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IN THE COUNTY COURT OF THE EIGHTEENTH JUDICIAL
CIRCUIT IN AND FOR BREVARD COUNTY, FLORIDA

CASE NO.: 05-2010-CC-011130-XXXX-XX

BREVARD COUNTY, FLORIDA,
BOARD OF COUNTY COMMISSIONERS,

Petitioner,

vs.

DAVID GRANT VAN SCHAICK,

Respondent/Owner.


FILED IN MLB
CLERK OF CIR. CT.
BREVARD CO. FL.
2010 JAN 26 P 1:21
SCOTT ELLIS

CLOSED
FINAL JUDGMENT

THIS MATTER came before the Court on January 22, 2010 upon Brevard County's Petition for Hearing to Determine Fitness of Owner to Care for Animals, and the Court having heard argument of counsel, considered evidence and testimony, and being otherwise advised in the premises, it is hereupon:

ORDERED and ADJUDGED that

1. The Court finds that the evidence indicates a lack of proper and reasonable care of the animal which is the subject of Brevard County's Petition;
2. Respondent/Owner, DAVID GRANT VAN SCHAICK, having been duly served with notice of the hearing, failed to appear and present any evidence that he is able and fit to have custody and provide adequately for the animal;
3. The Court therefore finds that Respondent/Owner, DAVID GRANT VAN SCHAICK, is unable or unfit to adequately provide for the animal which is the subject of Brevard County's Petition;
4. Pursuant to Florida Statutes §828.073(4)(c)2, the animal which is the subject of Brevard County's Petition is hereby remanded directly to the custody of Brevard County Animal Services and Enforcement ("BASE") to be disposed of as BASE deems fit;

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5. Pursuant to Florida Statutes §828.073(4)(c)4, Respondent/Owner, DAVID GRANT VAN SCHAICK, is hereby enjoined from further possession or custody of other dogs until such time as he demonstrates to a court of competent jurisdiction by clear and convincing evidence that there has been a substantial change in circumstances and he is able and fit to have custody and provide adequately for dogs; and

6. Pursuant to Florida Statutes §828.073(4)(c)3, the Court awards to Brevard County, and against Respondent/Owner, judgment in the amount of Five Hundred Fifty-two Dollars and Fifty Cents (\$552.50) for costs incurred for the care of the animal while in the custody of BASE from the date of impoundment through January 22, 2010.

DONE AND ORDERED on this 26 day of January, 2010, Melbourne Courthouse, Brevard County, Florida.


Benjamin Garagozlo
COUNTY COURT JUDGE

Conformed Copies to:

David Grant Van Schaick
2731 Park Lane
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Respondent/Owner

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