

**THIRD DISTRICT COURT OF APPEAL
STATE OF FLORIDA**

CASE NO. 3D2024-1745

L.T. Case No. 2023-004472-CA-01

MOSS & ASSOCIATES, LLC,

Petitioner,

v.

3401 MIDTOWN CONDOMINIUM ASSOCIATION, INC., a Florida not-for-profit corporation; PRH MIDTOWN 3, LLC, a Florida limited liability company; ARQUITECTONICA INTERNATIONAL CORPORATION; a Florida corporation; CONSULTING ENGINEERING & SCIENCE, INC., B & J CONSULTING ENGINEERS, INC.; a Florida corporation; ARQUITECTONICA GEO CORPORATION; a Florida corporation; ASSOCIATED STEEL AND ALUMINUM, INC. a Florida corporation; BISCAYNE CONSTRUCTION COMPANY, INC., a Florida corporation; CAILIS MECHANICAL CORP., a Florida corporation; CITY ENGINEERING CONTRACTORS, INC., a Florida corporation; COASTAL MASONRY, INC., a Florida corporation; COMMERCIAL FORMING CORP SOUTH, a Florida corporation; CONCRETE HOLDINGS & SERVICES, LLC; a Florida limited liability company; DILLON POOLS, INC., a Florida corporation; EVERLAST DRYWALL CONSTRUCTION, INC., a Florida corporation; FBD CONTRACTING GROUP, INC., a Florida corporation; GM&P CONSULTING AND GLAZING CONTRACTORS, INC., a Florida corporation; JAMES J. BROOKS, INC. d/b/a ADVANCED STUCCO, a Florida corporation; MCCOURT CONSTRUCTION, INC., a Florida corporation; MODERN STONES, LLC, a Florida limited liability company; NEXT DOOR DISTRIBUTION COMPANY, an inactive Florida corporation; PASS PAINTING COMPANY, INC., a Florida corporation; PROFESSIONAL PLUMBING, CORP., a Florida corporation; REBAR UNLIMITED, INC., a Florida corporation; SIGNATURE DESIGN PAVING CORPORATION OF SOUTH FLORIDA, a Florida corporation;

SPRINKLERMATIC FIRE PROTECTION SYSTEMS, INC., a Florida corporation; THYSSENKRUPP ELEVATOR CORPORATION, A.K.A. TK ELEVATOR CORPORATION, a foreign corporation; TODD CONSTRUCTION, LLC, a Florida limited liability company; UNLIMITED ELECTRICAL CONTRACTORS CORP., a Florida corporation; and ADVANCE WATER TECHNOLOGY, CORP.,

Respondents.

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**PETITIONER’S UNOPPOSED MOTION FOR EXTENSION OF TIME
TO SERVE REPLY**

Petitioner, Moss & Associates, LLC (“Moss”), by and through its undersigned counsel, pursuant to Florida Rule of Appellate Procedure 9.300, moves for an extension of time to serve its reply to Respondent 3401 Midtown Condominium Association, Inc.’s (“the Association”) Response to Petition for Writ of Certiorari. In support thereof, Moss states as follows:

1. Moss filed its Petition for Writ of Certiorari in this case on October 1, 2024.
2. This Court entered an order the following day, providing that “a reply may be filed within fifteen (15) days” after the Association files its response.
3. The Association filed its Response on November 1, 2024.
4. In accordance with this Court’s order, Moss currently must file

its reply by Monday, November 18.

5. Moss needs additional time to prepare its reply.

6. To this end, the undersigned conferred with opposing counsel via phone on November 13, 2024, and opposing counsel has agreed to a ten (10) day extension of time for Moss to file its reply.

WHEREFORE, Moss respectfully requests that this Court grant this Motion and enter a ten (10) day extension of time through December 2, 2024¹, for Moss to file its reply, and grant any other relief this Court deems just and proper.

RULE 9.300(a) CERTIFICATE OF CONFERRAL

In the undersigned's reliance on his telephone conversation with opposing counsel on November 13, the undersigned certifies that he is authorized to represent that opposing counsel has no objection to this motion.

¹ A ten-day extension falls on Thursday, November 28, which is Thanksgiving Day. The Friday after Thanksgiving is also a holiday. See Fla. R. Gen. Prac. & Jud. Admin. 2.514(a)(1)(C), (a)(6)(A). Thus, the next day that is not a holiday or weekend is Monday, December 2, 2024.

CERTIFICATE OF COMPLIANCE

I certify that this document complies with the requirements of Florida Rule of Appellate Procedure 9.045(b) and (e) because it uses Bookman Old Style 14-point font.

/s/ Seth J. Donahoe

Respectfully submitted,

/s/ Seth J. Donahoe

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of this document was filed with the Fourth District Court of Appeal by using the Florida Courts e-Filing Portal, which will be furnished by E-service this 15th day of November, 2024 to all counsel on the attached Service List.

/s/ Seth J. Donahoe

SERVICE LIST

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