

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PINELLAS COUNTY, FLORIDA
CIVIL DIVISION

PETER MUSANTE, on behalf
of JOHN GRAZIANO, as Guardian
of the Property,

Plaintiff(s),

CASE NO. 08004244-CI
UCN: 522008CA004244XXCICI

vs.

TERRY BOLLEA, Individually,
LINDA BOLLEA, Individually,
NICHOLAS BOLLEA, a Minor,
and DANIEL JACOBS, Individually,

Defendant(s).

**ORDER GRANTING DEFENDANT NICHOLAS BOLLEA'S
MOTION FOR PARTIAL SUMMARY JUDGMENT/MOTION IN LIMINE**

THIS CAUSE having come on to be heard before this Honorable Court on February 10, 2010, upon the Defendant, NICHOLAS BOLLEA's Motion for Partial Summary Judgment/Motion in Limine, and the Court having heard argument of counsel, and being otherwise fully advised in the premises, it is

ORDERED AND ADJUDGED as follows:

1. Defendant's Motion for Partial Summary Judgment/Motion in Limine is GRANTED, as this Court interprets Fla. Stat. Sec. 316.614, in effect at the time of the accident on August 26, 2007, to have placed no legal obligation upon NICHOLAS BOLLEA to have required that his passenger, John Graziano, an adult, wear his seat belt.
2. In light of this Court's interpretation of Fla. Stat. Sec. 316.614, Plaintiff's counsel is prohibited from inquiring of any witness or otherwise arguing to the jury, in any manner inconsistent with this Court's interpretation of Fla. Stat. Sec. 316.614, as set forth in

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Paragraph 1 above.

DONE AND ORDERED in Chambers, at Clearwater, Pinellas County, Florida on this day of February, 2010.

W. Douglas Baird
Circuit Court Judge

TRUE COPY
Original Signed

FEB 11 2010

W. DOUGLAS BAIRD
CIRCUIT JUDGE

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