

8/13/24 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.	Erica Phillips, as parent and natural guardian of L.M., a minor, Plaintiff, vs. Alachua County, Defendant Case #2023-CA-1241	Bob Swain Diana Johnson

The County Attorney seeks authority for her designee(s) to defend the County's interests in this case. Plaintiff Erica Phillips, as parent and natural guardian of L.M., a minor, is suing for alleged injuries caused to L.M. on 12/20/22. On that date, L.M. was playing basketball at Kanapaha Memorial Park when she stepped into a pothole adjacent to the basketball court. Alachua County was served with the Complaint on July 17, 2024. Under Alachua County Code 21.41(e), the County Attorney is authorized to prosecute and defend all legal actions by and against the County as approved by the Board.

2.	Alachua County, Plaintiff, vs. Jo Lisa Byers, as Personal Representative of the Estate of Donald C. Baber, Deceased, Defendant Case #(to be assigned)	Bob Swain
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The County Attorney seeks authority to initiate this small claims action on behalf of Alachua County Fire Rescue. On July 24, 2024, in probate case #2024-CP-0682, Alachua County e-filed a Statement of Claim in the amount of \$1,367.40 for ambulance services provided to the deceased, Donald C. Baber. On August 1, 2024, Alachua County received an Objection to Claim from Jo Lisa Byers, 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.