

IN THE CIRCUIT COURT OF THE
FIFTH JUDICIAL CIRCUIT IN AND
FOR MARION COUNTY, FLORIDA
CASE NO.: 09-6247-CA-B

RAINBOW RIVER RANCH, LLC and
CONSERVATION LAND GROUP, LLC,

Plaintiffs,

vs.

CITY OF DUNNELLON, FLORIDA,

Defendant.

ORDER ON MOTION TO INTERVENE

THIS CAUSE came before the court on proposed Intervenor's, RAINBOW RIVER CONSERVATION, INC., a Florida Corporation, and FREDERICK S. JOHNSTON, MICHAEL G. RAUSCH, MAX P. LYNN, JOHN DENNIS, PATRICIA M. ERMATINGER, JEAN TULLIS, THELMA B. DICKINSON, MARGARET LONGHILL, NIKKI CONNORS, ROGER BARTH, EMMA JEAN PAINTER, LEONARD GANE, WALTER JOHNSON, SHIRLEY E. DOWLING, and FRANKLIN W. ROTH, individually, (hereinafter "proposed intervenors") filed with the court on April 30, 2010. Defendant filed a Response to the Motion to Intervene on June 1, 2010. Thereafter, the proposed intervenors filed an Amended Motion to Intervene and memorandum of law on June 29, 2010. The parties have not filed a response to the amended motion. The court, having considered said amended motion, reviewed the court file, and being otherwise duly advised in the premises, finds as follows:

The proposed intervenors should be permitted to intervene as it is clear that they have interests which will be affected by the outcome of this action. *See* FLA. STAT.

163.3215(2)-(3); *Save the Homosassa River Alliance, Inc. v. Citrus County, Florida*, 2 So.3d 329 (Fla. 5th DCA 2008) *rehearing denied*. See e.g. FLA. STAT. § 163.3184 (defining who is an “affected person” in the process for adopting a comprehensive plan or comprehensive plan amendment). Therefore,

IT IS ADJUDGED that:

1. Proposed intervenors’ amended motion to intervene is **granted**.

ORDERED on this 31st day of January, 2011 at Ocala, Marion County, Florida.



FRANCES S. KING
Circuit Court Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and accurate copy of the foregoing has been provided by U.S. Mail this 31st day of January, 2011, to the following:

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