

4/23/24 Litigation Report – Request for Authority to Initiate or Defend

This list does not include the following types of cases: (1) Workers’ Comp (OJCC); (2) garnishments, (3) foreclosures, (4) Probate, (5) misdemeanor citations, (6) any bankruptcy cases that might involve debts owed to Alachua County; or (7) employee procedures and Collective Bargaining Agreements.

<u>No.</u>	<u>Case Style</u>	<u>Attorney</u>
1.	Alachua County, Plaintiff, vs. Amber Engwiller, as Personal Representative of the Estate of Tamera Anderson Aschendorf, deceased Case # (not yet assigned)	Swain

The County Attorney seeks authority to initiate this small claims action on behalf of Alachua County Fire Rescue. On April 1, 2024, in probate case #2023-CP-2452, Alachua County e-filed a Statement of Claim in the amount of \$5,599.49 for ambulance services provided to the deceased, Tamera Anderson Aschendorf. On April 3, 2024, Alachua County received an Objection to Claim from Amber Engwiller, the Personal Representative of the Estate. Pursuant to Florida Probate Rule 5.496 and Florida Statutes, Section 733.705, Alachua County is limited to a period of 30 days from the date of service of the objection within which to bring an action on its claim.

2.	Alachua County, Petitioner, vs. Danielle Mitchell, Respondent Case #2024-CC-1693	Diana Johnson Corbin Hanson
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The County Attorney seeks authority for her designee to take legal action against Danielle Mitchell, a resident in Alachua County. After receiving a complaint regarding an injured dog and the Officer visually observing that dog’s left leg was turned outward, Alachua County Animal Enforcement Officers directed and ordered the dog’s owner, Danielle Mitchell, to obtain veterinary services. Ms. Mitchell then denied any services offered by her own private veterinarian for the injured dog, including refusal to obtain any pain prevention medications. On March 26, 2024, pursuant to Section 828.073, Florida Statutes, an Animal Enforcement Officer lawfully removed the dog from its then custody. A Petition Seeking Relief for Custody of the Animal was timely filed in the County Court of the Eighth Judicial Circuit in and for Alachua County, Florida. The law requires such Petition to be filed within 10 days after the animal is seized, or the order to provide care is issued. Under Alachua County Code 21.41(e), the County Attorney is authorized and directed to take legal action on behalf of the County as to protect the rights of the County in any legal action or to seek emergency relief, pending an opportunity to request required approval of the Board.

3. Alachua County v. Lauren Winburn  
Alachua County v. Tony Ramsey  
Alachua County v. Tina Land  
Alachua County v. Walter Ellis  
Case #: TBD

Diana Johnson

The County Attorney seeks authority for her designee to take separate legal actions against the above listed individuals regarding possession of certain property. Each individual entered into a Residential Lease Agreement for the temporary rental of a unit. The Agreement expired in January, and thereafter, the tenancy continued week-to-week. Written and oral notices of termination have been given due to pending re-construction of the property. A reasonable time to relocate has been provided. Housing Programs continue to offer services and assistance to the individuals, but authority is needed to proceed if one or more of the individuals continues to hold-over, or fails to surrender possession.