

IN THE CIRCUIT COURT OF THE THIRTEENTH JUDICIAL CIRCUIT
IN AND FOR HILLSBOROUGH COUNTY, FLORIDA

PHH MORTGAGE CORPORATION,

Plaintiff,

v.

Case No. 2012-07352

NICOLETT MOSKOVER AND
JONATHON RUIZ et al.,

Division: I

Defendants,

ORDER GRANTING SUMMARY JUDGMENT

THIS CAUSE, having come before the Court on October 10, 2012 on Defendants' Motion for Summary Judgment or to Dismiss Complaint, and the Court, having reviewed the motion, heard the arguments of counsel, and being duly advised in the premises, it is hereby;

ORDERED AND ADJUDGED as follows:

1. The undisputed, summary judgment evidence before the Court establishes that Plaintiff failed to provide Defendant with the requisite 30-days' notice and opportunity to cure, as required by paragraph 22 of the Mortgage.

2. The motion is granted, and this case is dismissed without prejudice.

DONE AND ORDERED in Chambers in Tampa, Hillsborough County, Florida on this ____ day of October, 2012.

ORIGINAL SIGNED

Circuit Court Judge

OCT 10 2012

DONALD C. EVANS
SENIOR CIRCUIT JUDGE

cc: Stopa Law Firm
Albertelli Law