

IN THE DISTRICT COURT OF APPEAL OF THE STATE OF FLORIDA  
FIFTH DISTRICT

DAVID W. FOLEY, JR. AND  
JENNIFER T. FOLEY,  
Appellant,

v.

CASE NO. 5D21-0233

ORANGE COUNTY, A  
POLITICAL SUBDIVISION  
OF THE STATE OF  
FLORIDA, PHIL SMITH,  
CAROL HOSSFELD,  
MITCH GORDON, ROCCO  
RELVINI, TARA GOULD,  
TIM BOLDIG, FRANK  
DETOMA, ASIMA AZAM,  
ET AL,

Appellee.

\_\_\_\_\_ /

DATE: January 20, 2021

**BY ORDER OF THE COURT:**

Inasmuch as Appellant commenced the above-styled cause by the filing of a Notice of Appeal in the lower court on January 18, 2021, but without the entry of an order of insolvency for appeal purposes or payment of the statutory filing fee, it is

ORDERED that Appellant shall, within twenty (20) days of the date of this Order, either file a certified copy of a lower court order of insolvency for appellate court purposes, as required by Florida Rule of Appellate Procedure 9.430, or pay to this Court the filing fee of THREE HUNDRED DOLLARS (\$300.00) pursuant to Florida Rules of Appellate Procedure 9.110(b) or 9.130(b) and Section 35.22, Florida Statutes. The filing fee is due and payable at the time of filing REGARDLESS WHETHER THE APPEAL IS LATER DISMISSED VOLUNTARILY OR ADVERSELY. No extensions of time for payment will be entertained. Payment may be made by credit card **only** via the statewide portal (<https://www.myflcourtaccess.com/>), for which there will be a service charge.<sup>1</sup> Alternatively, payment may be made by cash, money order, or check. The

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<sup>1</sup>To pay via the Statewide Portal: On the "Pleading on Existing Case" screen, enter your appellate court case number and click "Search." When the case populates, click "Next." On the next screen, choose "Add." On the next screen (the "Add/Edit Document" screen), search for "pay fee," then choose the appropriate fee box. Upload a copy of this Order, click "save," and then "next." You do not need to serve the other party with this filing; click "next." On the next screen, choose the appropriate payment option and enter the required credit card or banking

money order or check should be made out to "Fifth District Court of Appeal" and mailed to 300 S. Beach Street, Daytona Beach, FL 32114. It is further

ORDERED that this case will not progress until this Order has been complied with and failure to comply with this Order may result in dismissal of this appeal sua sponte and without further notice. This Order does not toll the filing deadlines contained in the appellate rules.

*I hereby certify that the foregoing is  
(a true copy of) the original Court order.*

*Sandra B. Williams*



SANDRA B. WILLIAMS, CLERK

cc:

Jennifer T. Foley

David W. Foley, Jr.