

BEFORE THE GOVERNING BOARD OF THE  
SOUTH FLORIDA WATER MANAGEMENT DISTRICT

CITY OF CAPE CORAL,  
FLORIDA

Petitioner,

v.

CITY OF FORT MYERS, FLORIDA,  
and SOUTH FLORIDA WATER  
MANAGEMENT DISTRICT,

Respondents. /

SFWMD No. 2018-047-DA

DOAH Case No. 17-1075

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SOUTH FLORIDA  
WATER MANAGEMENT DISTRICT

**FINAL ORDER CLOSING FILE**

The Governing Board of the South Florida Water Management District ("District"), being otherwise fully informed; it is ADJUDGED:

1. The City of Cape Coral filed, with the Division of Administrative Hearings, a Notice of Voluntary Dismissal with Prejudice on September 21, 2018.
2. Administrative Law Judge Francine M. Ffolkes issued an Order Closing File and Relinquishing Jurisdiction on September 25, 2018.
3. The District's Governing Board delegated authority to enter final orders approving the voluntary dismissal or closure of administrative procedures to the General Counsel. *Sec. 101-22(a)(5), South Florida Water Management District's Policies and Procedures.*
4. Based upon the foregoing, the file is **ORDERED CLOSED**.

DONE AND ORDERED in West Palm Beach, FL 33406, on this 15<sup>th</sup> day of October 2018.

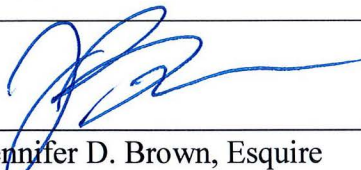
SOUTH FLORIDA WATER  
MANAGEMENT DISTRICT  
By its General Counsel

  
BRIAN J. ACCARDO

**CERTIFICATE OF SERVICE**

I **HEREBY CERTIFY** that a true and correct copy of the foregoing has been furnished by E-mail on this 15<sup>th</sup> day of October 2018, to:

<p>Craig D. Varn, Esq. Douglas Manson, Esq. Paria Shirzadi Heeter, Esq. Amy Wells Brennan, Esq. Laura Jacobs Donaldson, Esq. <b>Manson Bolves Donaldson Varn, P.A.</b> 1101 West Swann Avenue Tampa, Florida 33606 <a href="mailto:cvarn@mansonbolves.com">cvarn@mansonbolves.com</a> <a href="mailto:dmanson@mansonbolves.com">dmanson@mansonbolves.com</a> <a href="mailto:pshirzadi@mansonbolves.com">pshirzadi@mansonbolves.com</a> <a href="mailto:abrennan@mansonbolves.com">abrennan@mansonbolves.com</a> <a href="mailto:ldonaldson@mansonbolves.com">ldonaldson@mansonbolves.com</a> <i>Counsel for Petitioner, City of Cape Coral</i></p>	<p>Grant W. Alley, Esq. City Attorney <b>City of Fort Myers</b> 2200 2<sup>nd</sup> Street Fort Myers, Florida 33901 <a href="mailto:galley@cityftmyers.com">galley@cityftmyers.com</a> <a href="mailto:clippke@cityftmyers.com">clippke@cityftmyers.com</a> <i>Counsel for Respondent, City of Fort Myers</i></p>
<p>Dolores D. Menendez, Esq. City Attorney Steven D. Griffin, Esq. Assistant City Attorney <b>City of Cape Coral, Florida</b> P.O. Box 150027 Cape Coral, Florida 33915-0027 <a href="mailto:dmenendez@capecoral.net">dmenendez@capecoral.net</a> <a href="mailto:sgriffin@capecoral.net">sgriffin@capecoral.net</a> <a href="mailto:cyoung@capecoral.net">cyoung@capecoral.net</a> <i>Counsel for Petitioner, City of Cape Coral</i></p>	<p>Brian A. Newman, Esq. Joseph B. Brannen, Esq. <b>Pennington, P.A.</b> 215 South Monroe Street, Second Floor Tallahassee, Florida 32301 <a href="mailto:brian@penningtonlaw.com">brian@penningtonlaw.com</a> <a href="mailto:breck@penningtonlaw.com">breck@penningtonlaw.com</a> <a href="mailto:stephg@penningtonlaw.com">stephg@penningtonlaw.com</a> <a href="mailto:kowens@penningtonlaw.com">kowens@penningtonlaw.com</a> <i>Counsel for Respondent, City of Fort Myers</i></p>

  
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