

BEFORE THE GOVERNING BOARD OF THE  
SOUTH FLORIDA WATER MANAGEMENT DISTRICT

CLOSE CONSTRUCTION, INC.,

Petitioner/Appellant,

Case/Order No. 2010-071-FOF-CONT

v.

SOUTH FLORIDA WATER MANAGEMENT  
DISTRICT,

Respondent/Appellee.

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WATER MANAGEMENT DISTRICT

**SOUTH FLORIDA WATER MANAGEMENT DISTRICT'S RESPONSE IN  
OPPOSITION TO APPELLANT'S MOTION FOR STAY PENDING APPEAL**

Respondent, South Florida Water Management District, ("District") hereby opposes Petitioner, Close Construction, Inc.'s ("Close") Motion to Stay Pending Appeal of South Florida Water Management District's Order No. 2010-041-FOF-CONT and states as follows:

1. The project referenced in RFB6000000262 that the Petitioner seeks to stay, the refurbishment and automation of Pump Station G-123 and S-34 has been canceled due to budgetary constraints.
2. Petitioner's Motion should be denied as moot.

Dated: April 21, 2010.

  
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Josef Fiala, Esq.  
Florida Bar No.: 707570

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing has been furnished via U.S. Mail to Devin R. Maxwell, Esq., Maxwell & Maxwell P.A., 405 NW 3<sup>rd</sup> Street, Okeechobee, FL 34972; and Joseph W. Lawrence, II, Esq., and Robert L. Frye, Esq., Vezina, Lawrence & Piscitelli, P.A., The Museum Building, 300 SW First Avenue, Suite 150, Fort Lauderdale, FL 33301 on this 21<sup>st</sup> day of April 2010.

Sheryl G. Wood  
General Counsel

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