



IN THE CIRCUIT COURT IN AND FOR ESCAMBIA COUNTY, FLORIDA

PORTOFINO TOWER ONE HOMEOWNERS
ASSOCIATION AT PENSACOLA BEACH,
INC.,

Plaintiff,

vs.

CASE NO. 2004 CA 2288

CHRIS JONES, Property Appraiser for Escambia
County, Florida; and JANET HOLLEY, Tax
Collector for Escambia County, Florida,

Defendants.

STIPULATED ORDER STAYING COLLECTION OF REAL PROPERTY TAXES

This matter having before this Court on the parties' stipulation for Stay, the parties having stipulated to the entry of this Order, and the Court being fully advised in the premises, the Court finds that:

1. Section 194.171(3), Florida Statutes (2004), mandates that all procedures for the collection of taxes contested by a taxpayer shall be suspended pending final disposition of the litigation contesting the imposition of the taxes at issue, provided the taxpayer pays the taxes admittedly due and owing and timely files an action contesting the collection of the taxes.

2. The Plaintiffs have alleged in good faith they do not owe any of the taxes at issue in this case, and the Defendants have stipulated that this action contesting the taxes at issue was timely filed.

Accordingly, it is hereby **ORDERED AND ADJUDGED** as follows:

1. All procedures for the collection of the real property taxes levied by the Tax Collector for Escambia County on the improvements that are the subject matter of this litigation

are hereby suspended pending final disposition of this action through all appeals, pursuant to Section 194.171(3), Florida Statutes (2004).

DONE AND ORDERED in chambers, in Pensacola, Escambia County, Florida, this 6th day of June, 2005.

/s/ FRANK BELL

CIRCUIT JUDGE

Copies furnished to:

✓ Edward P. Fleming, Esquire ✓ *McDonald*
Elliott Messer, Esquire
Thomas M. Findley, Esquire
Louis Rosenbloum, Esquire