

IN THE SUPREME COURT OF FLORIDA

Case No. SC-18-1390

L.T. No. 2D-16-4036

MRI ASSOCIATES OF TAMPA, :
INC., d/b/a PARK PLACE MRI, :
Petitioner, :

v. :

STATE FARM MUTUAL :
AUTOMOBILE INSURANCE :
COMPANY, :
Respondent. :

_____/

**STATE FARM'S UNOPPOSED MOTION
TO CONTINUE ORAL ARGUMENT**

Pursuant to Florida Rule of Appellate Procedure 9.300, respondent State Farm Mutual Automobile Insurance Company ("State Farm") moves to continue the oral argument in this matter, which currently is set for April 1, 2020. *See* Order (Feb. 17, 2020). State Farm seeks to continue the oral argument to the Court's next sitting in May 2020.

In support of this motion, State Farm states:

1. Most South Florida schools are closed during the week of March 23-27 for Spring Break. State Farm's lead attorneys Marcy Levine Aldrich and Nancy Copperthwaite both have children in Miami schools and both have plans to be away during that week.

2. Ms. Aldrich – who argued this case in the Second District and is planning to argue before this Court – already booked a family trip for Spring Break week, including pre-paid plane tickets, show tickets and hotel reservations. Ms. Aldrich will not be returning to work until Monday, March 30th – the day before she would have to fly to Tallahassee for the April 1st argument. She, therefore, would have limited time to prepare for the argument.

3. Ms. Copperthwaite will be touring prospective colleges (including at least one out-of-state school) during that week with her daughter, who is a high school senior. She too is planning to be back in the office on March 30th, when school resumes.

4. In addition, Ms. Aldrich's daughter – who also is a high school senior and a prospective drama major – will be performing in her school's final performance "showcase" on Wednesday, April 1st. If the oral argument were to take place that morning, it likely would be impossible for Ms. Aldrich to get back to Miami in time to see her daughter's final high school performance.

5. In view of these conflicts, State Farm seeks a continuance of the oral argument until the Court's next sitting during the first week of May.

6. The requested continuance would neither prejudice Petitioner, nor unduly delay the proceedings in this matter.

7. Counsel for State Farm has conferred with opposing counsel, and is authorized to represent to the Court that Petitioner does not object to this request. Petitioner's counsel David Caldevilla stated that he has no major conflicts during the week of May 4-8 (but would prefer that the Court re-schedule the argument for Thursday, May 7th).

WHEREFORE, State Farm requests that the Court continue the oral argument to May 2020.

Respectfully submitted,

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Counsel for Respondent State Farm

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing
was e-mailed this 22nd day of January 2020 to all persons on the Service List.

/s/ Nancy A. Copperthwaite

Nancy A. Copperthwaite
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