

**UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF FLORIDA  
FT. MYERS DIVISION**

**CASE NO. 2:06-cv-444-FtM-34SPC**

**CHRISTIAN F. MEISTER,**

**Plaintiff,**

**v.**

**MIKE SCOTT in his official capacity as Sheriff of Lee County, Florida; MIKE SCOTT in his individual capacity as Sheriff of Lee County, Florida; DON HUNTER in his official capacity as Sheriff of Collier County, Florida; each of J.J. CARROLL, RICHARD SNYDER, RYAN JUSTHAM, STEPHAN PIERCE, GENE SIMS, PEDRO J. SOTO, MIKE JOHNSTON, each of the foregoing, jointly and severally,**

**Defendants.**

---

**PLAINTIFF'S NOTICE TO THE COURT PURSUANT TO LOCAL RULE 3.01(h)**

Plaintiff Christian F. MEISTER, proceeding Pro Se, (hereinafter "MEISTER") hereby files Plaintiff's Notice to the Court Pursuant to Local Rule 3.01(h) and states as follows:

1. Plaintiff has recently filed Plaintiff's Fifth Amended Complaint.
2. Plaintiff has filed on or about April 2, 2007, Plaintiff's Opposed Motion for Leave to File Claim with Florida Department of Financial Services (hereinafter "First Motion").
3. Plaintiff has filed on or about April 2, 2007, contained within the same document, Plaintiff's Opposed Motion to Stay Proceedings in this Action of Law Until Florida Department of Financial Services Issues Final Determination of Claim (hereinafter "Second Motion").
4. Plaintiff requests that this Court Grant Plaintiff's "First Motion" and "Second Motion."

**MEMORANDUM OF LAW**

Local Rule 3.01(h) provides in pertinent part as follows:

"All dispositive motions which are not decided within one hundred eighty (180) days of the responsive filing . . . shall be brought to the attention of the district judge by the movant by filing a 'Notice To The Court' . . . ." "Movant shall file an additional 'Notice To The Court' after the expiration of each and every additional thirty (30) day period during which the motion remains undecided. Movant shall provide the Chief Judge of the Middle District with a copy of each and every 'Notice To The Court' which movant is required to file under this rule."

5. In pertinent part, Plaintiff's request and Notice To The Court is timely. Relief is appropriate under the circumstances.

WHEREFORE, based upon the foregoing, Plaintiff MEISTER, proceeding Pro Se, respectfully requests that this Court enter an Order Granting the previously filed (1) Plaintiff's Opposed Motion for Leave to File Claim with Florida Department of Financial Services and (2) Plaintiff's Opposed Motion to Stay Proceedings in this Action of Law Until Florida Department of Financial Services Issues Final Determination of Claim and such other and further relief as is deemed appropriate by this Court.

**RESPECTFULLY SUBMITTED,**

\_\_\_\_\_  
**CHRISTIAN F. MEISTER, Pro Se**

**CHRISTIAN F. MEISTER**  
PO Box 570 291  
Miami, FL 33257

Date: February 1, 2008

**CERTIFICATE OF SERVICE**

I certify that a copy of the document has been served, by First Class, United States Mail, properly addressed and postage prepaid, to the following counsel of record: Robert C. Shearman, Post Office Box 280, Fort Myers, Florida 33902-0280; Richard M. Pierro, Mark E. Levitt, 324 S. Hyde Park Avenue, Suite 225 Tampa, Florida 33606-4127

Date: February 1, 2008

---

**CHRISTIAN F. MEISTER, Pro Se**

08-0201-0743