

IN THE SUPREME COURT  
STATE OF FLORIDA

PACETTA, LLC, a Florida limited liability company, DOWN THE HATCH, INC., a Florida corporation, and MAR-TIM, INC., a Florida corporation,

Petitioners/Appellants,

v.

TOWN OF PONCE INLET,

Respondent/Appellee.

CASE No.: SC17-1897  
L.T. CASE No.: 5D14-4520

**MOTION FOR LEAVE TO FILE AMENDED  
ANSWER BRIEF ON JURISDICTION**

Respondent, Town of Ponce Inlet, (the Town) through undersigned counsel, respectfully moves the Court for leave to file an amended answer brief on jurisdiction, to correct a single-word scrivener's error in the timely filed answer brief, as filed and served on November 27, 2017.

1. After the Town filed its brief, undersigned counsel realized that the as-filed brief contained a scrivener's error, which appears in the last paragraph on page 5. The third sentence of that paragraph reads:

At the close of Pacetta's case-in-chief, the trial court granted the Town's motion for directed verdict on the due process and equal

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detection claims because Pacetta had failed to present any evidence of damages arising from those alleged violations. (A:11).

2. The Town requests leave to file an amended brief on jurisdiction solely to change the scrivener's error from "detection" to "protection," such that the revised sentence would read:

At the close of Pacetta's case-in-chief, the trial court granted the Town's motion for directed verdict on the due process and equal protection claims because Pacetta had failed to present any evidence of damages arising from those alleged violations. (A:11).

WHEREFORE, the Town respectfully requests that this Court grant leave to file an amended brief on jurisdiction as set forth above, and for any such other relief this Court deems proper and appropriate.

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## CERTIFICATE OF SERVICE

I certify that, on November 29, 2017, a copy of the foregoing motion was electronically filed with this Court and served via registered e-mail on the counsel listed below.

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