

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA

IN ADMIRALTY

CASE NO.: 20:cv-81614-RKA

SEAN THOMAS FLYNN, individually
and as Personal Representative of the Estate
of MOLLIE CATHERINE GHIZ-FLYNN

Plaintiff,

v.

M/V SOUTHERN COMFORT, Identification no.:
XYU7748FH788, Registration no.: DO930158, her engines,
tackle, and appurtenances, *in rem*, FLORIDA SCUBA CHARTERS,
INC., DUSTIN MCCABE, KRISTY MCCABE, and
NPBM, LLC a/k/a NORTH PALM BEACH MARINA,

Defendants.

**NOTICE OF *PARTIAL* VOLUNTARY DISMISSAL
AS TO DEFENDANT KRISTY MCCABE ONLY**

The Plaintiff, by and through undersigned counsel, hereby notices this Honorable Court of voluntarily dismissing, with prejudice, Plaintiff's claims in the above-styled action against only one Defendant, KRISTY MCCABE.

The Plaintiff respectfully request that this Court retain jurisdiction to enforce the terms of settlement as to the remaining named Defendant as set forth in the Notice of Settlement [D.E. 7]. The Plaintiff and the remaining Defendants will submit a Joint Stipulation for Dismissal in accordance with this Court's Order [D.E. 8].

Dated: November 7, 2020

LIPCON, MARGULIES,
ALSINA & WINKLEMAN, P.A.
Counsel for Plaintiff
One Biscayne Tower, Suite 1776
2 South Biscayne Boulevard

Miami, Florida 33131
Telephone No.: (305) 373-3016
Facsimile No.: (305) 373-6204

By: /s/ Carol L. Finklehoffe
MICHAEL A. WINKLEMAN
Florida Bar NO: 36719
Email: mw@lipcon.com
JASON R. MARGULIES
Florida Bar No.: 0057916
Email: jmargulies@lipcon.com
CAROL L. FINKLEHOFFE
Florida Bar No.: 0015903
Email: cfinklehoffe@lipcon.com

and

COUTURE LAW, P.A.
Counsel for Plaintiff
2930 West New Haven Avenue
West Melbourne, Florida
Telephone No.: (321) 733-5703
Facsimile No.: (321) 733-5702
TARA C. COUTURE
Florida Bar No.: 55572
Email: tara@couturelawoffices.com
BRENT A. COUTURE
Florida Bar No.: 83358
Email: brent@couturelawoffices.com

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on November 7, 2020, the foregoing was electronically filed with the Clerk of the Court via CM/ECF. I also certify that the foregoing was served on all counsel or parties of record on the attached Service List either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronic Notices of Filing.

By: /s/ Carol L. Finklehoffe
CAROL L. FINKLEHOFFE
Florida Bar No.: 0015903

Email: cfinklehoffe@lipcon.com

SERVICE LIST

Flynn v. M/V Southern Comfort et.al.

Case No.: 20:cv-81614-RKA

<p>MICHAEL A. WINKLEMAN Florida Bar No: 36719 Email: mwinkleman@lipcon.com JASON R. MARGULIES Florida Bar No.: 0057916 Email: jmargulies@lipcon.com CAROL L. FINKLEHOFFE Florida Bar No.: 0015903 Email: cfinklehoffe@lipcon.com LIPCON, MARGULIES, ALSINA & WINKLEMAN, P.A. One Biscayne Tower, Suite 1776, 2 South Biscayne Boulevard Miami, Florida 33131 Telephone: (305) 373-3016 Fax: (305) 373-6204 <i>Attorneys for Defendant Flynn</i></p>	<p>CHARLES S. DAVANT Florida Bar No.: 15178 Email: csd@davantlaw.com AARON M. DMISZEWICKI Florida Bar No.: 111455 Email: amd@davantlaw.com DAVANT LAW, P.A. 12 Southeast 7th St., Suite 605 Fort Lauderdale, FL 33301 Telephone: (954) 414-0400 <i>Attorneys for Plaintiff GEICO</i></p>
<p>TARA C. COUTURE Florida Bar No.: 55572 Email: tara@couturelawoffices.com BRENT A. COUTURE Florida Bar No.: 83358 Email: brent@couturelawoffices.com COUTURE LAW, P.A. 2930 West New Haven Avenue West Melbourne, Florida Telephone No.: (321) 733-5703 Facsimile No.: (321) 733-5702 <i>Attorneys for Defendant Flynn</i></p>	<p>ALEX BRAUNSTEIN Florida Bar No.: 98289 Email: Abraunstein@foxrothschild.com FOX ROTHSHILD LLP Phillips Point 777 South Flagler Drive, Suite 1700 West Tower West Palm Beach, FL 33401 (561) 804-4497 - direct (561) 835-9602 - fax <i>Attorneys for Defendant Kristy McCabe</i></p>
<p>DUSTIN MCCABE 803 Promenade Way #104 Jupiter, Florida 33458 <i>Defendant – Pro Se</i></p>	