

**IN THE CIRCUIT COURT IN AND FOR PASCO COUNTY, FLORIDA
CIRCUIT CIVIL DIVISION CASE NO. 51-2002-CA-001936ES**

STAGECOACH PROPERTY
OWNERS ASSOCIATION, INC.,
a Florida corporation not for profit,

Plaintiff,

vs.

JOHN H. VAN BOMMEL and
MAGDALENE VAN BOMMEL,

Defendants,

PLAINTIFF'S NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE

COMES NOW, the Plaintiff, STAGECOACH PROPERTY OWNERS ASSOCIATION, INC. ("the Association"), by and through its undersigned attorneys, and files this, Plaintiff's Notice of Voluntary Dismissal Without Prejudice, and states as follows:

1. The Plaintiff filed the present cause of action against the Defendants, John H. van Bommel and Magdalene van Bommel ("Mr. & Mrs. van Bommel"), seeking to enforce the Declaration of Covenants and Restrictions for Stagecoach.
2. Before the filing of the complaint the present cause of action, Mr. & Mrs. van Bommel installed a mailbox on their property without obtaining the approval of the Architectural Control Committee of the Association.
3. Mr. van Bommel claims that, subsequent to installing the new mailbox on his lot, he was directed by Gilbert Debeck to submit an application to the Architectural Control Committee of the Association to either approve or disapprove of the existing mailbox. In accordance with Mr. Dembeck's instructions, on February 18, 2002, Mr. & Mrs. van Bommel submitted an application to the Architectural Control Committee of the Association in order to permit their mailbox to remain on their lot.