

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

SUNTRUST MORTGAGE, INC.,
Plaintiff,

v.

LAURA A. MANGONE, *et. al.*
Defendants.

Case No. 51-10-CA-1360-ES

1304
FILED FOR RECORD
PASCO COUNTY, FLORIDA
2011 MAR 15 PM 3:40
Paula S. O'Connell
Clerk & Comptroller
Pasco County, Florida

ORDER GRANTING MOTION TO DISMISS

THIS CAUSE, having come before the Court on Defendants' Motion to Dismiss, and the Court, having reviewed the motion and being duly advised in the premises, it is hereby;

ORDERED AND ADJUDGED as follows:

1. Defendants' Motion to Dismiss is GRANTED. This case is hereby DISMISSED. Plaintiff shall have 60 days from the date of this Order to file an Amended Complaint. Defendants shall have 30 days thereafter in which to respond. In filing its Amended Complaint Plaintiff must:

a. Plead a chain of ownership and holdership to establish its standing to sue at the inception of the case. In so alleging, Plaintiff must remedy the inconsistencies contained in the original Complaint.

b. Plead its capacity to sue and its ability to maintain an action within the Court's jurisdiction.

c. If Plaintiff is not the owner of the note, it must specifically plead ultimate facts identifying the owner and Plaintiff's authority to act as a representative for said owner, attaching proof of said representative authority.

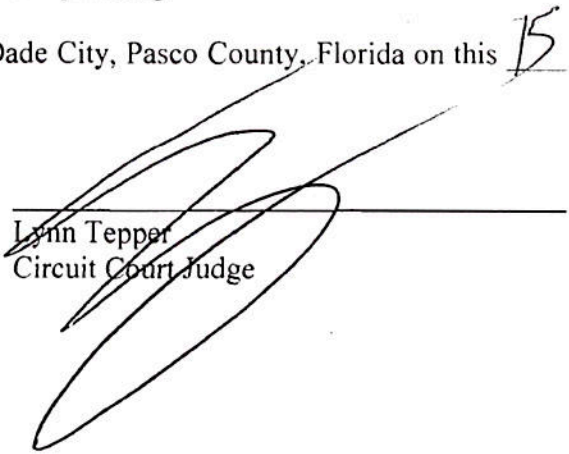
d. If Plaintiff has accelerated the Note at issue it must attach a copy of the notice of acceleration upon which it relies.

e. If not previously filed, Plaintiff must post the required cost bond under F.S. § 57.011.

If Plaintiff fails to amend, the Complaint shall stand as dismissed without further Order.

2. In filing its Amended Complaint Plaintiff must comply with Rule 1.110(b), as amended, and F.S. § 92.525 which requires the Plaintiff, as the party, to properly verify the Complaint as a part of the Complaint and not a separate pleading.

DONE AND ORDERED in Chambers in Dade City, Pasco County, Florida on this 15 day of March, 2011.


Lynn Tepper
Circuit Court Judge

cc: Mark P. Stopa, Esq.
Corey Lewis, Esq.