

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION**

Florida Action Committee, Inc.,
Plaintiff,

vs.

Mark Glass, *et al.*,
Defendants.

No. 4:26-cv-388 (MW-MJF)

JOINT STATUS REPORT

Pursuant to Section 1 of the Court's initial scheduling order (Dkt. 11), the parties respectfully submit this joint status report.¹

Plaintiff Florida Action Committee, Inc. (FAC), filed its Complaint on August 11, 2026. Since then, FAC has been working diligently to accomplish service and to obtain waivers of service. Only Jackson County remains to be served. FAC is continuing to attempt service through the Jackson County Sheriff's Office, which has been uncooperative. Should it become necessary, FAC will file a motion under Rule 4(c)(3) for an order of the Court directing a U.S. marshal to make service. FAC will file any such motion no later than September 18. Meanwhile, counsel of record have appeared for 43 of the 51 (in actuality, 50) defendants.²

¹ The Defendants not appearing below the signature line declined to join this report.

² Counsel for the City of Jacksonville has explained that no counsel will appear for Duval County because it operates a consolidated government with the City. On the

On September 11, FAC held a Rule 26(f) conference with all defendants except Jackson County and the City of Palm Bay. It held a conference with the City of Palm Bay on September 16. Despite diligent efforts to identify an official contact and communicate with Jackson County in advance of this report, no attorney from Jackson has made him- or herself available for a Rule 26(f) conference.

During the Rule 26(f) conferences on September 11 and September 16, FAC indicated that it will amend the complaint in response to Boca Raton's motion to dismiss (Dkt. 80). The amended complaint is due, according to Rule 15(a)(1)(B), on or before September 29.

The parties also addressed their anticipated discovery needs. Some Defendants expressed their position that discovery should not commence until the Court resolves the subject-matter, venue, and joinder issues. FAC disagrees and, consistent with Section 1(a) of the initial scheduling order, intends to serve very limited written discovery in the near term. The parties are working to draft a joint Rule 26(f) conference report setting forth their respective positions. That report is due by September 25. No discovery demands have yet been served by either side.

understanding that Jacksonville and Duval County are legally the same entity, FAC intends to voluntarily dismiss Duval County in its upcoming amended complaint.

Dated: September 16, 2026

Respectfully submitted,

/s/ Michael B. Kimberly

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CERTIFICATE OF SERVICE

I certify that, on September 16, 2026, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system. I further certify that the foregoing was served on all counsel of record by e-mail generated by the CM/ECF system or by email under separate cover from the undersigned.

/s/ Michael B. Kimberly