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IN THE CIRCUIT COURT OF THE 11<sup>TH</sup>  
JUDICIAL CIRCUIT, IN AND FOR  
MIAMI-DADE COUNTY, FLORIDA

CLASS REPRESENTATION

CASE NO. 03-8255 CA 13

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IN RE: CITRUS CANCKER LITIGATION

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**ORDER DENYING DEFENDANTS' MOTION  
FOR SUMMARY JUDGMENT ON INVERSE CONDEMNATION**

THIS CAUSE came before this Court on November 21, 2006 upon the Defendants' Motion for Summary Judgment on Inverse Condemnation. Having reviewed the motion and plaintiffs' opposing memorandum, heard argument of counsel and being otherwise fully advised in the premises, this Court ORDERS and ADJUDGES that Defendants' Motion for Summary Judgment on Inverse Condemnation is DENIED.

DONE AND ORDERED in Chambers at Miami-Dade County, Florida, this  
day of August, 2006.

**Conformed Copy**

DEC 04 2006

**Pedro P. Echarte, Jr.**  
~~Circuit Court Judge~~  
Circuit Court Judge

Copies provided to:

- Robert C. Gilbert, Esq.
- Joseph H. Serota, Esq.
- Wesley R. Parsons, Esq.
- Jerold I. Budney, Esq.