

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION**

ROLAND A. ROSELLO, d/b/a  
ROLAND A. ROSELLO, P.L.,

Plaintiff,

v.

CASE NO. 8:17-cv-1935-T-26MAP

TOWER IMAGING, LLC, f/k/a TOWER  
IMAGING, INC., d/b/a COMMUNITY  
DIAGNOSTIC CENTER OF BRANDON, and  
MERCHANTS ASSOCIATION  
COLLECTIONS DIVISION, INC.,

Defendants.

---

**ORDER**

**UPON DUE AND CAREFUL CONSIDERATION** of the well-pleaded allegations of Plaintiff's amended complaint, which this Court must accept as true at this early juncture of the proceedings and must construe in the light most favorable to Plaintiff,<sup>1</sup> it is **ORDERED AND ADJUDGED** that Defendants' Motions to Dismiss Plaintiff's Amended Complaint or Alternative Motions for More Definite Statement (Dkts. 22 & 23) are **denied**. In the Court's view, those allegations state claims for relief plausible on their face against both Defendants for violating the federal Fair Debt

---

<sup>1</sup> See Bishop v. Ross Earle & Bonan, P.A., 817 F. 3d 1268, 1270 (11<sup>th</sup> Cir. 2016).

Collections Practice Act and the Florida Consumer Collection Practices Act.<sup>2</sup> Defendants shall file their answer and defenses to Plaintiff's amended complaint within **fourteen (14) days** of this order.

**DONE AND ORDERED** at Tampa, Florida, on October 12, 2017.

*s/Richard A. Lazzara*  
**RICHARD A. LAZZARA**  
**UNITED STATES DISTRICT JUDGE**

**COPIES FURNISHED TO:**  
Counsel of Record

---

<sup>2</sup> See id.