

IN THE SUPREME COURT OF FLORIDA

LUIS TORRES JIMENEZ,

Petitioner,

Case No. SC16-1976

Lower Case Nos.: 3D15-2303

3D15-2271

vs.

CITY OF AVENTURA, et al.,

Respondents. /

**PETITIONER'S UNOPPOSED MOTION TO TOLL THE TIME FOR
FILING INITIAL BRIEF PENDING REVIEW OF MOTION FOR
AN EXTENSION OF TIME TO SERVE INITIAL BRIEF**

Petitioner, Luis Torres Jimenez, pursuant to Florida Rule of Appellate Procedure 9.300(d)(13), hereby requests this Court to toll the time for serving Petitioner's initial brief pending review of his motion for an extension of time for service of his initial brief.

1. This Court accepted jurisdiction of Petitioner's case on May 16, 2017, and set a deadline for the service of Petitioner's initial brief on or before June 5, 2017. Along with the instant motion, Petitioner, through his undersigned appellate counsel, has simultaneously filed a request for a twenty-five (25) day extension of time to serve his initial brief, making it due on or before June 30, 2017.

2. Petitioner's request for an extension of time to serve his initial brief is being made for good cause due to appellate counsel's scheduling conflicts, as indicated in his separately filed motion.

3. In the event that this Court denies Petitioner's separate motion for an extension of time to serve his initial brief, Petitioner respectfully requests that this Court nonetheless toll the time for the service of Petitioner's initial brief during its review of the motion.

4. The undersigned has conferred with Respondent, City of Aventura's appellate counsel, Edward Guedes, who has graciously consented to Petitioner's request to toll the time for serving Petitioner's initial brief pending review of the motion for extension of time.

WHEREFORE, Petitioner respectfully moves this Court for the entry of an order tolling the time for service of his initial brief during this Court's review of Petitioner's separate motion for an extension of time.

Respectfully submitted,

By: /s/ Stephen F. Rosenthal

Stephen F. Rosenthal

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via e-mail service on this **17th** day of **May, 2017** upon: **Edward G. Guedes**, Weiss Serota Helfman Cole & Boniske, P.L., 2525 Ponce de Leon Blvd., Suite 700, Coral Gables, Florida 33134, eguedes@wsh-law.com, szavala@wsh-law.com; **Samuel I. Zeskind**, Weiss Serota Helfman Cole & Boniske, P.L., 2525 Ponce de Leon Blvd., Suite 700, Coral Gables, Florida 33134, szeskind@wsh-law.com, ozuniga@wsh-law.com; **Robert Dietz**, Office of the Attorney General, 501 E. Kennedy Blvd., Suite 1100, Tampa, Florida 33134, Robert.Dietz@myfloridalegal.com.

/s/ Stephen F. Rosenthal
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