

IN THE SUPREME COURT  
OF FLORIDA

CASE NO. SC-16-645

---

FREDDY D'AGASTINO,  
FRATERNAL ORDER OF POLICE  
LODGE # 20,

Petitioners,

vs.

THE CITY OF MIAMI, et al.,

Respondents.

---

**PETITIONERS' MOTION FOR EXTENTION OF TIME**

Petitioners, FREDDY D'AGASTINO and FRATERNAL ORDER OF POLICE, LODGE #20, through undersigned counsel, requests twenty-day extension of time to file Petitioners' brief on the merits. As grounds petitioner states:

1. Petitioners' counsel was introduced to this appellate case at the Florida Supreme Court level.

2. Counsel appeared for and had to prepare for oral argument in the Fourth District Court of Appeal on June 20, 2016, had an expedited hearing set on

RECEIVED, 07/15/2016 12:43:27 PM, Clerk, Supreme Court

injunctive relief in the Circuit Court in the Seventeenth Judicial Circuit, and other typical deadlines for filings in federal district court.

3. Petitioners' counsel also had a previously scheduled vacation in the month of July.

4. The stated deadline set by this Court is July 18, 2016.

5. This is first request for an extension and counsel does not anticipate requesting a second extension.

6. Each Respondent was consulted, and the Respondents' counsel does not have an objection to a twenty-day extension of time to write a brief on the merits.

7. The Petitioners will not be prejudiced by an extension of time.

WHEREFORE, Petitioners requests, this Court grant counsel until August 9, 2016 to submit a brief on the merits.

BUSCHEL GIBBONS, P.A.  
Attorneys for Defendant  
100 S.E. Third Avenue, Suite 1650  
Fort Lauderdale, FL 33394  
Tele: (954) 530-5301  
Email: [buschel@bglaw-pa.com](mailto:buschel@bglaw-pa.com)

By:           /s/ Robert Buschel            
ROBERT C. BUSCHEL  
Florida Bar Number: 0063436

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via email on July 15, 2016 to: **Charles C. Mays, Esq.**, Attorney for CIP, 10240 S.W. 144<sup>th</sup> Street, Miami, Florida 33176 ([ccmays@bellsouth.net](mailto:ccmays@bellsouth.net)); **John J. Quick, Esq.**, ([jquick@wsh-law.com](mailto:jquick@wsh-law.com)) and **Edward Guedes**, Attorneys for CIP, ([eguedes@wsh-law.com](mailto:eguedes@wsh-law.com)) Weiss Serota Helfman Cole & Bierman, P.L., 2525 Ponce de Leon Boulevard, Suite 700, Coral Gables, Florida 33134 and **Victoria Mendez**, City Attorney and **John Greco, Esq.**, Deputy City Attorney, Attorney for City of Miami, Miami Riverside Center, Suite 945, 444 S.W. 2<sup>nd</sup> Avenue, Miami, Florida 33130-1910 ([jagreco@miamigov.com](mailto:jagreco@miamigov.com)).

By: \_\_\_\_\_/s/\_\_\_Robert Buschel\_\_\_\_\_  
ROBERT C. BUSCHEL