

Supreme Court of Florida

MONDAY, MARCH 5, 2018

CASE NO.: SC17-1806

Lower Tribunal No(s):
532016CA004023000000

CONSOLIDATED:
SC17-1807

WILLIAM MANN, ET AL. vs. POINCIANA COMMUNITY
DEVELOPMENT DISTRICT, ET AL.

MARTIN KESSLER vs. POINCIANA COMMUNITY
DEVELOPMENT DISTRICT, ET AL.

Appellant(s)

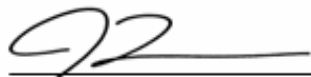
Appellee(s)

This Court, having reviewed the parties' briefs and responses to this Court's order to show cause, determines that this appeal, brought by Appellants who oppose Appellees' requested bond validation, from the trial court's judgment denying the bond validation is dismissed without prejudice to raising all issues brought in this appeal in any subsequent appeal from a subsequent judgment validating the bonds at issue. Specifically, in any future appeal to this Court, there shall be no issue preclusion, *res judicata* effect, collateral estoppel, or similar defense as to the issue of the legal validity of the bonds.

NOT FINAL UNTIL TIME EXPIRES TO FILE REHEARING MOTION AND,
IF FILED, DETERMINED.

LABARGA, C.J., and PARIENTE, LEWIS, QUINCE, CANADY, POLSTON,
and LAWSON, JJ., concur.

A True Copy
Test:



John A. Tomasino
Clerk, Supreme Court



CASE NO.: SC17-1806

Page Two

lc

Served:

MICHAEL CLARK ECKERT
STUART CRAIG MARKMAN
DOUGLAS M. SMITH
J. CARTER ANDERSEN
MICHAEL A. ALAO
VICTORIA AVALON
HAROLD D. HOLDER
MOHAMMAD O. JAZIL
LINDSAY C. WHELAN
ROBERT GANG
KRISTIN A. NORSE
DANIEL JOHN FLEMING
HON. STACY M. BUTTERFIELD, CLERK
COURTNEY M. KELLER
MARTIN KESSLER