

*vs. Sun Federal Savings and Loan Association*, 461 So. 2d 93 (Fla. 1984). Acceleration without notice is permitted, if provided for by the note or mortgage. *Millet v. Perez*, 418 So. 2d 1067 (Fla. 3<sup>rd</sup> DCA 1982). Once acceleration has occurred, the mortgagee is generally under no obligation to accept tender of past due payments. *Id.*

e. that under the provisions of the mortgage instrument securing the promissory note, Plaintiffs are entitled to collect, as a matter of law, costs and reasonable attorneys' fees incident to the collection of the indebtedness as well as any sums advanced by the plaintiff to protect or prevent the impairment of its security interest. *American Securities Co. vs. Goldberry*, 69 Fla. 104, 67 So. 862 (1915) and *Raskin vs. Otten*, 273 So 2d 433 (Fla. 3<sup>rd</sup> DCA 1973);

f. that Plaintiffs' mortgage is a valid lien against the property under Section 702.09, Florida Statutes;

g. that Plaintiffs are the holder in due course as defined by Section 673.3021, Florida Statutes, and takes the negotiable instrument (the Note) free from all personal defenses of the maker. *American Bank of the South vs. Rothenburg*, 598 So 2d 289 (Fla. 5<sup>th</sup> DCA 1992); and

i. that the Defendant has failed to raise any issue of fact or law that would prevent entry of a summary judgment in favor of Plaintiffs in this cause of action.

#### Undisputed Material Facts

6. Plaintiffs, CHARLES F. EVANS, and DOROTHY A. EVANS, are the owners and holders of the Note and Mortgage at issue in this matter.

7. Defendant, GARY J. WELVAERT, owns and is in possession of 1350 Saratoga Street in DeLand, Volusia County, Florida pursuant to a Warranty Deed recorded in the Public Records of Volusia County, Florida in Book 6098 at Pages 1993.

8. On June 7, 2007, Defendant, GARY J. WELVAERT, made, executed, and delivered

a Promissory Note and Mortgage securing payment of the Promissory Note to CHARLES F. EVANS and DOROTHY A. EVANS. Said Mortgage and Note are a first money purchase mortgage and note. The Mortgage was recorded on July 23, 2007, in the Public Records for Volusia County Florida in Book 6098, beginning at Page 1995. A true and correct copy of the Promissory Note and Mortgage are attached hereto as Exhibits A and B respectively.

9. By the Mortgage, Defendant mortgaged the real property described therein which was then owned by the Defendant, GARY J. WELVAERT.

10. Defendant, GARY WELVAERT, has defaulted under the Note and the Mortgage by failing to make the payment due on August 13, 2014, and all subsequent payments thereafter.

11. Defendant, GARY J. WELVAERT, has defaulted under the Promissory Note and Mortgage by failing to pay the property taxes due for 2014 in the amount of \$1,879.86, 2013 in the amount of \$2,197.17, and 2012 in the amount of \$2,205.81. To preserve our lien pursuant to the Mortgage, CHARLES F. EVANS and DOROTHY A. EVANS, have paid the outstanding property taxes in the amount of \$6,282.84.

12. Plaintiffs, CHARLES F. EVANS and DOROTHY A. EVANS, declared the full amount payable under the Note and Mortgage to be due.

13. Defendant, GARY J. WELVAERT, has raised no legally recognizable affirmative defenses to the Complaint of the Plaintiff. On April 14, 2014, the Defendant filed what amounted to a general denial and a dispute as to the amount of principal owed.

14. All conditions precedent to the acceleration of this Mortgage and Note and to foreclose thereon have been fulfilled or occurred.

15. Defendant, GARY J. WELVAERT, owes the Plaintiffs the principal sum of \$104,439.20, on the Note and Mortgage, plus interest from August 14, 2014, and all costs of

collection, including, title search expenses for ascertaining the necessary parties to this action and reasonable attorneys' fees.

16. Plaintiffs have retained the undersigned attorneys to prosecute the above styled matter are obligated to pay said attorneys a reasonable fee for their services. Plaintiffs are entitled to recover attorneys' fees pursuant to the terms of the Note and Mortgage.

**Legal Entitlement to Summary Judgment**

17. No issue of material fact exists. Defendant, GARY J. WELVAERT, has defaulted under the Mortgage and Promissory Note and monies are due and owing to the Plaintiffs. Plaintiffs have a valid lien against the property owned by the Defendant, GARY J. WELVAERT. Plaintiffs' lien is superior to any and all interests asserted by the Defendant. Plaintiffs are entitled to foreclose their lien on the property.

18. All necessary parties have been joined and validly served as evidenced by the returns of service as to each Defendant filed in the above styled case.

19. The Answer filed by the Defendant, GARY J. WELVAERT, on April 14, 2014, is merely a general denial and raises no legally recognizable affirmative defenses.

20. In support of this motion, Plaintiffs have contemporaneously filed an affidavit of indebtedness. The affidavit sets forth with particularity, among other things, the standing of the Plaintiffs and the monies due and owing by the Defendant to the Plaintiffs.

21. In support of this motion, Plaintiffs have contemporaneously filed an affidavit of costs incurred in this action. The affidavit sets forth with particularity the taxable costs incurred by the Plaintiffs.

22. In support of its claim for attorneys' fees, Plaintiffs have contemporaneously filed an affidavit of attorneys' fees itemizing the time and fees incurred by the Plaintiffs. In support of the



attorneys' fee affidavit, Plaintiffs have contemporaneously filed an affidavit of reasonableness of attorneys' fees incurred in prosecuting this claim.

23. Accordingly, Plaintiffs request summary judgment for foreclosure in the total amount of \$120,088.21, for the following:

a.	Principal on the Note	\$104,439.20
b.	Accrued Interest from 08/13/2014 - 05/1/2015	\$6,111.77
c.	Taxes advanced by Plaintiffs	\$6,282.74
e.	Taxable Costs	\$1,284.00
f.	Attorneys' fees	\$1,970.50

WHEREFORE, Plaintiffs, CHARLES F. EVANS and DOROTHY A. EVANS, respectfully request the Court enter a final judgment for foreclosure against Defendant, GARY J. WELVAERT, for all other relief requested including, ascertaining the amount of money including monies owed, interest, expenses, costs, and attorneys' fees that Plaintiffs are entitled to recover in this action; adjudging that the Plaintiffs have a lien on the real estate of Defendant, as described herein, for the sum of money found to be due and that the lien is superior to the rights, title and interests of the Defendant; ordering that the lien be foreclosed in accordance with Florida law and the established rules and practices of the Court, including that on default of the payment to Plaintiffs of the amounts so found to be due from Defendant, the real estate be sold by the Clerk of Court to satisfy Plaintiffs' lien; that a deficiency judgment be entered against the Defendant for the sum remaining unpaid; and for such other relief this Court deems just and proper.

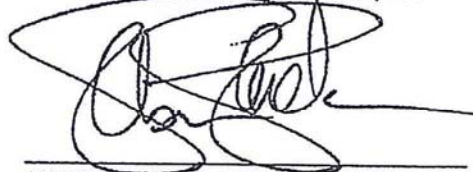
**CERTIFICATE OF SERVICE**

WE HEREBY CERTIFY that a true and correct copy of the above and foregoing document



was electronically filed via the Florida E-Portal Filing System and was served via US mail on: Gary J. Welvaert, at 1350 Saratoga Street, DeLand, Florida 32724 and 2203 Marsh Road, DeLand, Florida 32724 on this 21<sup>st</sup> day of May, 2015.

LANDIS GRAHAM FRENCH, PA

A handwritten signature in black ink, appearing to read 'Sebrina L. Slack', written over a horizontal line.

SEBRINA L. SLACK, ESQUIRE  
Florida Bar Number 0392715  
145 East Rich Avenue  
P.O. Box 48  
DeLand, Florida 32721-0048  
Telephone 386-734-3451  
Facsimile 386-736-1350  
ATTORNEYS FOR PLAINTIFF

TAB 2

IN THE CIRCUIT COURT OF THE SEVENTH JUDICIAL CIRCUIT  
IN AND FOR VOLUSIA COUNTY, FLORIDA

US BANK ASSOCIATION,

Plaintiff,

Vs.

OLGA C. GARCIA, et al.

Defendants.

CASE NUMBER – 2014 12043 CIDL  
DIVISION - 02

OPPOSITION BY INTERVENOR, D. R. MOORE LAND TRUST #86,  
TO MOTION TO SET ASIDE DEFAULT AND FINAL JUDGMENT

COMES NOW, the Intervenor, D.R. Moore Land Trust #86, by and through its undersigned attorneys, as intervenors, and opposes the Motion to Set Aside the Default and Final Judgment by the Defendant, Olga J. Garcia, and Defendant, Olga C. Garcia. In support thereof, the Intervenor states:

1. The claims set forth in the Motion to Set Aside Clerk's Defaults, Final Judgment, and Judicial Sale and the Affidavit of Olga J. Garcia in support of said Motion are unsupported by any material facts and law. In fact, the Motion and Affidavit contain false statements and were likely filed solely for the purposes of deceiving the Court and delaying these proceedings.

2. The Intervenor has retained the undersigned attorneys to represent their interests in the above styled action and are obligated to pay said attorneys a reasonable fee for their representation.



Defendants' Motion to Set Aside Default is Wholly Without Merit

3. As a matter of law, the Defendants' Motion is without merit because the Defendants have made an appearance in the case seeking affirmative relief from the Court and thereby waiving any defenses related to personal jurisdiction or defective service.

4. Rule 1.140(b), Florida Rules of Civil Procedure provides, in pertinent part, every defense in law or fact to a claim for relief in a pleading shall be asserted in the responsive pleading, including the defenses of jurisdiction over the person and defects in service of process. A motion making any of these defenses shall be made before pleading if a further pleading is permitted. Any ground not stated shall be deemed to be waived, except for the defense of subject matter jurisdiction.

5. Jurisdiction over defendants is ordinarily acquired by the service of process on them or by their voluntary appearance and submission to the court. *McKelvey vs. McKelvey*, 323 So. 2d. 651 (Fla. 3<sup>rd</sup> DCA 1976).

6. The present method of raising the question of jurisdiction over the parties is by a responsive pleading or motion filed pursuant to Rule 1.140(b), Florida Rules of Civil Procedure. However, where no responsive pleading or motion has been filed, the court must determine whether the defendants by their actions before the court have obtained some relief or material benefit sufficient to constitute a submission by them to the court's jurisdiction. *First Wisconsin National Bank of Milwaukee vs. Donian*, 343 So. 2d 943 (Fla. 2<sup>nd</sup> DCA 1977) (Internal Citations omitted).

7. Where the defendants, who had not been served with process, requested a stay of the foreclosure proceedings to pursue a modification of their mortgage, the court found that the defendants had participated in the litigation by moving the court to grant their requests for relief

which were materially beneficial to the defendants and thereby had submitted themselves to the court's jurisdiction of the court. *First Wisconsin National Bank of Milwaukee vs. Donian*, 343 So. 2d 943 (Fla. 2<sup>nd</sup> DCA 1977).

8. In the instant case, the Defendants, Olga J. Garcia, and Olga C. Garcia, have previously appeared in the above styled case on three (3) occasions wherein they sought affirmative relief of the Court by requesting delays in the foreclosure proceedings for their benefit. Therefore, the Defendants have submitted themselves to the jurisdiction of the Court and waived any defenses as to personal jurisdiction or defects in service of process.

9. Specifically, on May 5, 2015, the Defendants filed a Motion to Cancel Sale and requested a continuance. This Motion did not include any challenges to jurisdiction or claim any defects in service of process. The Defendants' Motion was granted and the foreclosure sale was cancelled and reset for July 7, 2015.

10. On July 6, 2015, the Defendants filed a Second Motion to Cancel Sale. The Second Motion did not include any challenges to jurisdiction or claim any defects in service of process. The Defendants' Second Motion was granted and the foreclosure sale was cancelled and reset for August 11, 2015.

11. On August 7, 2015, the Defendants filed a Third Motion to Cancel Sale. The Third Motion did not challenge jurisdiction or claim any defects in service of process. On August 11, 2015, the Defendants filed a Motion to Postpone the Sale. The Fourth Motion did not challenge jurisdiction or claim any defects in service of process. The Court denied the Third Motion and Fourth Motion, which allowed the foreclosure sale to proceed on August 11, 2015.

12. Since the Defendants did not raise any defenses related to jurisdiction over their persons or defects in service of process and sought affirmative relief from the Court in the form of

continuances which were granted, the Defendants have waived any defenses related to personal jurisdiction or defective service of process and are now barred from untimely raising said defenses in what would be their fifth motion for relief to the Court.

**Defendants' Motion to Set Aside Default is Wholly without Merit**

13. As a matter of fact, the Defendants' Motion is without merit because the Defendants have filed an affidavit which is contains false statements since the public records of Florida indicate that both Olga J. Garcia and Olga C. Garcia have been at all times relevant and continue to be residents of 2692 Sedgefield Avenue, Deltona, Volusia County, Florida. Accordingly, the Court should strike the Affidavit of Olga J. Garcia and dismiss the claim of fraud on the Court by the Plaintiff as without factual support or merit.

14. In Paragraph 6 of her Affidavit, Olga J. Garcia claims to have moved with her mother, Defendant, Olga C. Garcia, in the "summer of 2011" to 1431 Briar Creek Road, Apartment M, Charlotte, North Carolina. However, the available public records completely contradicts these claims.

15. In Paragraph 15 of her Affidavit, Olga J. Garcia claims to have not only not accepted service in the above styled action, but also to have not accepted service in the prior 2010 foreclosure case. Consequently, it is interesting to note that Olga J. Garcia is the person identified to have received service in the above styled action; in the 2010 10660 CIDL foreclosure action; in the 2007 10172 CIDL foreclosure action; in the 2006 10113 CIDL foreclosure action; and in the 2003 11985 CIDL foreclosure action. A true and correct copies of the Returns of Service for each foreclosure case is attached hereto as Composite Exhibit A. Thus, it is well established that Olga J. Garcia is the family member who resides at the residence and accepts service of process for the prior foreclosure actions.



16. In the instant case, Olga J. Garcia claims to have resided in North Carolina since the “summer of 2011” and appears to represent to have not left North Carolina until May 1, 2015, when her mother and she through sheer coincidence discovered the residence was on the verge of being lost to a foreclosure sale.

17. However, the public records completely contradict, the assertions by Olga J. Garcia that she resided in North Carolina, including, the following:

- a. On August 21, 2015, “Olga Jacqueline Garcia” presented a Florida Drivers’ License as proof of identification to the Public Notary who notarized her Affidavit filed with this Court;
- b. March 21, 2015, the Volusia County Sheriff’s Office issued two traffic citations to “Olga Jacqueline Garcia” indicating on each ticket that her Florida Driver’s provided her legal residence of record as “2692 Sedgefield Avenue, Deltona, Florida.” A true and correct copy of said traffic citation are attached as Composite Exhibit B.
- c. On April 26, 2012, the State of Florida issued a drivers’ license to “Olga Jacqueline Garcia” indicating that her legally declared residence was “2692 Sedgefield Avenue, Deltona, Florida.” We could find no record that the State of North Carolina has ever issued a drivers’ license to “Olga Jacqueline Garcia.”
- d. On December 12, 2014, the Volusia County Sheriff’s Office issued a traffic citation to “Olga Jacqueline Garcia” indicating on the ticket that her Florida Driver’s provided her residence of record as “2692 Sedgefield Avenue, Deltona, Florida.” A true and correct copy of said traffic citation are attached as Composite Exhibit C.
- e. On August 5, 2013, the Volusia County Sheriffs’ Office issued two traffic citations

to "Olga Jacqueline Garcia" indicating on each ticket that her Florida Driver's provided her residence of record as "2692 Sedgefield Avenue, Deltona, Florida." Since one of these citations was a criminal charge, Olga J. Garcia was required to make court appearances in Volusia County, Florida. On September 10, 2013, Olga J. Garcia wrote a letter to Judge Peter A.D. McGlashan requesting a continuance because she was caring for her grandmother. On October 16, 2013, Olga J. Garcia requested another continuance because she had already missed two days of work and she is the only person in her household working. In both letters, Olga J. Garcia represented to the Court that her address was "2692 Sedgefield Avenue, Deltona, Florida," and made no mention of her residing in North Carolina or the inconvenience of appearing from that state. A true and correct copy of said traffic citation are attached as Composite Exhibit D.

- f. Florida vehicle registrations indicate that the 2009 Hyundai Accent owned by "Olga J. Garcia" is legally registered at "2692 Sedgefield Avenue Deltona, Florida" with a Florida tag which will expire on December 6, 2015.
  - g. "Olga J. Garcia" is registered to vote as a citizen of Volusia County Florida with an address of "2692 Sedgefield Avenue, Deltona, Florida."
18. Additionally, the public records completely contradict, the assertions by Olga J. Garcia, that her mother, Olga C. Garcia, resided in North Carolina, including, the following:
- a. All attachments to the Motions filed to postpone the foreclosure sales indicate that the mailing address for Olga C. Garcia was "PO Box 391507, Deltona, Florida" not an address in North Carolina.
  - b. On each of her motions with the Court, Defendant, Olga C. Garcia, indicates that

her address of record is "2692 Sedgefield Avenue, Deltona, Florida."

- c. The State of Florida has issued a drivers' license to "Olga Celenia Garcia" on May 3, 2012 which indicates her legally declared residence to be "2692 Sedgefield Avenue, Deltona, Florida."
- d. Florida vehicle registrations indicate that the Chevrolet Astro Van and Toyota Scion owned by "Olga C. Garcia" are legally registered at "2692 Sedgefield Avenue Deltona, Florida" with a Florida tags which will expire on May 6, 2016.
- e. "Olga C. Garcia" is registered to vote as a citizen of Volusia County Florida with an address of "2692 Sedgefield Avenue, Deltona, Florida."

19. Thus, a preliminary search of public records indicates that the Affidavit of Olga J. Garcia is not truthful and is replete with false statements regarding the legal residence of the Defendants from the Summer of 2011 to the present.

20. It is the position of the Intervenor that the Affidavit of Olga J. Garcia is more likely than not false and constitutes a fraud upon this Court. Accordingly, the Intervenor requests that the Affidavit be stricken or in the alternative, that additional discovery be allowed to obtain further proof in contradiction to the Affidavit.

**Motion to Set Aside the Final Judgment for Failure to Re-establish the Note is without Merit**

21. In their Motion, the Defendants allege that the Plaintiff failed to re-establish the lost note in the Final Judgment. However, this is not a correct statement, as the Note was re-established by the Final Judgment as supported in the Affidavit in Support of the Plaintiff's Motion for Summary Judgment.

22. In Count II of its Complaint, the Plaintiff requested that the Note be re-established because it had been lost. The Affidavit filed by the Plaintiff in support of its Motion for Summary



Judgment provided a sufficient factual basis regarding the loss of the original note upon which the Court could enter a Final Judgment re-establishing the Note. Additionally, the Affidavit supported the legal requirement that the Plaintiff indemnify the Defendants due to the loss of the Note.

23. In the Final Judgment, Paragraph 9 provides “the Court finds that the Plaintiff has re-established the terms of the lost note and its right to enforce the instrument as required by Section 673.3091, Florida Statutes. Plaintiff shall hold the defendant maker of the note harmless and shall indemnify them from (sic) any loss they may incur by reason of a claim by any other person to enforce the lost note.”

24. Accordingly, the Final Judgment, on its face, both re-establishes the Note and indemnifies the Defendants against any other persons attempting to enforce the Note. Thus, the Defendants have no basis, legal or factual, upon which to set aside the Final Judgment for failing to re-establish the Note.

25. If the Court does find merit that the indemnification provision by the Plaintiff in the Final Judgment lacks specificity sufficient to adequately protect the Defendants, this can be remedied by an amended final judgment including, the actual nature of the indemnification protecting the Defendants, without setting aside the Final Judgment or rescinding the Certificate of Sale to the Intervenor. Since indemnification is a post-judgment protection of the Defendants, it would be judicially inefficient and prejudicial to the Intervenor to set aside the Final Judgment and rescind the Certificate of Sale for a matter that does not go to the merits of the foreclosure action or the parts of the Final Judgment related to the disposition of the real property.

**Motion to Set Aside the Final Judgment for Statute of Limitations is Without Merit**

26. Albeit indirectly, the Defendants in their Motion and Affidavit suggest that the Plaintiff's action and final judgment are barred by the applicable statute of limitations because five

(5) years has elapsed from the claimed default of July 1, 2009. However, the statute of limitations had not expired since the last installment due under the Note was March 1, 2022. Therefore, the applicable statute of limitations has not expired and the Final Judgment is valid.

27. Florida courts have recognized that there is unique relationship between the mortgage obligation and the continuing obligations of the parties in that relationship. *Singleton vs. Greymar Associates*, 882 So 2d 1004 (Fla. 2004). A subsequent, separate default creates a new and independent right to accelerate payment in a second foreclosure action even where the lender triggered the acceleration of the debt in the prior, unsuccessful action that had been dismissed with prejudice. *Id.*

28. Not even dismissal with prejudice of a foreclosure action precludes a mortgagee from instituting a new foreclosure action based on a different act or a new date of default which was not alleged in the dismissed action. See, *U.S. National Bank vs Bartram*, 140 So. 3d 1007 (Fla. 5<sup>th</sup> DCA 2014) and *PNC Bank NA vs. Neal*, 147 So. 3d 32 (Fla. 1<sup>st</sup> DCA 2013).

29. In the instant case, the final payment due under the Note and Mortgage is March 1, 2022. The Plaintiff has brought its action for defaults which occurred prior to the expiration of the applicable five (5) year statute of limitations. Therefore, the Final Judgment is valid and enforceable.

WHEREFORE, the Intervenor, D.R. Moore Land Trust #86, requests the Court deny the Defendants' Motion as wholly without merit; and all other relief deemed just and appropriate.

#### CERTIFICATE OF SERVICE

I HEREBY CERTIFY I electronically filed the foregoing document by using the Florida E-Portal Filing System which will send a notice of electronic filing to the following:

Jillian R. Phelps, Esquire, 9204 King Palm Drive, Tampa, Florida 33619 at [AttorneyNotice@Consuegralaw.com](mailto:AttorneyNotice@Consuegralaw.com);


Peter R. McGrath, Esquire, 801 N. Magnolia Avenue, Suite 317, Orlando, Florida 32803 at [mcgrathlaw@cfl.rr.com](mailto:mcgrathlaw@cfl.rr.com) and [mcgrathlaw@aol.com](mailto:mcgrathlaw@aol.com);

and by US Mail on

Yely C. Garcia, 2692 Sedgefield Avenue, Deltona, Florida 32725 and 1431 Briar Creek Road, Apartment M, Charlotte, North Carolina 28205.

on this 21<sup>st</sup> day of September 2015.

LANDIS GRAHAM FRENCH PA

  
SEBRINA L. SLACK, ESQUIRE

Florida Bar Number 0392715

145 E. Rich Avenue, Suite C

Deland, Florida 32724

Telephone: 386-734-3451

Facsimile - 386 - 736 - 1350

Email - [sslack@landispa.com](mailto:sslack@landispa.com)

Attorneys for Intervenor

**NOTICE OF DESIGNATION OF EMAIL ADDRESSES**  
**PURSUANT TO RULE 2.516, F.R. JUD. ADMIN**

Pursuant to Rule 2.516, Florida Rules of Judicial Administration, the above signed attorney of record hereby gives notice that the following email addresses are designated for service by electronic mail in above styled case.

Primary E-Mail - [sslack@landispa.com](mailto:sslack@landispa.com)

Secondary E-Mail - [pcorley@landispa.com](mailto:pcorley@landispa.com)



**AFFIDAVIT OF SERVICE**

State of Florida

County of Volusia

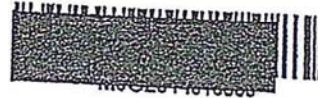
Circuit Court

Case Number: 2014 12043 CIDL

Plaintiff:  
U.S. BANK NATIONAL ASSOCIATION

vs.

Defendant:  
OLGA C. GARCIA, ET AL



For:  
LAW OFFICES OF DANIEL C. CONSUEGRA  
9204 KING PALM DR  
TAMPA, FL 33619

Received by DANIELLE DRIGGERS on the 17th day of October, 2014 at 9:05 am to be served on OLGA J GARCIA, 2692 SEDGEFIELD AVE, DELTONA, FL 32725.

I, DANIELLE DRIGGERS, being duly sworn, depose and say that on the 18th day of October, 2014 at 11:10 am, I: INDIVIDUALLY/PERSONALLY served by delivering a true copy of the Summons, Complaint, Lis Pendens, Verificatton with the date, my initials and hour of service endorsed thereon by me, to: OLGA J GARCIA at the address of: 2692 SEDGEFIELD AVE, DELTONA, FL 32725, and informed said person of the contents therein, in compliance with state statutes.

Military Status: Based upon inquiry of party served, defendant is not in the military service of the United States.

Marital Status: Based upon inquiry of party served, Defendant is not married.

Additional Information pertaining to this Service:  
MOBILE HOME?NO.

OLGA J GARCIA SERVED INDIVIDUALLY AS NAMED DEFENDANT, OLGA C GARCIA SUBSTITUTE SERVED TO DAUGHTER/VOLGA J GARCIA, YELY C GARCIA SUBSTITUTE SERVED TO SISTER/VOLGA J GARCIA; WAS ADVISED THERE ARE NO OTHER OCCUPANTS OVER THE AGE OF 18 RESIDING WITHIN.

Description of Person Served: Age: 35, Sex: F, Race/Skin Color: HISPANIC, Height: 5'6", Weight: 170, Hair: BLACK, Glasses: N

I am over the age of 18 and have no interest in the above action and am in good standing in the judicial circuit in which the service of process is being performed.

State of Florida

County of Volusia  
Subscribed and sworn to before me on the 20th day of October, 2014 by the affiant who is personally known to me.

DANIELLE DRIGGERS  
Process Server

MAX J. GARCIA, INC.  
605 E NEW YORK AVE  
SUITE 1  
Deland, FL 32724  
(386) 624-6943  
Our Job Serial Number: MJC  
Ref: 179181

Notary public  
Print Name Max Garcia



IN THE CIRCUIT/COUNTY COURT IN AND FOR VOLUSIA COUNTY, FLORIDA

Judge : Robert K. Rouse, Jr. - Div. 02  
Case No : 2014 12043 CIDL

U S BANK NATIONAL ASSOCIATION  
Plaintiff(s),

-vs-

OLGA C GARCIA, ET AL  
Defendant(s).

SUMMONS

THE STATE OF FLORIDA:  
TO EACH SHERIFF OF THE STATE:

YOU ARE HEREBY COMMANDED to serve this summons and a copy of the complaint or petition in the above styled cause upon the defendant(s):

OLGA J GARCIA  
2692 SEDGEFIELD AVE  
DELTONA, FL 32725

*56 lbs  
100 lbs  
Blackhawk  
3545  
His female*

*10/18/14  
Gina*

A lawsuit has been filed against you. You have 20 calendar days after this summons is served on you to file a written response to the attached complaint with the Clerk of this Court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money, and property may thereafter be taken, without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the court, you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's attorney" named below:

CHRISTIAN GREMINGER  
9204 KING PALM DR  
TAMPA, FL 33619

Date \_\_\_\_\_ Time \_\_\_\_\_  
Servers Initial \_\_\_\_\_  
(court-appointed process server)

Recipient Signature \_\_\_\_\_  
MA-Y/N \_\_\_\_\_ with \_\_\_\_\_

DATED : October 13, 2014

Fwd to proc serv (MAX) for SOP, cc plttfs  
atty by proc serv via p/up box

DIANE M. MATOUSEK  
CLERK OF CIRCUIT COURT

*Brenda J Ramsey*  
By : Brenda J Ramsey, Deputy Clerk



(See reverse side for Spanish and French portion.)

C [REDACTED]





REQUESTS FOR ACCOMMODATIONS BY PERSONS WITH DISABILITIES If you are a person with a disability who needs an accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Court Administration, 125 E. Orange Ave., Ste. 300, Daytona Beach, FL 32114, (386) 257-6096, at least 7 days before your scheduled court appearance, or immediately upon receiving this notification if the time before the appearance is less than 7 days; if you are hearing or voice impaired, call 711.

THESE ARE NOT COURT INFORMATION NUMBERS



SOLICITUD DE ADAPTACIONES PARA PERSONAS CON DISCAPACIDADES  
Si usted es una persona con discapacidad que necesita una adaptación para poder participar en este procedimiento, usted tiene el derecho a que se le proporcione cierta asistencia, sin incurrir en gastos. Comuníquese con la Oficina de Administración Judicial (Court Administration), 125 E. Orange Ave., Ste. 300, Daytona Beach, FL 32114, (386) 257-6096, con no menos de 7 días de antelación de su cita de comparecencia ante el juez, o de inmediato al recibir esta notificación si la cita de comparecencia está dentro de un plazo menos de 7 días; si usted tiene una discapacidad del habla o del oído, llame al 711.

ESTOS NUMEROS TELEFONICOS NO SON PARA OBTENER INFORMACION JUDICIAL

**AFFIDAVIT OF SERVICE**

State of Florida

County of Volusia

Circuit Court

Case Number: 2010 10660 CIDL



Plaintiff:  
U.S. BANK, NATIONAL ASSOCIATION

vs.

Defendant:  
JOSE A. GARCIA, ET AL

For:  
LAW OFFICES OF DANIEL C. CONSUEGRA  
9204 KING PALM DR  
TAMPA, FL 33619

Received by PROVEST on the 12th day of February, 2010 at 11:28 am to be served on Olga J Garcia, 2692 Sedgefield Avenue, Delfona, FL 32725.

I, DANIELLE DRIGGERS, being duly sworn, depose and say that on the 19th day of February, 2010 at 1:26 pm, I

INDIVIDUALLY/PERSONALLY served by delivering a true copy of the Summons, Complaint and Notice of Lis Pendens with the date and hour of service endorsed thereon by me, to: Olga J Garcia at the address of: 2692 Sedgefield Avenue, Delfona, FL 32725, and informed said person of the contents therein, in compliance with state statutes.

Military Status: Based upon inquiry of party served, defendant is not in the military service of the United States.

Marital Status: Based upon inquiry of party served, Defendant is not married.

Additional Information pertaining to this Service:  
MOBILE HOME? NO.

I am over the age of 18 and have no interest in the above action and am in good standing in the judicial circuit in which the process was served.

DANIELLE DRIGGERS  
Process Server

PROVEST  
4520 Seedling Cir  
Tampa, FL 33614  
(800) 587-3357

Our Job Serial Number: [REDACTED]  
Ref: 58944

Subscribed and Sworn to before me on the 22nd day of February, 2010 by the affiant who is personally known to me.

  
NOTARY PUBLIC



IN THE CIRCUIT/COUNTY COURT IN AND FOR VOLUSIA COUNTY, FLORIDA

Judge : John V. Doyle - Div. 01  
Case No : 2010 10660 CIDL

US BANK NATIONAL ASSOCIATION  
Plaintiff(s).

-vs-

JOSE A GARCIA, ET AL  
Defendant(s).

SUMMONS

THE STATE OF FLORIDA  
TO EACH SHERIFF OF THE STATE:

YOU ARE HEREBY COMMANDED to serve this summons and a copy of the complaint or petition in the above styled cause upon the defendant(s):

*S*  
OLGA J GARCIA  
2692 SEDGEFIELD AVE  
DELTONA, FL 32725

*Diana*  
A lawsuit has been filed against you. You have 20 calendar days after this summons is served on you to file a written response to the attached complaint with the Clerk of this Court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money, and property may thereafter be taken, without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the court, you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's attorney" named below.

LINDSAY R DUNN  
9204 KING PALM DRIVE  
TAMPA, FL 33619-1328

FILED  
FEB 16 AM 10:04  
CLERK OF THE CIRCUIT  
COURT VOLUSIA COUNTY, FL  
100 32

DATED: February 16, 2010

DIANE M. MATOUSEK  
CLERK OF CIRCUIT/COURT

*Deborah Guzman*  
By: Deborah Guzman, Deputy Clerk (seal)

rtm to proc serv/sop (MAX) cc pltf's atty  
via proc serv

(See reverse side for Spanish and French portion.)



33

**IMPORTANTE**

Usted ha sido demandado legalmente. Tiene 20 días, contados a partir del recibo de esta notificación, para contestar la demanda adjunta, por escrito, y presentarla ante este tribunal. Una llamada telefónica no lo protegerá. Si usted no contesta la demanda a tiempo, pudiese perder el caso y podría ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de las oficinas de asistencia legal que aparecen en la guía telefónica.

Si desea responder a la demanda por su cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, deberá usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney" (Demandante o Abogado del Demandante).

**IMPORTANT**

Des poursuites judiciaires ont été entreprises contre vous. Vous avez 20 jours consécutifs à partir de la date de l'assignation de cette citation pour déposer une réponse écrite à la plainte ci-jointe auprès de ce tribunal. Un simple coup de téléphone est insuffisant pour vous protéger. Vous êtes obligés de déposer votre réponse écrite, avec mention du numéro de dossier ci-dessus et du nom des parties nommées ici, si vous souhaitez que le tribunal entende votre cause. Si vous ne déposez pas votre réponse écrite dans le délai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent être saisis par la suite, sans aucun préavis ultérieur du tribunal. Il y a d'autres obligations juridiques et vous pouvez requérir les services immédiats d'un avocat. Si vous ne connaissez pas d'avocat, vous pourriez téléphoner à un service de référence d'avocats ou à un bureau d'assistance juridique (figurant à l'annuaire de téléphones).

Si vous choisissez de déposer vous-même une réponse écrite, il vous faudra également, en même temps que cette formalité, faire parvenir ou expédier une copie de votre réponse écrite au "Plaintiff/Plaintiff's Attorney". (Plaignant ou à son avocat) nommé ci-dessous.

**ADDRESS OF THE CLERK OF THE CIRCUIT COURT**

DIANE M. MATOUSEK  
CLERK OF THE COURT  
P.O. Box 6043  
DeLand, FL 32721-6043  
(386) 736-5907

DIANE M. MATOUSEK  
CLERK OF THE COURT  
125 East Orange Avenue  
Daytona Beach, FL 32114  
(386) 257-6081

DIANE M. MATOUSEK  
CLERK OF THE COURT  
124 North Riverside Drive  
New Smyrna Beach, FL 32168  
(386) 423-3304

If English is not your native language and you need assistance understanding the court's proceedings, you will need to bring someone to interpret for you as this service is not provided by the court.

Si el inglés no es su lengua materna y va a necesitar ayuda para entender el proceso judicial, tendrá que traer a alguien para que le interprete ya que el tribunal no ofrece este servicio.

**ATTENTION: PERSONS WITH DISABILITIES**

If you are a person with a disability who needs an accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Court Administration, 125 E. Orange Ave., Ste. 300, Daytona Beach, FL 32114, within 2 days of your receipt of this notice. If you are hearing impaired, call 1-800-955-8771; if you are voice impaired, call 1-800-955-8770.

**THIS IS NOT A COURT INFORMATION LINE.**



**AFFIDAVIT OF SERVICE**

State of FLORIDA

County of VOLUSIA

Circuit Court

Case Number: 07-10172 CIDL

Plaintiff:  
US BANK N.A.

vs.

Defendant:  
JOSE A. GARCIA, ET AL

For:  
DAVID J. STERN, P.A.

Plantation, FL 33324

Received by PRO VEST on the 31st day of January, 2007 at 7:09 pm to be served on JANE DOE, 2692  
SEDFIELD AVE., DELTONA, FL 32725.

I, Ruth Sophie, being duly sworn, depose and say that on the 3rd day of February, 2007 at 7:20 pm, I:

Individually Served the within named person with a true copy of the Summons, Complaint and Lis Pendens  
with the date and hour endorsed thereon by me, pursuant to state statutes.

Military Status: Based upon inquiry of party served, defendant is not in the military service of the United States.

Additional Information pertaining to this Service:  
JANE DOE NKA OLGA J GARCIA. MARRIED? NO. MOBILE HOME? NO.

I certify that I am over the age of 18, have no interest in the above action, and am a Legally Authorized Process  
Server for this Judicial Circuit

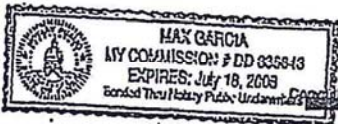
Ruth Sophie  
Process Server

Subscribed and Sworn to before me on the 4th day of  
February, 2007 by the affiant who is personally known  
to me.

PRO VEST  
202 S Rome Ave Suite 150  
Tampa, FL 33606  
(800) 587-3357

NOTARY PUBLIC

Our Job Serial Number: 2007001029  
Ref:



IN THE CIRCUIT/COUNTY COURT IN AND FOR VOLUSIA COUNTY, FLORIDA

Case No. 2007 10172 CIDL  
Judge Robert K. Rouse, Jr. - Div. 02

U.S. BANK N.A.  
Plaintiff(s),

-vs-

JOSE A GARCIA, ET AL  
Defendant(s).

SUMMONS

THE STATE OF FLORIDA:  
TO EACH SHERIFF OF THE STATE:

YOU ARE HEREBY COMMANDED to serve this summons and a copy of the complaint or petition in the above styled cause upon the defendant(s):

JANE DOE, AS UNKNOWN TENANTS IN POSSESSION  
2692 SEDGFIELD AVE  
DELTONA, FL 32725

A lawsuit has been filed against you. You have 20 calendar days after this summons is served on you to file a written response to the attached complaint with the Clerk of this Court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money, and property may thereafter be taken, without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the court, you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's attorney" named below:

ROBYN R KATZ  
801 S UNIVERSITY DRIVE  
SUITE 500  
PLANTATION, FL 33324

DATED: January 26, 2007

DIANE M. MATOUSEK  
CLERK OF CIRCUIT/COUNTY COURT

*[Signature]*  
By: Tiffani Scott, Deputy Clerk



retn to proc serv for sop, cc ptf's atty.  
by mail

(See reverse side for Spanish and French portion.)  
CLERK OF THE CIRCUIT & COUNTY COURT VOLUSIA COUNTY, FL  
CC 54

2007 FEB 14 PM 2:46

FILED

12



**IMPORTANT**

Usted ha sido demandado legalmente. Tiene 20 días, contados a partir del recibo de esta notificación, para contestar la demanda adjunta, por escrito, y presentarla ante este tribunal. Una llamada telefónica no lo protegerá. Si usted no contesta la demanda a tiempo, pudiere perder el caso y podría ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de las oficinas de asistencia legal que aparecen en la guía telefónica.

Si desea responder a la demanda por su cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, deberá usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney" (Demandante o Abogado del Demandante).

**IMPORTANT**

Des poursuites judiciaires ont été entreprises contre vous. Vous avez 20 jours consécutifs à partir de la date de l'assignation de cette citation pour déposer une réponse écrite à la plainte ci-jointe auprès de ce tribunal. Un simple coup de téléphone est insuffisant pour vous protéger. Vous êtes obligés de déposer votre réponse écrite, avec mention du numéro de dossier ci-dessus et du nom des parties nommées ici, si vous souhaitez que le tribunal entende votre cause. Si vous ne déposez pas votre réponse écrite dans le délai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent être saisis par la suite, sans aucun préavis ultérieur du tribunal. Il y a d'autres obligations juridiques et vous pouvez requérir les services immédiats d'un avocat. Si vous ne connaissez pas d'avocat, vous pourriez téléphoner à un service de référence d'avocats ou à un bureau d'assistance juridique (figurant à l'annuaire de téléphones).

Si vous choisissez de déposer vous-même une réponse écrite, il vous faudra également, en même temps que cette formalité, faire parvenir ou expédier une copie de votre réponse écrite au "Plaintiff/Plaintiff's Attorney" (Plaignant ou à son avocat) nommé ci-dessous.

**ADDRESS OF THE CLERK OF THE CIRCUIT COURT:**

DIANE M. MATOUSEK  
CLERK OF THE COURT  
P.O. Box 6043  
DeLand, FL 32721-6043  
(386) 736-5907

DIANE M. MATOUSEK  
CLERK OF THE COURT  
125 East Orange Avenue  
Daytona Beach, FL 32114  
(386) 257-6081

DIANE M. MATOUSEK  
CLERK OF THE COURT  
124 North Riverside Drive  
New Smyrna Beach, FL 32168  
(386) 423-3304

If English is not your native language and you need assistance understanding the court's proceedings, you will need to bring someone to interpret for you as this service is not provided by the court.

Si el inglés no es su lengua materna y va a necesitar ayuda para entender el proceso judicial, tendrá que traer a alguien para que le interprete ya que el tribunal no ofrece este servicio.

**ATTENTION: PERSONS WITH DISABILITIES**

If you are a person with a disability who needs an accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Court Administration, 125 E. Orange Ave., Ste. 300, Daytona Beach, FL 32114, within 2 days of your receipt of this notice. If you are hearing impaired, call 1-800-955-8771; if you are voice impaired, call 1-800-955-8770.

**THIS IS NOT A COURT INFORMATION LINE.**

**AFFIDAVIT OF SERVICE**

State of FLORIDA

County of VOLUSIA

Circuit Court

Case Number: 06-10113 CIDL

Plaintiff:  
U.S. BANK N.A.

vs.  
Defendant:  
JOSE A GARCIA, ET AL

For:  
DAVID J. STERN, P.A.

Plantation, FL 33324

Received by PRO VEST on the 26th day of January, 2006 at 8:10 pm to be served on JANE DOE, 2692  
SEDFIELD AVENUE, DELTONA, FLORIDA 32725.

I, Max Garcia, being duly sworn, depose and say that on the 8th day of February, 2006 at 10:05 am, I:  
Individually Served the within named person with a true copy of the SUMMONS, COMPLAINT, LIS PENDENS  
with the date and hour endorsed thereon by me, pursuant to state statutes.

Military Status: Based upon inquiry of party served, defendant is not in the military service of the United States.

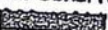
Additional information pertaining to this Service:  
JANE DOE NKA OLGA J GARCIA.MARRIED?NO.MOBILE HOME?NO.

I certify that I am over the age of 18, have no interest in the above action, and am a Legally Authorized Process  
Server for this Judicial Circuit

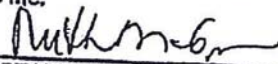


Max Garcia  
Process Server

PRO VEST  
202 S Rome Ave Suite 150  
Tampa, FL 33606  
(800) 687-3357

Our Job Serial Number: 2006000516  
Ref: 

Subscribed and Sworn to before me on the 9th day of  
February, 2006 by the affiant who is personally known  
to me.



NOTARY PUBLIC

NOTARY PUBLIC-STATE OF FLORIDA

Ruth M. Sophie  
Commission # DD425452  
Expires: JUNE 20, 2009  
Bonded thru Atlantic Bonding Co., Inc.

© 2005 Database Services, Inc. - Process Server's Toolbox V5.0j



IN THE CIRCUIT/COUNTY COURT IN AND FOR VOLUSIA COUNTY, FLORIDA

Case No. 2006 10113 CIDL  
Judge Edwin P.B. Sanders - Div. 01

U.S. BANK N.A.  
Plaintiff(s),

-vs-

JOSE A GARCIA, ET AL  
Defendant(s).

SUMMONS

THE STATE OF FLORIDA:  
TO EACH SHERIFF OF THE STATE:

YOU ARE HEREBY COMMANDED to serve this summons and a copy of the complaint or petition in the above styled cause upon the defendant(s):

JANE DOE, AS UNKNOWN TENANTS IN POSSESSION  
2692 SEDGEFIELD AVE  
DELTONA, FL 32725

A lawsuit has been filed against you. You have 20 calendar days after this summons is served on you to file a written response to the attached complaint with the Clerk of this Court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money, and property may thereafter be taken, without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the court, you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's attorney" named below.

ROBYN R KATZ  
801 S UNIVERSITY DRIVE  
SUITE 500  
PLANTATION, FL 33324

DATED: January 26, 2006

retn to proc serv for sop,cc ptf's atty  
by mail

DIANE M. MATOUSEK  
CLERK OF CIRCUIT/COUNTY COURT

*Tiffany Scott*  
By: Tiffany Scott/JV, Deputy Clerk

FILED  
2006 FEB 15 AM 11:59  
& CLERK OF CIRCUIT/COUNTY COURT  
VOLUSIA COUNTY, FL.  
CC 32



(See reverse side for Spanish and French portion.)

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**AFFIDAVIT OF SERVICE**

State of FLORIDA

County of VOLUSIA

Circuit Court

Case Number: 03-11985 CIDL

Plaintiff:  
US BANK, N.A.

vs.  
Defendant:  
JOSE A. GARCIA, ET AL

For:  
DAVID J. STERN, P.A.

Plantation, FL 33324

Received by PRO VEST on the 20th day of November, 2003 at 4:10 pm to be served on JANE DOE, 2692 SEDGEFIELD AVENUE, DELTONA, FLORIDA 32725.

I, Kim Niman, being duly sworn, depose and say that on the 25th day of November, 2003 at 3:50 pm, I: Individually Served the within named person with a true copy of the SUMMONS, COMPLAINT, LIS PENDENS with the date and hour endorsed thereon by me, pursuant to state statutes.

Military Status: Based upon inquiry of party served, defendant is not in the military service of the United States.

Additional Information pertaining to this Service:  
JANE DOE NKA JACQUELINE GARCIA.MARRIED?NO.MOBILE HOME?NO.

I certify that I am over the age of 18, have no interest in the above action, and am a Legally Authorized Process Server for this Judicial Circuit



Kim Niman  
Process Server

PRO VEST  
202 S Rome Ave Suite 150  
Tampa, FL 33606  
(800) 587-3357

Our Job Serial Number: [REDACTED]  
Ref: S03-19891

Subscribed and Sworn to before me on the 26th day of November, 2003 by the affiant who is personally known to me.

  
NOTARY PUBLIC



IN THE CIRCUIT/COUNTY COURT IN AND FOR VOLUSIA COUNTY, FLORIDA

7

Case No. 2003 11985 CIDL  
Judge Robert K. Rouse, Jr. - Div. 02

U.S. BANK, N.A.  
Plaintiff(s),

-vs-

JOSE A GARCIA, ET AL  
Defendant(s).

SUMMONS

THE STATE OF FLORIDA:  
TO EACH SHERIFF OF THE STATE:

YOU ARE HEREBY COMMANDED to serve this summons and a copy of the complaint or petition in the above styled cause upon the defendant(s):

JANE DOE, AS UNKNOWN TENANTS IN POSSESSION  
2692 SEDGEFIELD AVENUE  
DELTONA, FL 32725

A lawsuit has been filed against you. You have 20 calendar days after this summons is served on you to file a written response to the attached complaint with the Clerk of this Court. A phone call will not protect you. Your written response, including the case number given above and the names of the parties, must be filed if you want the court to hear your side of the case. If you do not file your response on time, you may lose the case, and your wages, money, and property may thereafter be taken, without further warning from the court. There are other legal requirements. You may want to call an attorney right away. If you do not know an attorney, you may call an attorney referral service or a legal aid office (listed in the phone book).

If you choose to file a written response yourself, at the same time you file your written response to the court, you must also mail or take a copy of your written response to the "Plaintiff/Plaintiff's attorney" named below:

ROBYN R KATZ  
801 S UNIVERSITY DRIVE  
SUITE 500  
PLANTATION, FL 33324

FILED  
2003 OCT -3 PM 12:04  
CITY OF DELTONA, FL.

Dated November 20, 2003

DIANE M. MATOUSEK  
CLERK OF CIRCUIT/COUNTY COURT

rtn to proc serv(Max)/sop cc pltfs atty  
via proc serv

*Deborah Guzman*  
By: Deborah Guzman  
Deputy Clerk (seal)



CL-0374-8908

(See reverse side for Spanish and French portion.)

12

Daughter  
Jacqueline Garza

3:50P 11-25-82 **IMPORTANT**

Usted ha sido demandado legalmente. Tiene 20 dias, contados a partir del recibo de esta notificación, para contestar la demanda adjunta, por escrito, y presentarla ante este tribunal. Una llamada telefonica no lo protegera. Si usted no contesta la demanda a tiempo, podriase perder el caso y podria ser despojado de sus ingresos y propiedades, o privado de sus derechos, sin previo aviso del tribunal. Existen otros requisitos legales. Si lo desea, puede usted consultar a un abogado inmediatamente. Si no conoce a un abogado, puede llamar a una de las oficinas de asistencia legal que aparecen en la guía telefonica.

Si desea responder a la demanda por su cuenta, al mismo tiempo en que presenta su respuesta ante el tribunal, debera usted enviar por correo o entregar una copia de su respuesta a la persona denominada abajo como "Plaintiff/Plaintiff's Attorney" (Demandante o Abogado del Demandante).

### IMPORTANT

Des poursuites judiciaires ont ete entreprises contre vous. Vous avez 20 jours consecutifs a partir de la date de l'assignation de cette citation pour deposer une reponse ecrite a la plainte ci-jointe aupres de ce tribunal. Un simple coup de telephone est insuffisant pour vous proteger. Vous etes obliges de deposer votre reponse ecrite, avec mention du numero de dossier ci-dessus et du nom des parties nommees ici, si vous souhaitez que le tribunal entende votre cause. Si vous ne deposez pas votre reponse ecrite dans le delai requis, vous risquez de perdre la cause ainsi que votre salaire, votre argent, et vos biens peuvent etre saisis par la suite, sans aucun preavis ulterieur du tribunal. Il y a d'autres obligations juridiques et vous pouvez requerir les services immediats d'un avocat. Si vous ne connaissez pas d'avocat, vous pourriez telephoner a un service de reference d'avocats ou a un bureau d'assistance juridique (figurant a l'annuaire de telephones).

Si vous choisissez de deposer vous-meme une reponse ecrite, il vous faudra egalement, en meme temps que cette formalite, faire parvenir ou expedier une copie de votre reponse ecrite au "Plaintiff/Plaintiff's Attorney" (Plaignant ou a son avocat) nomme ci-dessous.

#### ADDRESS OF THE CLERK OF THE CIRCUIT COURT:

DIANE M. MATOUSEK  
CLERK OF THE CIRCUIT COURT  
P.O. Box 6043  
101 N. Alabama Avenue  
DeLand, FL 32721-6043

DIANE M. MATOUSEK  
CLERK OF THE CIRCUIT COURT  
P.O. Box 2401  
125 East Orange Avenue  
Daytona Beach, FL 32114

DIANE M. MATOUSEK  
CLERK OF THE CIRCUIT COURT  
124 N. Riverside Drive  
New Smyrna Beach, FL 32168

#### ATTENTION: PERSONS WITH DISABILITIES

If you are a person with a disability who needs any accommodation in order to participate in this proceeding, you are entitled, at no cost to you, to the provision of certain assistance. Please contact *Court Administration* at Suite 201, Courthouse Annex, 125 East Orange Avenue, Daytona Beach, FL 32114; Telephone: 386-257-6096 within two (2) working days of your receipt of this summons. If you are hearing or voice impaired, call 1-800-955-8771. **THIS IS NOT A COURT INFORMATION LINE.**



2015 102524 HMDL  
 FLORIDA UNIFORM TRAFFIC CITATION A3970SE

COUNTY OF (8) VOLUSIA  
 CITY (F. NUMBER) AGENCY NAME VOLUSIA COUNTY SHERIFF  
 AGENCY # FLO640000, Case #: 15-7833

IN THE COURT DESIGNATED BELOW THE UNDERSIGNED CERTIFIES THAT HE/SHE HAS JUST AND REASONABLE GROUNDS TO BELIEVE AND DOES BELIEVE DUTY OF

SUMMONS (VIOLATORS COPY)  
 DAY OF WEEK MONTH DAY YEAR TIME  
 SATURDAY 3 21 2015 3:51 PM

NAME (PRINT) FIRST MIDDLE LAST  
 OLGA JACQUELINE GARCIA

STREET CITY STATE ZIP CODE  
 2692 SEDGFIELD AVE DELTONA FL 32725

TELEPHONE NUMBER DATE OF BIRTH DAY YEAR RACE SEX HT WT  
 32725 12 06 1965 H F 503

DRIVER LICENSE NUMBER STATE CLASS COLL LICENSE YR LICENSE EXP COMMERCIAL LICENSE  
 FL E 2019

VEHICLE LICENSE NO. MAKE MODEL YEAR TAG EXPIRES  
 DCRX36 HYUN 3D GRN 2015

UPON A PROBABLE STOP OR STOP AT OTHER LOCATION, I BELIEVE  
 ELKCAN BLVD AND PROVIDENCE BLVD DELTONA

FL. \_\_\_\_\_ MILE \_\_\_\_\_ MPH SPEED APPLICABLE \_\_\_\_\_ MPH  
 DID UNLAWFULLY COMMIT THE FOLLOWING OFFENSE(S) ONLY ONE OFFENSE EACH CITATION.  
 UNLAWFUL SPEED  INTERSTATE  SCHOOL ZONE  CONSTRUCTION WORKERS PRESENT ( )  
 CARELESS DRIVING  CHILD RESTRAINT  EXPIRED DRIVER LICENSE SIX (6) MONTHS OR LESS  
 VIOLATION OF TRAFFIC CONTROL DEVICE  SAFETY BELT VIOLATION  EXPIRED DRIVER LICENSE MORE THAN SIX (6) MONTHS  
 FAILURE TO STOP AT A TRAFFIC SIGNAL  IMPROPER OR UNSAFE EQUIPMENT  EXPIRED DRIVER LICENSE MORE THAN SIX (6) MONTHS  
 IMPROPER LANE CHANGE OR COURSE  EXPIRED TAG SIX (6) MONTHS OR LESS  NO VALID DRIVER LICENSE  
 NO PROOF OF INSURANCE  EXPIRED TAG MORE THAN SIX (6) MONTHS  NO VALID DRIVER LICENSE  
 VIOLATION OF RIGHT-OF-WAY  DRIVING WHILE LICENSE SUSPENDED OR REVOKED  DRIVING UNDER THE INFLUENCE OF ALCOHOL OR DRUGS  
 IMPROPER PASSING  PASSENGER UNDER 18 YRS. OF AGE

OTHER VIOLATIONS OR CONDITIONS PORTENDED TO OFFENSE:  
 DRIVING WHILE LICENSE PERMANENTLY REVOKED - SUSPENDED ON 02/11/2015

AGGRESSIVE DRIVING  IN VIOLATION OF STATE STATUTE SECTION 322.344

CASH PRIORITY CHANGE  YES  NO  FATALITY TO ANOTHER  YES  NO  SERIOUS BODILY INJURY TO ANOTHER  YES  NO  FATAL  YES  NO

ORIGINAL VIOLATION COURT APPEARANCE REQUIRED AS INDICATED BELOW.  
 INFRACTION COURT APPEARANCE REQUIRED AS INDICATED BELOW.  
 INFRACTION VIOLATION DOES NOT REQUIRE APPEARANCE IN COURT.

CASH FINE IS \$ 0.00

COURT INFORMATION TO BE SET  
 DATE TIME COURT LOCATION

ARREST DELIVERED TO ROR DATE 3/21/2015  
 I AGREE AND PROMISE TO COMPLY AND OBEY TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS CITATION. WILLFUL REFUSAL TO ACCEPT AND SIGN THIS CITATION MAY RESULT IN ARREST. I UNDERSTAND MY SIGNATURE IS NOT AN ADMISSION OF GUILT OR WAIVER OF RIGHTS. IF YOU NEED REASONABLE FACILITY ACCOMMODATIONS TO COMPLY WITH THIS CITATION, CONTACT THE CLERK OF THE COURT.

X SIGNATURE OF VIOLATOR (WHICH IS REQUIRED BY FEDERAL AND STATE LAWS) WITH ADDRESS IN COUNTY  
 DEP. DAVID SYLVESTER 7841 7841  
 NAME - SIGNATURE OF OTHER OFFICER OFFICER NO. 7841  
 I CERTIFY THIS CITATION WAS DELIVERED TO THE PERSON CITED ABOVE  
 HSNV 78601 (Rev. 07/12)

IMPORTANT INSTRUCTIONS REGARDING A NON-CRIMINAL TRAFFIC INFRACTION NOT REQUIRING A COURT APPEARANCE

If you were charged with a civil infraction, you must complete one of the following options within 30 calendar days of the date of this citation. If you fail to comply within 30 calendar days, your driving privilege will be suspended until you comply. You will then be subject to additional penalties. Please see the front of the citation for the contact information for the Clerk of Court in the county where this violation occurred.

Option 1: You may pay the civil penalty listed on the front of this citation to the Clerk of Court. You must enclose this citation if you mail payment, which may be a money order or a cashier's check. The clerk does not accept personal checks. Payment of the civil penalty is considered a conviction and points will be assessed, if applicable. Proof of compliance in the form of driver license or registration certificate, whichever is applicable, is required in addition to payment if you were cited for driver license expired less than six months, expired tag less than six months, failure to display a valid driver license, and failure to display a valid registration. You will be required to complete a driver improvement course if you are convicted of running a red light or passing a school bus. Your driving privilege will be suspended if you are convicted of not providing proof of insurance. Accumulation of points may increase the cost of your insurance.

Option 2: If you were cited for expired driver license, failure to display a valid driver license, expired tag, failure to possess a valid registration, or no proof of insurance, you may show proof to the Clerk of Court that you had a valid driver license, tag/registration, or insurance, whichever is applicable, at the time of the offense. The charge will be dismissed upon payment of a dismissal fee.

Option 3: If you do not hold a commercial driver license and you were cited for driver license expired 6 months or less, expired tag 6 months or less, failure to display a valid driver license, failure to possess a valid registration, no proof of insurance, or driving while license suspended (see s. 322.34(10)(a), F.S.), you may elect to show proof of compliance to the Clerk of Court in the form of a valid driver license, registration, or proof of insurance, whichever is applicable. You may make only one such election per year and no more than three such elections in your lifetime. You must pay court costs and adjudication will be withheld.

Option 4: If you do not hold a commercial driver license, you may be eligible to elect to complete a Florida driver improvement course. You must contact the Clerk of Court to make this election. You may make only one such election per year and no more than five elections in your lifetime. Please visit www.flhsmv.gov for a list of approved courses and to determine your eligibility for this election. Adjudication will be withheld and points will not be assessed. This option is not available for certain traffic offenses, including driver license, tag, and registration violations. Completion of a driver improvement course is required if you are cited for running a red light/traffic control device, even if you do not make this election.

Option 5: You may elect a court hearing by contacting the Clerk of Court. If you request a hearing and the County Judge/Magistrate/Hearing Officer determines that you have committed the offense, the County Judge/Magistrate/Hearing Officer may impose a penalty of up to \$500 (or \$1000 if a fatality occurred) and/or require completion of a driver improvement course. Points may be assessed. If it is determined that no infraction has been committed, no cost or penalty shall be imposed.

Option 6: If you were cited with a non-criminal violation of operating a motor vehicle in an unsafe condition (s. 316.610 F.S.) or not properly equipped (s. 316.610, F.S. or s. 316.2035, F.S.), you may have the defect corrected, then contact your local county or city law enforcement agency to have the correction carried below. You must pay the local law enforcement agency \$\_\_\_\_\_ for this service. You may then mail or present the affidavit of compliance along with \$\_\_\_\_\_ to the Clerk of Court within 30 calendar days of the date of this citation. No points will be assessed. This option does not apply to a commercial motor vehicle or a transit bus owned by a governmental entity.

FAULTY EQUIPMENT AFFIDAVIT OF COMPLIANCE (Law Enforcement Use Only)

I certify that the defective equipment described herein has been corrected and complies with the requirements of the Florida traffic laws.

DATE: \_\_\_\_\_ ASSIGNED DHSMV AGENCY #: \_\_\_\_\_

Signed \_\_\_\_\_ (Name, Title, ID#)

FILED  
 2015 APR 10 PM 3:09  
 CLERK OF THE CIRCUIT COURT  
 2 CITY COURT VOLUSIA COUNTY FL  
 CC 53







# FLORIDA UNIFORM TRAFFIC CITATION A3970SE

COUNTY OF (8) VOLUSIA  
 CITY (IF APPLICABLE)  
 AGENCY NAME VOLUSIA COUNTY SHERIFF  
 AGENCY # FL0640000, Case #: 16-7833

IN THE COURT DEPARTMENT BELOW THE UNDERSIGNED CERTIFIES THAT HE/SHE HAS BEST AND REASONABLE GROUNDS TO BELIEVE AND DOES BELIEVE THAT ON

COMPLAINT (RETAINED BY COURT)

DAY OF WEEK: SATURDAY MONTH: 3 DAY: 21 YEAR: 2015 3:51 PM

NAME (PRINT FIRST MIDDLE LAST): OLGA JACQUELINE GARCIA

STREET: 2692 SEDGEFIELD AVE

CITY: DELTONA STATE: FL ZIP CODE: 32725

TELEPHONE NUMBER: DATE OF BIRTH: 12/06/1965 RACE: H SEX: F HT: 503

VEHICLE LICENSE NUMBER: STATE: FL EXPIRES: 2019

VEHICLE MAKE: HYUN MODEL: 3D COLOR: GRN

VEHICLE LICENSE NO.: DCRX36

UPON A PUBLIC STREET OR HIGHWAY, OR OTHER LOCATIONAL NUMBER: ELKCAM BLVD AND PROVIDENCE BLVD DELTONA

DID UNLAWFULLY COMMIT THE FOLLOWING OFFENSE(S) ONLY ONE OFFENSE EACH CITATION.

UNLAWFUL SPEED MPH SPEED APPLICABLE \_\_\_\_\_ MPH

INTERSTATE  SCHOOL ZONE  CONSTRUCTION WORKERS PRESENT

SPEED MEASUREMENT DEVICE: \_\_\_\_\_

CARELESS DRIVING  CHILD RESTRAINT  EXPIRED DRIVER LICENSE SIX (6) MONTHS OR LESS

VIOLATION OF TRAFFIC CONTROL DEVICE  SAFETY BELT VIOLATION  EXPIRED DRIVER LICENSE MORE THAN SIX (6) MONTHS

FAILURE TO STOP AT A TRAFFIC SIGNAL  IMPROPER OR UNSAFE EQUIPMENT  EXPIRED DRIVER LICENSE MORE THAN SIX (6) MONTHS

IMPROPER LANE CHANGE OR COURSE  EXPIRED TAG SIX (6) MONTHS OR LESS  NO VALID DRIVER LICENSE

NO PROOF OF INSURANCE  EXPIRED TAG MORE THAN SIX (6) MONTHS  NO VALID DRIVER LICENSE

VIOLATION OF RIGHT-OF-WAY  DRIVER'S LICENSE SUSPENDED OR REVOKED  DROVE UNDER THE INFLUENCE OF ALCOHOL OR DRUGS

IMPROPER PASSAGE  SUSPENDED OR REVOKED  PASSENGER UNDER 18 YRS. BIL.

OTHER VIOLATIONS OR COMMENTS RELATING TO OFFENSE:

DRIVING WHILE LICENSE PERMANENTLY REVOKED, SUSPENDED ON 02/11/2015

RE-EXAM  YES  NO

ELIGIBLE  YES  NO

AGGRESSIVE DRIVING IN VIOLATION OF STATE STATUTE SECTION 322.341

CRASH  YES  NO PROPERTY DAMAGE  YES  NO

CRIMINAL VIOLATION COURT APPEARANCE REQUIRED, AS INDICATED BELOW.

INFRACTION COURT APPEARANCE REQUIRED, AS INDICATED BELOW.

INFRACTION WHICH DOES NOT REQUIRE APPEARANCE IN COURT.

CIVIL PENALTY IS \$ 0.00

COURT INFORMATION TO BE SET DATE: \_\_\_\_\_ COURT: \_\_\_\_\_ LOCATION: \_\_\_\_\_

ARREST DELIVERED TO ROR DATE: 3/21/2015

I AGREE AND PROMISE TO COMPLY AND ANSWER TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS CITATION. WILLFUL REFUSAL TO ACCEPT AND SIGN THE CITATION MAY RESULT IN ARREST. I UNDERSTAND MY SIGNATURE IS NOT AN ADMISSION OF GUILT OR WAIVER OF RIGHTS. IF YOU NEED REASONABLE FACILITY ACCOMMODATIONS TO COMPLY WITH THIS CITATION, CONTACT THE CLERK OF THE COURT.

*Olga J. Garcia*

DEP. DAVID SYLVESTER 7841 7841

FLYING WAGON WAREHOUSE DELTONA, FL

I CERTIFY THIS CITATION WAS DELIVERED TO THE PERSON CITED ABOVE HSW 75291 (Rev. 07/12)

MAR 27 2015  
 LOCKED BY ERROR

## COMPLAINT

WHEN PRESENTED TO VIOLATOR, THE FOLLOWING AMOUNT WAS ENTERED. PAY A CIVIL PENALTY IN THE AMOUNT OF \$ 0.00

CASE NO. Case #: \_\_\_\_\_ DOCKET NO. \_\_\_\_\_ PAGE NO. \_\_\_\_\_

DATE	COURT ACTION AND OTHER ORDERS
	BAIL FIXED AT \$ _____ OR CASH DEPOSIT OF \$ _____
	SIGNATURE OF PERSON GIVING BAIL _____
	SIGNATURE OF PERSON TAKING BAIL _____
	FINE IN THE AMOUNT OF \$ _____ RECEIVED AS REQUIRED BY COURT SCHEDULE. SIGNATURE OF CLERK _____
	CONTINUANCE TO _____ REASON _____
	CONTINUANCE TO _____ REASON _____
	BOND ESTREATED _____
	WARRANT ISSUED _____
	VIOLATOR FAILED TO APPEAR-DRIVER LICENSE SUSPENDED
	VIOLATOR ARRAIGNED ON _____ (DATE)
	PLEA: _____
	FINDING: _____
	ADJUDICATION: _____
	SENTENCE: FINE _____ COST _____
	JAILED _____ DAYS
	DRIVER IMPROVEMENT SCHOOL _____
	OTHER _____
	DRIVER LICENSE SUSPENDED OR REVOKED FOR _____ DAYS
	RECOMMEND DRIVER LICENSE SUSPENSION FOR _____ DAYS
	RECOMMEND RE-TEST _____
	SIGNATURE OF JUDGE _____
	TESTIMONY - JUDGE'S NOTES (OR OTHER COURT ORDERS):
	APPEAL BOND OF \$ _____
	VIOLATOR'S FINGERPRINT WHEN APPLICABLE →



FILED  
 2015 APR 10 PM 3:09  
 CLERK OF THE CIRCUIT COURT  
 VOLUSIA COUNTY, FL  
 2015 APR 10 PM 3:09

Citation Inquiry Summary Report Generated on Fri Sep 18 2015 13:52:22 GMT-0400  
(Eastern Daylight Time)

Print

Close

Case Information - State of Florida -vs- GARCIA, OLGA J

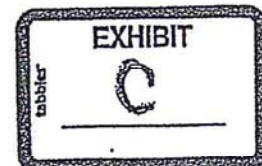
Case Number:	2014 121462	Division/Judge:	71 - Christopher Kelly
Companion Citations:	NO	Next Court Date:	N/A
Attorney:	N/A	Officer:	N/A

Citation Information - 316.1895 - SPEED - SCHOOL ZONE

Citation Number:	A11JEOP	Citation Status:	CLOSED
Filing Date:	12/12/2014	Violation Date:	12/09/2014
Citation Type:	CIVIL TRAFFIC	Rental:	N/A

Miscellaneous Information

Balance :	\$0.00
Disposition/Date:	PAID CIVIL PENALTY/ ADJUDICATED GUILTY 04/07/2015
Payment Due By:	01/09/2015
D-Six:	YES
UCN:	642014TR121462XXXXDL
Collections:	



Citation Inquiry Citation Detail Report Generated on Fri Sep 18 2015 13:52:42 GMT-0400 (Eastern Daylight Time)

**Citation**  
Violation Date: 12/09/2014  
Issuing Agency: SHERIFFS DEPT  
VOLUSIA COUNTY  
Violation Location: CW - COUNTY WS  
Filing Date: 12/12/2014

**Drivers License**  
Not Available for Public Display.

**Vehicle/Vessel**  
Year: 2009 Make: HYUNDAI  
Tag Number: DCRX36 Tag State: FLORIDA

**Violator**  
First Name: OLGA  
Middle Name: J  
Last Name: GARCIA  
Suffix: N/A  
Address: 2692 SEDGEFIELD  
City: DELTONA  
State: FLORIDA Zip: 32725  
Birth/YOB Date: 12/06/1965 Gender: F

**Statute**  
Number: 316.1895  
Description: SPEED - SCHOOL ZONE

**Miscellaneous**  
Commercial Vehicle: NO Hazardous Material: NO  

<b>Crash Information</b> Crash: NO Property Damage: NO Injury to Another: NO Serious Bodily: NO Fatality: NO Injury to Defendant: NO	<b>Speeds</b> Actual: 43 Posted: 20	<b>Blood Alcohol</b> Refused BAL: NO Blood Alcohol Level: N/A
--	---	---

  
Required Appearance: NO  
Handicap: NO  
Processing Location: DELAND



2013106517MMDL

DL  
w/s  
7



1/2

FLORIDA UNIFORM TRAFFIC CITATION A0A6S5P

COUNTY OF Volusia  (1) TRF  (2) PD  (3) SO  (4) OTHER

CITY OF APPLICANT Deltona AGENCY NAME VCSO

WE IN COURT DESCRIBED BELOW BE UNDERSTOOD TO HAVE BEEN MADE BY THE DRIVER AND NEARBY WITNESSES TO VERIFY AND DOES SOLVE THAT ON

DATE OF VIOLATION MONTH 8 DAY 5 YEAR 13 TIME 710  AM  PM

PLATE (FIRST) Mon (LAST) J (MIDDLE) Garcia

STREET 2150 Sedgefield Ave STATE FL ZIP CODE 32725

CITY Deltona TELEPHONE NUMBER 407 251 503

DATE OF BIRTH 12 DAY 6 YEAR 65 SEX W HAIR B EYES BLU

DRIVER LICENSE NUMBER 2809 CLASS FL E LICENSE TYPE GEN COMMERCIAL VEHICLE  YES  NO

VEHICLE LICENSE NO 497 WLS MAKE Hyundai MODEL GEN YEAR 2012 ALCOHOL INFLUENCE  YES  NO

VEHICLE LICENSE STATE FL YEAR 2012 MOTORCYCLE  YES  NO

LOCATION 2150 Eustace Ave  YES  NO

13-21338

DID UNLAWFULLY COMMIT THE FOLLOWING OFFENSE. CHECK ONLY ONE OFFENSE EACH CITATION.

- UNLAWFUL SPEED
- INTERSTATE  SCHOOL ZONE  CONSTRUCTION WORKERS PRESENT
- SPEED MEASUREMENT DEVICE
- CARELESS DRIVING
- VIOLATION OF TRAFFIC CONTROL DEVICE
- FAILURE TO STOP AT A TRAFFIC SIGNAL
- IMPROPER LANE CHANGE OR COURSE
- NO PROOF OF INSURANCE
- VIOLATION OF RIGHT-OF-WAY
- IMPROPER PASSING
- CHILD RESTRAINT
- SAFETY BELT VIOLATION
- IMPROPER OR UNSAFE EQUIPMENT
- EXPIRED TAG SIX (6) MONTHS OR LESS
- EXPIRED TAG MORE THAN SIX (6) MONTHS
- EXPIRED TAG MORE THAN SIX (6) MONTHS
- NO VALID DRIVER LICENSE
- EXPIRED DRIVER LICENSE SIX (6) MONTHS OR LESS
- EXPIRED DRIVER LICENSE MORE THAN SIX (6) MONTHS
- NO VALID DRIVER LICENSE
- DRIVING UNDER THE INFLUENCE
- PASSENGER UNDER 18 YRS

OTHER VIOLATION OR COMPLAINT PERTAINING TO OFFENSE: W/ Knowledge - Address has not changed

AGGRESSIVE DRIVING

IN VIOLATION OF STATE STATUTE 322.30(2)

CAUSE:  YES  NO

PROPERTY DAMAGE:  YES  NO

RELATES TO ANOTHER VIOLATION:  YES  NO

EXCESSIVE BODY WEIGHT TO AND/OR HEIGHT:  YES  NO

ORIGIN VIOLATION COURTS APPEARANCE REQUIRED AS INDICATED BELOW

INFRACTION COURTS APPEARANCE REQUIRED AS INDICATED BELOW

INFRACTION WHICH DOES NOT REQUIRE APPEARANCE IN COURT

CIVIL PENALTY IS 0.00 A0A6S5P

COURT INFORMATION To be set COURT FILED

LOCATION KOR DATE AUG - 7 2013

APPROX DELIVERED TO KOR DATE

I ACKNOWLEDGE AND AGREE TO THE CHARGE AND INSTRUCTIONS SPECIFIED IN THIS CITATION. I WILL ACCEPT AND PAY THE CIVIL PENALTY AND COURT COSTS AND I AGREE TO APPEAR IN COURT AT THE TIME AND PLACE SPECIFIED IN THIS CITATION. I AGREE TO COMPLY WITH THE COURT ORDER AND TO PAY THE COSTS OF THE COURT.

SIGNATURE OF VIOLATOR [Signature] I CERTIFY THIS CITATION WAS DELIVERED TO THE PERSON CITED ABOVE AND CERTIFY THE CHANGE ABOVE.

DATE OF CITATION 12/5/13 TIME 1:45

OFFICER'S SIGNATURE [Signature] I CERTIFY THIS CITATION WAS DELIVERED TO THE PERSON CITED ABOVE AND CERTIFY THE CHANGE ABOVE.

017324



W/S



2/2

FLORIDA UNIFORM TRAFFIC CITATION

AQUAWXP 7

COUNTY Volusia  (1) FHP  (2) PD  (3) SO  (4) OTHER

CITY OF JURISDICTION Deltona AGENCY NAME VCSO AGENCY # \_\_\_\_\_

IN THE COURT DESIGNATED BELOW THE UNDERSIGNED OFFICER THAT HE OR SHE HAS JUST AND HONORABLE CAUSES TO BELIEVE AND DOES BELIEVE THAT ON \_\_\_\_\_

COMPLAINANT (RETAINED BY COURT) \_\_\_\_\_

DATE OF VIOLATION Mon 8 5 13 710 AM/PM

PLATE NO. 9191 FIRST J LAST Garcia

STREET 2692 Sedgfield Ave # OF LANE(S) THAN ONE ON DRIVE/LOCAL ST. ROAD # \_\_\_\_\_

CITY Deltona STATE FL ZIP CODE 32125

TELEPHONE NUMBER \_\_\_\_\_ DATE OF BIRTH 12 6 65 SEX M HEIGHT 5 3

DRIVER LICENSE NUMBER \_\_\_\_\_ STATE FL CLASS G EXPIRES 2019 COMMERCIAL VEHICLE  YES  NO

VEHICLE MAKE Hyundai MODEL GD YEAR 2012 FLORIDA REGISTRATION TAG NO. 992WLG TAG EXPIRES 2012 PASSENGER  YES  NO

UPON IN FLORIDA STREET OR HIGHWAY, OR OTHER LOCATION, NAMED 2150 Eustace Ave, DLT

13-21338

DID UNLAWFULLY COMMIT THE FOLLOWING OFFENSE. CHECK ONLY ONE OFFENSE EACH CITATION.

UNLAWFUL SPEED \_\_\_\_\_ MPH SPEED APPLICABLE \_\_\_\_\_ MPH

INTERSTATE  SCHOOL ZONE  CONSTRUCTION WORKERS PRESENT

EXPIRED MEASUREMENT DEVICE \_\_\_\_\_

CARELESS DRIVING  CHILD RESTRAINT  EXPIRED DRIVER LICENSE SIX (6) MONTHS OR LESS

VIOLATION OF TRAFFIC CONTROL DEVICE  SAFETY BELT VIOLATION  EXPIRED DRIVER LICENSE MORE THAN SIX (6) MONTHS

FAILURE TO STOP AT A TRAFFIC SIGNAL  IMPROPER OR UNSAFE EQUIPMENT  EXPIRED TAG SIX (6) MONTHS OR LESS

IMPROPER LANE CHANGE OR COURSE  EXPIRED TAG MORE THAN SIX (6) MONTHS  NO VALID DRIVER LICENSE

NO PROOF OF INSURANCE  EXPIRED TAG MORE THAN SIX (6) MONTHS  EXPIRED UNDER THE INFLUENCE

VIOLATION OF RIGHT-OF-WAY  DRIVER'S NAME LICENSE  PLUNGED UNDER 18 YRS

IMPROPER PASSING  SUSPENDED OR REVOKED

OTHER VIOLATIONS OR COMMENTS PERTAINING TO OFFENSE Expired PL-6-12

ADDITIONAL DAMAGE IN VIOLATION OF STATE STATUTE 370.07(2)(b)  CONSTRUCTION

DELIN  YES  NO PROPERTY DAMAGE  YES  NO

INLET TO MOTOR  YES  NO FLOOR BODY FAILURE TO ANOTHER  YES  NO

CRIMINAL VIOLATION COURT APPEARANCE REQUIRED AS INDICATED BELOW

INFRACTION COURT APPEARANCE REQUIRED AS INDICATED BELOW

INFRACTION WHICH DOES NOT REQUIRE APPEARANCE IN COURT

CYCLE FEE IS \$ 11.00

AQUAWXP

COURT INFORMATION DATE See back TIME \_\_\_\_\_

COURT \_\_\_\_\_ LOCATION \_\_\_\_\_

FILED

AUG - 7 2013

ISSUED DELIVERED TO \_\_\_\_\_

I AGREE AND PROMISE TO COMPLY AND ANSWER TO THE CHARGES AND INSTRUCTIONS SPECIFIED IN THIS CITATION. WILLFUL REFUSAL TO ACCEPT AND SIGN THIS CITATION IS A VIOLATION OF FLORIDA STATUTE 316.06(1) WHICH IS NOT AN ADMISSION OF GUILT OR WAIVER OF RIGHTS IF YOU NEED MORE INFORMATION ABOUT THIS CITATION, YOU MAY CONTACT THE CLERK OF THE COURT AT \_\_\_\_\_

OFFICER'S SIGNATURE [Signature] TITLE Officer

NAME, NAME OF OFFICER 1021 Kellan 1445 BADGE NO. 1021 ID NO. 1445

I CERTIFY THIS CITATION WAS DELIVERED TO THE PERSON CITED ABOVE AND CERTIFY THE CHANGE ABOVE.

HS19 75001 (Rev. 07/12)

09/10/2013 12:34  
September 10, 2013

OFFICE DEPOT #2148 A PAGE 02/02  
ATT: JUDGE MCGILASH

OLGA J. GARCIA  
2692 Sedgefield Ave  
✓ DeLtona, FL 32725  
Case # 2013 106517 MM.

Judge MC GLASHAN  
DELAND COURTROOM 1  
101 N ALABAMA AVE  
DELAND, FL

FILED  
13 SEP 10 PM 12:30  
CLERK OF THE CIRCUIT  
& CTY COURT VOLUSA CITY, FL  
03/25

YOUR HONOR,

My name is Olga J. GARCIA my case #  
is 2013 106517MMDL my ARRAIGNMENT is on  
Sept 11<sup>th</sup>, 2013 at 8:15 AM. I would like to be  
excused FROM COURT on this day. My GRANDMOTHE  
is in the Hospital and I am the ONLY person  
that takes CARE OF HER. IF you can please  
Reschedule me at another time I would be  
Really greatFUL, I Really want to resolve  
this issue. IF you need to speak to  
me you can call me at 386-215-0918

Thank you,  
Olga J. Garcia



10/16/2013 17:29 0293

PAGE 01

Olga J. GARCIA  
2692 Sedgefield A  
Deltona, FL 32725  
Case# 2013106517  
MMDL

JUDGE MCGLASHAN  
DeLand Courtroom 3A  
101 N ALABAMA AVE  
DeLand FL.

YOUR HONOR my name is Olga J. GARCIA my  
Case # 2013106517 MMDL. I have a court date on  
Oct 18, 2013 at 8:30am. I have been before you on Oct.  
3rd 2013. At the time I told you getting my license  
would cost \$275.00, and I thought I would be  
able to pay for it by the 18th of Oct 2013. Unfortunately  
I am still short on the amount I need to resolve  
this situation. The earliest I can honestly get  
the full amount is by the 29th of October 2013.

I am writing this letter to see if  
I could be excused from court until that date. I  
have missed 2 days of work this month trying to  
resolve this problem. If I miss work on Oct 18 2013  
I would still have to come back on another day  
and I am afraid for my job. I am the only  
person working in my household at the moment. I  
would be so grateful if you can help me. I  
will definitely have my license on October 29, 2013  
you have my word.

Thank you  
Olga J Garcia  
Jackie Daisy 1265@gmail.com  
386-215-0918