

Received Event (Event Succeeded)

Date: 6/26/03  
Pages: 4  
Remote CSID: 850 429 0037

Time: 1:52 PM  
Sender: 850 429 0037

Jun 26 03 11:52a

Debra D. Cooper

850-429-0037

P. 1

STATE OF FLORIDA  
DIVISION OF ADMINISTRATIVE HEARINGS

GINGER LUNDSTROM,

Petitioner,

v.

SANDESTIN RESORTS,

Respondent.

SFD  
DOAH Case No.: 03-1831  
FCHR Case No.: 22-02575

**PETITIONER'S RESPONSE TO RESPONDENT'S MOTION TO DISMISS AND  
EMERGENCY MOTION TO STAY**

COMES NOW the Petitioner, Ginger Lundstrom, by and through her undersigned counsel, and hereby files this Response to Respondent's Motion to Dismiss and Emergency Motion to Stay as follows:

1. Respondent filed a Motion to Dismiss on May 28, 2003.
2. In its motion, Respondent claims that the Petitioner failed to file her Petition for Relief prior to the filing deadline.
3. Petitioner filed her Petition for Relief with the Florida Commission on Human Relations via facsimile on May 14, 2003. (Please see Fax History Report attached hereto at Tab 1). The deadline in which to file a Petition for Relief was May 14, 2003. Therefore, Petitioner's Petition for Relief was timely filed.
4. Respondent also claims that Petitioner failed to provide Respondent with a copy of the Petition for Relief. This statement is also incorrect.
5. A copy of the Petition for Relief was forwarded to counsel for Respondent on May 14, 2003.

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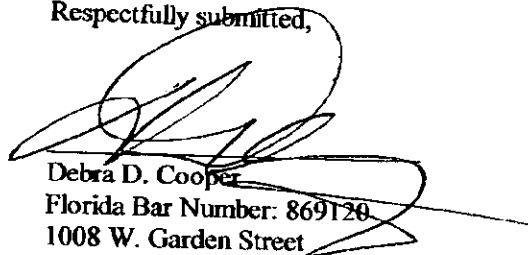
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WHEREFORE, Petitioner respectfully requests that this Court deny Respondent's Motion to Dismiss and Emergency Motion to Stay.

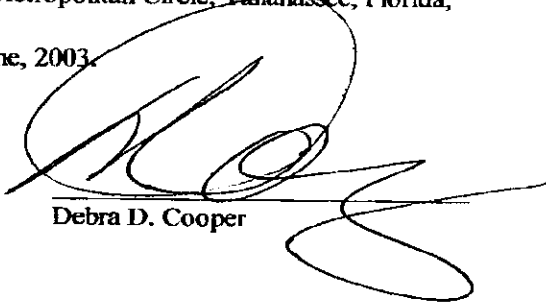
Respectfully submitted,



Debra D. Cooper  
Florida Bar Number: 869120  
1008 W. Garden Street  
Pensacola, FL 32501  
850/ 429-1981  
Attorney for Petitioner

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished to Sandestin Resorts, c/o William T. Krizner, Esq., 1660 Metropolitan Circle, Tallahassee, Florida, 32308-2529 by regular U.S. Mail on this 26<sup>th</sup> day of June, 2003.



Debra D. Cooper

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**TAB 1**

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HP OfficeJet T Series  
Personal Printer/Fax/Copier/Scanner

Fax History Report for  
Debra D. Cooper  
850-429-0037  
May 14 2003 5:46pm

Last Fax

<u>Date</u>	<u>Time</u>	<u>Type</u>	<u>Identification</u>	<u>Duration</u>	<u>Pages</u>	<u>Result</u>
May 14	5:44pm	Sent	18504879397	1:31	5	OK

Result:

OK - black and white fax

OK color - color fax

*Confirmation ?  
Pet. for Relief  
to FCHR*