

**IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL
CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA**

CASE NO: 2024-015118-CA-01

SECTION: CA07

JUDGE: Daryl E. Trawick

Marco Morante

Plaintiff(s)

vs.

Erika Girardi et al

Defendant(s)

**AMENDED ORDER STRIKING DEFENDANTS' COMBINED MOTION TO DISMISS
MARCO MORANTE'S COMPLAINT FOR LACK OF PERSONAL JURISDICTION**

THIS CAUSE came before the Court for hearing on March 20, 2025, and the Court, for the reasons stated below and in open court, and being otherwise duly advised in the premises, finds:

1. Defendants' Combined Motion to Dismiss Marco Morante's Complaint for Lack of Personal Jurisdiction is **STRICKEN**.
2. On August 9, 2024, Plaintiff Marco Morante filed a complaint against Erika Girardi a/k/a Erika Jayne, Laia Ribatallada, and Michael Minden. (DIN 4).
3. On November 22, 2024, the Defendants filed a Combined Motion to Dismiss Marco Morante's Complaint for Lack of Personal Jurisdiction. (DIN 23-27).
4. Defendants did not take any action to set or attempt to set the Combined Motion to Dismiss for hearing.
5. On February 10, 2025, Plaintiff filed a Motion for Case Management Conference. (DIN 28). The Motion for Case Management Conference stated that Plaintiff attempted for months to schedule a hearing on Defendants' Combined Motion, but that Defendants refused to schedule the Combined Motion to Dismiss for hearing or to participate in discovery while the

motion was pending. The e-mail correspondence attached as Exhibit A to the Motion for Case Management Conference supports Plaintiff's position.

6. On March 11, 2025, the Court held a case management conference, at which counsel for all parties was present. After hearing argument of counsel, the Court directed the parties to attend a case management conference on March 20, 2025 to discuss, among other things, the scheduling of the hearing on the Combined Motion to Dismiss.

7. Plaintiff filed and served the Notice of Hearing for the Case Management Conference to be heard on March 20, 2025 at 9:00 a.m. (DIN 30).

8. On March 20, 2025 at 9:00 a.m., counsel for Plaintiff appeared at the scheduled case management conference. Counsel for Defendants did not appear.

9. Accordingly, the Court finds that Defendants have abandoned their Combined Motion to Dismiss, which is therefore STRICKEN.

10. The Court will entertain a motion for default by Plaintiff.

DONE and **ORDERED** in Chambers at Miami-Dade County, Florida on this 21st day of March, 2025.


2024-015118-CA-01 03-21-2025 10:09 AM

2024-015118-CA-01 03-21-2025 10:09 AM

Hon. Daryl E. Trawick

CIRCUIT COURT JUDGE

Electronically Signed

No Further Judicial Action Required on **THIS MOTION**

CLERK TO **RECLOSE** CASE IF POST JUDGMENT

Electronically Served:

Anelys Perez, aeperez@sgrlaw.com
Bruce B. Bealke, BealkeLaw@protonmail.com
James L Wilkes II, JimW@yourcasematters.com
James L Wilkes II, jlwstaff@yourcasematters.com
James L Wilkes II, F1@yourcasematters.com
Jason Paul Stearns, jstearns@sgrlaw.com
Jason Paul Stearns, aeperez@sgrlaw.com
Jenna Garmon, jenna@garmonlawpc.com
Jenna Garmon, eservice@garmonlawpc.com
Jenna Garmon, office@garmonlawpc.com

Physically Served: