic equipment. See Order for details. Signed by Judge Elizabeth A. Kovachevich on 10/27/2014. (rjm) (Entered: 10/27/2014)
10/27/2014	81	ORDER granting 79 Plaintiff/Counter-Defendant's Motion to allow electronic equipment. See Order for details. Signed by Judge Elizabeth A. Kovachevich on 10/27/2014.(rjm) (Entered: 10/27/2014)
10/27/2014	82	Witness List by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 10/27/2014)
10/27/2014	83	Exhibit List by Medical Technology Associates, Inc.. (Attachments: # 1 Exhibit Exhibit List, # 2 Exhibit Confidential Exhibit List)(Sacco, M.) (Entered: 10/27/2014)
10/27/2014	84	NOTICE by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White of <i>Filing Deposition Transcript of Al Mueller</i> (Attachments: # 1 Exhibit Deposition Transcript of Al Mueller)(Pollard, Jonathan) (Entered: 10/27/2014)
10/27/2014	85	NOTICE by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White of <i>Filing Deposition Transcript of J.M. Brennan</i> (Attachments: # 1 Exhibit Deposition Transcript of J.M. Brennan)(Pollard, Jonathan) (Entered: 10/27/2014)
10/27/2014	86	NOTICE by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White of <i>Filing Deposition Transcript of Just Service, Inc.</i> (Attachments: # 1 Exhibit Deposition Transcript of Just Service, Inc.)(Pollard, Jonathan) (Entered: 10/27/2014)
10/27/2014	87	NOTICE by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White of <i>Filing Deposition Transcript of Ross Williams</i> (Attachments: # 1 Exhibit Deposition Transcript of Ross Williams)(Pollard, Jonathan) (Entered: 10/27/2014)
10/27/2014	88	Exhibit List by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Attachments: # 1 Exhibit Exhibit List)(Pollard, Jonathan) (Entered: 10/27/2014)
10/27/2014	89	Witness List by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 10/27/2014)
10/27/2014	90	Exhibit List by Medical Technology Associates, Inc.. (Attachments: # 1 Exhibit Amended Exhibit List)(Sacco, M.) (Entered: 10/28/2014)
10/28/2014	91	TRIAL BRIEF <i>Regarding Evidentiary Issues</i> by Alfred Moon, Cheryl Moon, Alfred

		Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 10/28/2014)
10/28/2014	92	Minute Entry. Proceedings held before Judge Elizabeth A. Kovachevich: Evidentiary Hearing held on 10/28/2014. Evidentiary Hearing to resume on 10/29/2014 at 10:00 AM. Court Reporter: Sandra K. Provenzano (CLM) (Entered: 10/29/2014)
10/29/2014	93	Minute Entry. Proceedings held before Judge Elizabeth A. Kovachevich: Evidentiary Hearing held on 10/29/2014. Court Reporter: Sandra K. Provenzano (CLM) (Entered: 10/30/2014)
10/29/2014	94	Exhibit List by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (CLM) (Entered: 10/30/2014)
10/29/2014	95	Exhibit List by Medical Technology Associates, Inc.. (CLM) (Entered: 10/30/2014)
11/23/2014	96	TRANSCRIPT of Evidentiary Hearing held on 10/28/14 before Judge Elizabeth A. Kovachevich. Court Reporter/Transcriber Sandra K. Provenzano, Telephone number 813/301-5699. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER or purchased through the Court Reporter. Redaction Request due 12/15/2014, Redacted Transcript Deadline set for 12/24/2014, Release of Transcript Restriction set for 2/23/2015. (SKP) (Entered: 11/23/2014)
11/23/2014	97	TRANSCRIPT of Evidentiary Hearing held on 10/29/14 before Judge Elizabeth A. Kovachevich. Court Reporter/Transcriber Sandra K. Provenzano, Telephone number 813/301-5699. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER or purchased through the Court Reporter. Redaction Request due 12/15/2014, Redacted Transcript Deadline set for 12/24/2014, Release of Transcript Restriction set for 2/23/2015. (SKP) (Entered: 11/23/2014)
11/23/2014	98	NOTICE to counsel of filing of OFFICIAL TRANSCRIPT. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days. Any party needing a copy of the transcript to review for redaction purposes may purchase a copy from the court reporter or view the document at the clerk's office public terminal. Court Reporter: Sandra K. Provenzano. (SKP) (Entered: 11/23/2014)
11/25/2014	99	MOTION to Amend/Correct 7 Answer to Counterclaim by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Attachments: # 1 Exhibit A - Proposed Amended Answer)(Pollard, Jonathan) (Entered: 11/25/2014)
12/05/2014	100	NOTICE by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White of filing <i>Deposition Transcript of MTA's 30(b)(6) Witness, Charlie Brons</i> (Attachments: # 1 Exhibit A - MTA 30(b)(6) Depo. (C. Brons))(Pollard, Jonathan) (Entered: 12/05/2014)
12/05/2014	101	NOTICE by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White of filing <i>Deposition Transcript of MTA's 30(b)(6) Witness, Nancy Hunter</i> (Attachments: # 1

		Exhibit A - MTA 30(b)(6) Depo. (N. Hunter))(Pollard, Jonathan) (Entered: 12/05/2014)
12/05/2014	102	STATEMENT of undisputed facts <i>in Support of Motion for Partial Summary Judgment</i> by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White.. (Attachments: # 1 Exhibit A - AI Promotion Letter, # 2 Exhibit B - Megan Resignation Letter, # 3 Exhibit C - MTA 2011 Company Review, # 4 Exhibit D - MTA Training Promo, # 5 Exhibit E - HCA Process for Becoming a Vendor, # 6 Exhibit F - Just Service Overpay E-Mail, # 7 Exhibit G - 30(b)(6) Notice to MTA, # 8 Exhibit H - 30(b)(6) Letter to MTA, # 9 Exhibit I - TWRC Marketing List, # 10 Exhibit J - MTA Rule 26 Disclosures)(Pollard, Jonathan) (Entered: 12/05/2014)
12/05/2014	103	MOTION for partial summary judgment by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 12/05/2014)
12/05/2014	104	MOTION for partial summary judgment by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 12/05/2014)
12/05/2014	105	STATEMENT of undisputed facts re: 104 MOTION for partial summary judgment by Medical Technology Associates, Inc... (Sacco, M.) (Entered: 12/05/2014)
12/05/2014	106	CERTIFICATE of compliance re 104 MOTION for partial summary judgment by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 12/05/2014)
12/05/2014	107	NOTICE by Medical Technology Associates, Inc. re 104 MOTION for partial summary judgment (Attachments: # 1 Main Document Deposition transcript of Alfred Moon, # 2 Main Document Deposition transcript of Alfred Moon, Jr., # 3 Main Document Deposition transcript of Cheryl Moon, # 4 Main Document Deposition transcript of Megan White, # 5 Main Document Deposition transcript of Connie Miller)(Sacco, M.) (Entered: 12/05/2014)
12/09/2014	108	RESPONSE in Opposition re 99 MOTION to Amend/Correct 7 Answer to Counterclaim filed by Medical Technology Associates, Inc.. (Attachments: # 1 Exhibit A - Moon's First Request for Production of Documents)(Sacco, M.) (Entered: 12/09/2014)
12/19/2014	109	RESPONSE in Opposition re 103 MOTION for partial summary judgment filed by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 12/19/2014)
12/19/2014	110	RESPONSE in Opposition re 103 MOTION for partial summary judgment <i>Statement of Disputed Facts</i> filed by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 12/19/2014)
12/19/2014	111	NOTICE by Medical Technology Associates, Inc. re 109 Response in Opposition to Motion of <i>Filing Declarations</i> (Attachments: # 1 Affidavit Charlie Brons Declaration, # 2 Affidavit Nancy Hunter Declaration, # 3 Affidavit Scott Blake Petrunick Declaration)(Sacco, M.) (Entered: 12/19/2014)
12/19/2014	112	RESPONSE re 105 Statement of undisputed facts filed by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Attachments: # 1 Exhibit A - Cities Where MTA Did Business, # 2 Exhibit B - Quote #1041, # 3 Exhibit C - Invoice #1024, # 4

		Exhibit D - Invoice #1028)(Pollard, Jonathan) (Entered: 12/19/2014)
12/19/2014	113	RESPONSE in Opposition re 104 MOTION for partial summary judgment filed by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 12/19/2014)
12/23/2014	114	ENDORSED ORDER requiring the parties to submit proposed findings of fact and conclusions of law for Defendant's/Counter-Claimant's 8 Motion for Preliminary Injunction. At the hearing held from October 28, 2014, through October 29, 2014, counsel for both parties indicated each could submit proposed findings of fact and conclusions of law within 10 to 14 days of the filing of the transcripts. On November 23, 2014, the Court filed said transcripts 96 97 ; however, upon review, at the end of the hearing, the Court commented that a scheduling order would follow the transcript with appropriate deadlines. 30 days have passed. The Court now requires counsel for the parties to submit proposed findings of fact and legal memoranda before 5:00 PM on January 5, 2014. The Court notes the pending motions for summary judgment 103 and 104 , and should counsel seek to rely on those motions and responses in whole or in part for the proposed findings of fact and conclusions of law, counsel may file notices to that effect. Signed by Judge Elizabeth A. Kovachevich on 12/23/2014. (rjm) (Entered: 12/23/2014)
12/29/2014	115	MOTION for leave to file Corrected Response in Opposition to MTA's Motion for Partial Summary Judgment by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 12/29/2014)
12/29/2014	116	MOTION for leave to file Reply Brief in Support of Plaintiff's Motion for Partial Summary Judgment by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 12/29/2014)
01/05/2015	117	ENDORSED ORDER denying 115 Motion for Leave to File amended response and allowing the response to stand as filed initially. Signed by Judge Elizabeth A. Kovachevich on 1/5/2015. (SN) (Entered: 01/05/2015)
01/05/2015	118	ENDORSED ORDER denying 116 Motion for Leave to File reply brief. Signed by Judge Elizabeth A. Kovachevich on 1/5/2015. (SN) (Entered: 01/05/2015)
01/05/2015	119	PROPOSED findings of fact and conclusions of law by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 01/05/2015)
01/05/2015	120	NOTICE by Medical Technology Associates, Inc. re 105 Statement of undisputed facts <i>Scrivener's Error</i> (Sacco, M.) (Entered: 01/05/2015)
01/05/2015	121	PROPOSED findings of fact and conclusions of law by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 01/05/2015)
01/20/2015	122	MOTION to Strike 121 Proposed findings of fact and conclusions of law by Medical Technology Associates, Inc.. (Attachments: # 1 Exhibit A - Notice of Taking Deposition of Corporate Representative)(Sacco, M.) Motions referred to Magistrate Judge Elizabeth A. Jenkins. (Entered: 01/20/2015)
01/23/2015	123	NOTICE of EXHIBITS placed in the EXHIBIT ROOM [(1 Envelope-

		Plaintiff/Counter Claimant Exhibits-Evidentiary Hearing)] (VCG) (Entered: 01/23/2015)
01/30/2015	125	ORDER that MTA's request for preliminary injunction is DENIED and further denying as moot 122 Motion to Strike. Signed by Judge Elizabeth A. Kovachevich on 1/30/2015. (SN) (Entered: 01/30/2015)
02/03/2015	126	ORDER granting 99 Plaintiffs' Motion to Amend/Correct. Plaintiffs shall file the proposed Amended Answer and Affirmative Defenses by February 6, 2015, at 5:00pm; the discovery cut-off is modified to March 20, 2015, strictly for discovery related to the Amended Answer and Affirmative Defenses; see Order for further details. Signed by Judge Elizabeth A. Kovachevich on 2/3/2015. (rjm) (Entered: 02/03/2015)
02/04/2015	127	Amended REPLY to 6 Counterclaim by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White.(Pollard, Jonathan) (Entered: 02/04/2015)
03/17/2015	128	ORDER granting in part 103 Plaintiffs' Motion for Partial Summary Judgment. Summary judgment is granted as to the breach of the non-compete agreements for Mr. Moon, Mr. Chip Moon, and Ms. White; the remainder of the motion is denied due to the existence of disputed material facts. Signed by Judge Elizabeth A. Kovachevich on 3/17/2015. (rjm) (Entered: 03/17/2015)
03/17/2015	129	ORDER denying 104 Defendant's Motion for Partial Summary Judgment due to the existence of disputed material facts for each issue raised. See Order for details. Signed by Judge Elizabeth A. Kovachevich on 3/17/2015. (rjm) (Entered: 03/17/2015)
04/27/2015	130	Joint MOTION to extend time to file Pretrial Damages Statement and Revised Exhibit List by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 04/27/2015)
04/28/2015	131	Amended MOTION to Amend/Correct 130 Joint MOTION to extend time to file Pretrial Damages Statement and Revised Exhibit List , MOTION for Extension of Time to File Pretrial Damages Statement and Revised Exhibit List by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 04/28/2015)
04/28/2015	132	ENDORSED ORDER finding as moot 130 Motion to extend time; granting 131 motion to amend/correct; granting 131 Motion for Extension of Time to File as set out in the amended motion. Signed by Judge Elizabeth A. Kovachevich on 4/28/2015. (SN) (Entered: 04/28/2015)
04/29/2015	133	PRETRIAL statement by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 04/29/2015)
05/01/2015	134	Joint MOTION to Amend/Correct 133 Pretrial statement by All Plaintiffs. (Pollard, Jonathan) (Entered: 05/01/2015)
05/04/2015	135	ENDORSED ORDER granting 134 Joint Motion for Leave to Amend Pretrial Statement to Include Claims for Attorney's Fees and Incorporated Memorandum of Law. Signed by Magistrate Judge Elizabeth A. Jenkins on 5/4/2015. (KMG) (Entered: 05/04/2015)
05/04/2015	136	NOTICE of Appearance and Designation of Email of Edward B. Carlstedt

		Appearance by M. Susan Sacco on behalf of Medical Technology Associates, Inc. (Sacco, M.) (Entered: 05/04/2015)
05/04/2015	137	PRETRIAL statement by Medical Technology Associates, Inc.. (Attachments: # 1 Statement of Damages Revised, # 2 Defendant's Exhibit List, # 3 Defendant's Objections to Plaintiffs Exhibit List)(Sacco, M.) (Entered: 05/04/2015)
05/04/2015	138	PRETRIAL statement by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Attachments: # 1 Exhibit Damages, # 2 Exhibit Plaintiff's Exhibit List, # 3 Exhibit Objections to Defendant's Exhibits)(Pollard, Jonathan) (Entered: 05/04/2015)
05/05/2015	139	Minute Entry. Proceedings held before Magistrate Judge Elizabeth A. Jenkins: FINAL PRETRIAL CONFERENCE held on 5/5/2015. (digital) (CDM) (Entered: 05/05/2015)
05/06/2015	140	PRETRIAL ORDER. See order for details and deadlines. Signed by Magistrate Judge Elizabeth A. Jenkins on 5/6/2015. (KMG) (Entered: 05/06/2015)
05/06/2015	141	NOTICE by Medical Technology Associates, Inc. <i>Joint Notice of Settlement Conference Date Availability</i> (Sacco, M.) (Entered: 05/06/2015)
05/07/2015	142	ORDER setting Mediation Conference for 5/28/2015 at 10:00 AM. Signed by Magistrate Judge Elizabeth A. Jenkins on 5/7/2015. (CDM) (Entered: 05/07/2015)
05/08/2015	143	AMENDED NOTICE OF APPEARANCE AND DESIGNATION OF EMAIL by Medical Technology Associates, Inc.. Amendment to 136 Notice of appearance <i>and Designation of Email</i> . (Carlstedt, Edward) Modified on 5/8/2015 to edit text. (VCG). (Entered: 05/08/2015)
05/08/2015	144	MOTION for protective order by Medical Technology Associates, Inc.. (Sacco, M.) Motions referred to Magistrate Judge Elizabeth A. Jenkins. (Entered: 05/08/2015)
05/11/2015	145	MOTION in limine by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 05/11/2015)
05/11/2015	146	MOTION in limine <i>to Preclude Evidence of Prior Court Rulings</i> by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 05/11/2015)
05/11/2015	147	MOTION in limine regarding Damages by All Plaintiffs. (Attachments: # 1 Exhibit A - Lost Profits, # 2 Exhibit B - Cheryl Moon Damages, # 3 Exhibit C- Fiduciary Duty Damages)(Pollard, Jonathan) (Entered: 05/11/2015)
05/11/2015	148	MOTION in limine regarding Customers by All Plaintiffs. (Pollard, Jonathan) (Entered: 05/11/2015)
05/11/2015	149	CERTIFICATE of compliance <i>with Local Rule 3.01(g)</i> by Alfred Moon, Cheryl Moon, Alfred Moon, Jr., Megan White. (Pollard, Jonathan) (Entered: 05/11/2015)
05/14/2015	150	ENDORSED ORDER that parties have up to and including, Thursday, May 28 2015 in which to file the jury instructions and verdict form in this case as set out in the attached order. Signed by Judge Elizabeth A. Kovachevich on 5/14/2015. (SN) (Entered: 05/14/2015)
05/15/2015	151	NOTICE of settlement <i>Joint</i> by Medical Technology Associates, Inc. (Sacco, M.)

		(Entered: 05/15/2015)
05/18/2015	152	ENDORSED ORDER directing administrative closure and the parties have up to and including 6/30/15 in which to dismiss the cause of action. FAILURE TO REOPEN THIS CAUSE, FILE THE APPROPRIATE DOCUMENTS TO DISMISS THE ACTION, OR TO SEEK AN EXTENSION OF TIME TO DO SAME IN THE STATED TIME PERIOD WILL RESULT IN A DISMISSAL, WITH PREJUDICE, BASED ON THE PREVIOUSLY ANNOUNCED SETTLEMENT. Either party may reopen the case at anytime by submitting a written request to the Court. Signed by Judge Elizabeth A. Kovachevich on 5/18/2015. (SN) (Entered: 05/18/2015)
06/02/2015	153	Unopposed MOTION to Reopen Case <i>and Release Bond</i> by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 06/02/2015)
06/03/2015	154	ENDORSED ORDER granting 153 Motion to Reopen Case and Order the release of the cash bond in the amount of \$10,000.00 filed by MTA to MTA, with accumulated interest if any. Signed by Judge Elizabeth A. Kovachevich on 6/3/2015. (SN) (Entered: 06/03/2015)
06/04/2015	155	ORDER that the cash bond in the amount of \$10,000.00 filed by MTA to MTA, be released, with accumulated interest if any. Signed by Judge Elizabeth A. Kovachevich on 6/4/2015. (SN) (Entered: 06/04/2015)
06/11/2015	156	DISBURSEMENT VOUCHER Check number 00727878 in the amount of \$10,002.20 paid to Medical Technology Associates, Inc. per Court's Order #155 dated 06/04/15. (AIL) (Entered: 06/11/2015)
06/19/2015	157	STIPULATION of Dismissal <i>with Prejudice</i> by Medical Technology Associates, Inc.. (Sacco, M.) (Entered: 06/19/2015)
06/22/2015	158	ENDORSED ORDER dismissing case with prejudice pursuant to 157 Stipulation of Dismissal. The Clerk of Court is directed to close this case and to terminate any pending motions. Signed by Judge Elizabeth A. Kovachevich on 6/22/2015. (SN) (Entered: 06/22/2015)

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