IN THE CIRCUIT COURT, FOURTH JUDICIAL CIRCUIT, IN AND FOR DUYAL COUNTY, FLORIDA

CASE NO.: 16-2011-CA-8012

DIVISION: CV-G

FLORIDA CARRY, INC., and ALEXANDRIA LAINEZ,

Plaintiffs,

٧.

UNIVERSITY OF NORTH FLORIDA, and JOHN DELANEY,

## MOTION TO DISMISS FIRST AMENDED COMPLAINT

Come now Defendants, UNIVERSITY OF NORTH FLORIDA and JOHN DELANEY, by and through their undersigned counsel, pursuant to Rule 1.140(b), Florida Rules of Civil Procedure, and move the court to dismiss the complaint, and state as grounds therefor that:

- 1. Plaintiffs fail to state a cause of action.
- 2. Plaintiffs fail to plead sufficient ultimate facts entitling Plaintiffs to relief.
- 3. Defendants' policies comply with expressed general law authorizing Defendants to regulate firearms possession and storage on school property in accordance with Sections 790.115 and 790.251, Florida Statutes.

DATED: January 24, 2012

Respectfully submitted,

**HOLLAND & KNIGHT LLP** 

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Attorneys for Defendants

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy of the foregoing has been furnished to Eric J. Friday, Esquire, Fletcher & Phillips, 541 E. Monroe, STE 1, Jacksonville, FL 32202 by mail this 24th day of January, 2012.

Respectfully submitted,

HOLLAND & KNIGHT LLP

Bv:

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