

IN THE CIRCUIT COURT OF THE
FIFTEENTH JUDICIAL CIRCUIT, IN
AND FOR PALM BEACH COUNTY,
FLORIDA.

CIVIL DIVISION "AN"

CASE NO.: 502020CA005158XXXXMB

IN RE:

ANNE M. GANNON, as Constitutional
Tax Collector Serving Palm Beach
County, Florida,

Petitioner.

**MOTION REQUESTING ONE HOUR HEARING ON
PETITION FOR VALIDATION OF TAX WARRANTS**

Anne M. Gannon, as Constitutional Tax Collector Serving Palm Beach County, Florida ("Petitioner"), by and through the undersigned counsel, files this Motion to request a one hour hearing on the Petition for Validation of Tax Warrants based on the following:

1. The Palm Beach County Tax Collector is responsible for filing an annual petition to validate tangible tax warrants, pursuant to Fla. Stat. §197.413. The Petition requests the Court to enter an Order ratifying and confirming Tax Warrants for unpaid tangible personal property taxes and directing the Palm Beach County Tax Collector to levy upon, seize, and sell so much of the personal property of each Defendant taxpayer to satisfy the delinquent personal property taxes.

2. This Petition was filed on June 8, 2020 and involves one thousand ninety-five (1,095) Defendant taxpayers listed in Exhibit "A" of the Petition for Validation of Tax Warrants.

3. Petitioner would like to request a one (1) hour telephonic hearing for the Petition for Validation of Tax Warrants. The Petitioner will require approximately 20 minutes to present one (1) witness and three (3) exhibits. The remaining time will be for any Defendant taxpayers who may appear telephonically to address the Court.

4. Petitioner deems the remaining approximate 40 minutes will be enough time for Defendant taxpayers to address the Court, as Petitioner does not anticipate all one thousand ninety-five (1,095) Defendant taxpayers to make a telephonic appearance at the hearing.

5. A Notice From the Clerk will be mailed out to the taxpayers, pursuant to Fla. Stat. §197.413(5), and will provide our contact information asking that they contact us in advance of the hearing to see if their matter can be resolved. The Petitioner assures the Court that we work hard to resolve all outstanding issues with Defendant taxpayers prior to the hearing to eliminate the need for Defendant taxpayers to appear at the hearing.

6. The Petitioner can attest that in past years less than twenty (20) Defendant taxpayers appear for the hearing and most issues are resolved prior to entering the courtroom. However, Petitioner believes a thirty (30) minute special set hearing will not allow enough time to address the Court in the event several Defendant taxpayers make a telephonic appearance. Therefore, Petitioner is requesting a one (1) hour hearing instead.

7. Petitioner intends to use CourtScribes as the telephonic provider and requests the hearing be set for anytime during the week of October 19th (excluding the 23rd) or the week of October 26th (excluding the 29th) to allow time for the Notice From the

Clerk to be served on all Defendant taxpayers informing of the Petition and hearing and allowing Defendant taxpayers sufficient time to respond to the Petition.

WHEREFORE, Petitioner respectfully requests that this Court enter an Order granting our Motion requesting a one (1) hour telephonic hearing on our Petition for Validation of Tax Warrants and for such other relief the Court deems proper.

I HEREBY CERTIFY that the statutory Notice sent by the Clerk of Court pursuant to Fla. Stat. §197.413(5) will be furnished by United States mail, postage prepaid, certified with return receipt requested to all taxpayers as listed in Exhibit "A" of the original Petition for Validation of Tax Warrants and will notify taxpayers of the Petition and the related hearing date(s).

DATED this 28th day of August, 2020.

Respectfully submitted,

Orfelía M. Mayor, Esq.
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By: /s/ Orfelía M. Mayor
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