

**IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF FLORIDA  
PANAMA CITY DIVISION**

JOSHUA S. FRIEBEL and ELIZABETH  
F. FRIEBEL,

Plaintiffs,

vs.

CASE NO. 5:10cv120/RS-MD

PARADISE SHORES OF BAY COUNTY,  
LLC, a Florida Limited Liability Company;  
ROBERT E. BLACKERBY; and MAGNUM  
CAPITAL, LLC, a Florida Limited Liability  
Company,

Defendants

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**ORDER**

Before me is Robert E. Blackerby and Magnum Capital LLC's Motion To Dismiss Crossclaim Of Defendant Paradise Shores Of Bay County, LLC (Doc. 23). Defendant Paradise Shores Of Bay County, LLC has not filed a response to the Motion To Dismiss as required by N.D. Fla. Loc. R. 7.1(C)(1), which provides "failure to file a responsive memorandum may be sufficient cause to grant the motion."

**IT IS ORDERED** that the Crossclaim of Defendant Paradise Shores Of Bay County, LLC against Defendants Robert E. Blackerby and Magnum Capital LLC (Doc. 16, Pages 19-20) is dismissed.

**ORDERED** on August 23, 2010.

/S/ Richard Smoak  
**RICHARD SMOAK**  
**UNITED STATES DISTRICT JUDGE**