

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 10-23235-CIV-HOEVELER

DAVID KARDONICK, JOHN DAVID, and
MICHAEL CLEMINS, individually and on
behalf of all others similarly situated and
the general public,

Plaintiffs,

JP MORGAN CHASE & CO. and
CHASE BANK USA, N.A.,

Defendants.

ORDER GRANTING MOTION TO STRIKE

This cause is before the Court after a review of the file. According to the docket, a filing submitted by Trevor Grant on July 20, 2012, has been docketed in this case as a "Motion for Summary Judgment." The filing appears to be an attempt by Grant to initiate an action (and seek summary judgment as to the claims therein) against JP Morgan Chase & Co., Chase Bank, and American Bankers Life Assurance Company of Florida. Apparently Grant seeks to bring new (or perhaps renewed) claims against several entities after having been unsuccessful in his objections to this Court's approval of the settlement reached by the parties in this case.

On September 29, 2011, Grant filed an objection and an appeal of this Court's Order entered September 16, 2011. The Court of Appeals dismissed Grant's appeal on April 24, 2012, for failure to prosecute, as Grant neglected to file an appellant's brief within the time allotted. As Defendants correctly note, all appeals were dismissed by

the Court of Appeals in May 2012, and this case is now closed. Grant's filing is an improper attempt to reopen this case. Based on the above, it is

ORDERED AND ADJUDGED that the Motion to Strike be GRANTED. Docket Entry Number 451 is stricken from this record, as improperly filed in this case. (Alternatively, to the extent that Grant's submission is construed as a request for relief from this Court as to this case, the request is DENIED.)

DONE AND ORDERED in Miami, Florida, this 3rd day of ~~November~~ December 2012.

Wm M Hoeweler

WILLIAM M. HOEVELER
SENIOR UNITED STATES DISTRICT JUDGE

copies to: counsel of record
Trevor Grant, P.O. Box 2378, Conroe, Texas 77035