

Fill in this information to identify the case:

Debtor MS Leisure Company

United States Bankruptcy Court for the: _____ District of Delaware
(State)

Case number 25-10610

**Modified Official Form 410
Proof of Claim**

12/24

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents;** they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. Who is the current creditor?	Festival Fun Parks, LLC _____ Name of the current creditor (the person or entity to be paid for this claim) Other names the creditor used with the debtor _____	
2. Has this claim been acquired from someone else?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____	
3. Where should notices and payments to the creditor be sent? Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Where should notices to the creditor be sent? Festival Fun Parks, LLC Barry S. Turner PO Box 330189 Miami, FL 33233 Contact phone <u>3056994392</u> Contact email <u>bt@bstpa.com</u>	Where should payments to the creditor be sent? (if different) Festival Fun Parks, LLC Thomas Johnson 285 East Waterfront Drive, Suite 150 Homestead, PA 15120 Contact phone _____ Contact email <u>See summary page</u>
4. Does this claim amend one already filed?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ MM / DD / YYYY	
5. Do you know if anyone else has filed a proof of claim for this claim?	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Who made the earlier filing? _____	



Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. Do you have any number you use to identify the debtor? No
 Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: ____ _

7. How much is the claim? \$ 913720.57. Does this amount include interest or other charges?
 No
 Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim? Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.
Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).
Limit disclosing information that is entitled to privacy, such as health care information.
Final Judgment; Amended Final Judgment

9. Is all or part of the claim secured? No
 Yes. The claim is secured by a lien on property.
Nature or property:
 Real estate: If the claim is secured by the debtor's principle residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.
 Motor vehicle
 Other. Describe: _____
Basis for perfection: _____
Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)
Value of property: \$ _____
Amount of the claim that is secured: \$ _____
Amount of the claim that is unsecured: \$ _____ (The sum of the secured and unsecured amount should match the amount in line 7.)
Amount necessary to cure any default as of the date of the petition: \$ _____
Annual Interest Rate (when case was filed) _____ %
 Fixed
 Variable

10. Is this claim based on a lease? No
 Yes. Amount necessary to cure any default as of the date of the petition. \$ _____

11. Is this claim subject to a right of setoff? No
 Yes. Identify the property: _____



12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

No

Yes. Check all that apply:

	Amount entitled to priority
<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	\$ _____
<input type="checkbox"/> Up to \$3,350* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).	\$ _____
<input type="checkbox"/> Wages, salaries, or commissions (up to \$15,150*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).	\$ _____
<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
<input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$ _____
<input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)(____) that applies.	\$ _____

* Amounts are subject to adjustment on 4/01/25 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim entitled to administrative priority pursuant to 11 U.S.C. § 503(b)(9)?

No

Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.

\$ _____

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(3) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

I am the creditor.

I am the creditor's attorney or authorized agent.

I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.

I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 06/16/2025
MM / DD / YYYY

/s/Thomas Johnson
Signature

Print the name of the person who is completing and signing this claim:

Name Thomas Johnson
First name Middle name Last name

Title General Counsel

Company Festival Fun Parks, LLC
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____

Contact phone _____ Email _____



Verita (KCC) ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (888) 733-1434 | International (310) 751-2633

Debtor: 25-10610 - MS Leisure Company District: District of Delaware		
Creditor: Festival Fun Parks, LLC Barry S. Turner PO Box 330189 Miami, FL, 33233 Phone: 3056994392 Phone 2: Fax: Email: bt@bstpa.com	Has Supporting Documentation: Yes, supporting documentation successfully uploaded Related Document Statement:	
	Has Related Claim: No Related Claim Filed By:	
	Filing Party: Authorized agent	
Disbursement/Notice Parties: Festival Fun Parks, LLC Thomas Johnson 285 East Waterfront Drive, Suite 150 Homestead, PA, 15120 Phone: Phone 2: Fax: E-mail: thomas.johnson@palaceentertainment.com DISBURSEMENT ADDRESS		
Other Names Used with Debtor:	Amends Claim: No Acquired Claim: No	
Basis of Claim: Final Judgment; Amended Final Judgment	Last 4 Digits: No	Uniform Claim Identifier:
Total Amount of Claim: 913720.57	Includes Interest or Charges: Yes	
Has Priority Claim: No	Priority Under:	
Has Secured Claim: No Amount of 503(b)(9): No Based on Lease: No Subject to Right of Setoff: No	Nature of Secured Amount: Value of Property: Annual Interest Rate: Arrearage Amount: Basis for Perfection: Amount Unsecured:	
Submitted By: Thomas Johnson on 16-Jun-2025 11:58:24 a.m. Pacific Time Title: General Counsel Company: Festival Fun Parks, LLC		

Fill in this information to identify the case:

Debtor 1 _____
Debtor 2 _____
(Spouse, if filing)
United States Bankruptcy Court for the: _____ District of _____
Case number _____

Official Form 410

Proof of Claim

12/24

Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.

Filers must leave out or redact information that is entitled to privacy on this form or on any attached documents. Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents;** they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.

Part 1: Identify the Claim

1. **Who is the current creditor?**
Name of the current creditor (the person or entity to be paid for this claim) _____
Other names the creditor used with the debtor _____

2. **Has this claim been acquired from someone else?**
 No
 Yes. From whom? _____

3. Where should notices and payments to the creditor be sent? Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	Where should notices to the creditor be sent?	Where should payments to the creditor be sent? (if different)
	Name _____ Number _____ Street _____ City _____ State _____ ZIP Code _____ Contact phone _____ Contact email _____ Uniform claim identifier (if you use one): _____	Name _____ Number _____ Street _____ City _____ State _____ ZIP Code _____ Contact phone _____ Contact email _____

4. **Does this claim amend one already filed?**
 No
 Yes. Claim number on court claims registry (if known) _____ Filed on _____
MM / DD / YYYY

5. **Do you know if anyone else has filed a proof of claim for this claim?**
 No
 Yes. Who made the earlier filing? _____

Part 2: Give Information About the Claim as of the Date the Case Was Filed

6. **Do you have any number you use to identify the debtor?** No
 Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: ____ _

7. **How much is the claim?** \$_____. **Does this amount include interest or other charges?**
 No
 Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. **What is the basis of the claim?** Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.
Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).
Limit disclosing information that is entitled to privacy, such as health care information.

9. **Is all or part of the claim secured?** No
 Yes. The claim is secured by a lien on property.

Nature of property:

Real estate. If the claim is secured by the debtor's principal residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.

Motor vehicle

Other. Describe: _____

Basis for perfection: _____

Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)

Value of property: \$_____

Amount of the claim that is secured: \$_____

Amount of the claim that is unsecured: \$_____ (The sum of the secured and unsecured amounts should match the amount in line 7.)

Amount necessary to cure any default as of the date of the petition: \$_____

Annual Interest Rate (when case was filed) _____%

Fixed

Variable

10. **Is this claim based on a lease?** No
 Yes. **Amount necessary to cure any default as of the date of the petition.** \$_____

11. **Is this claim subject to a right of setoff?** No
 Yes. Identify the property: _____

12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

No

Yes. Check one:

Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).

Up to \$3,350* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).

Wages, salaries, or commissions (up to \$15,150*) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).

Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).

Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).

Other. Specify subsection of 11 U.S.C. § 507(a)() that applies.

Amount entitled to priority

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

\$ _____

* Amounts are subject to adjustment on 4/01/25 and every 3 years after that for cases begun on or after the date of adjustment.

Part 3: Sign Below

The person completing this proof of claim must sign and date it. FRBP 9011(b).

If you file this claim electronically, FRBP 5005(a)(3) authorizes courts to establish local rules specifying what a signature is.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

Check the appropriate box:

I am the creditor.

I am the creditor's attorney or authorized agent.

I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.

I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date _____
MM / DD / YYYY

Signature

Print the name of the person who is completing and signing this claim:

Name _____
First name Middle name Last name

Title _____

Company _____
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address _____
Number Street

City State ZIP Code

Contact phone _____ Email _____

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re: Chapter 11
LEISURE INVESTMENTS HOLDINGS LLC, Case No.: 25-10606 (LSS)
*et. al.*¹
Debtors. (Jointly Administered)

ATTACHMENT TO PROOF OF CLAIM

As of the Petition Date, MS LEISURE COMPANY and DOLPHIN LEISURE, INC., jointly and severally, owe Festival Fun Parks, LLC a total of **\$913,720.57**.

The basis of this claim is a final judgment against MS LEISURE COMPANY and DOLPHIN LEISURE, INC., jointly and severally, dated June 20, 2024 and an amended final judgment against MS LEISURE COMPANY and DOLPHIN LEISURE, INC., jointly and severally, dated September 3, 2024 and domesticated in Miami-Dade County, Florida.

Reservation of Rights

This Proof of Claim may not include all amounts relating to all pre-petition and post-petition interest, fees, costs, expenses, charges and attorney and other professional fees and expenses for which the Debtor is liable, including without limitation all costs and expenses incurred in enforcing and preserving Creditor's rights under the Loan Documents. In addition, certain of Creditor's claims cannot, at this time, be reasonably calculated or estimated. Creditor does not waive any of its rights to any and all such claims by not ascribing a specific dollar amount thereto at this time. Creditor reserves all rights to (i) amend, clarify, modify, update or supplement this Proof of Claim at any time and in any respect, including without limitation to assert additional claims and requests for payment or additional grounds for Creditor's claims; (ii) file additional proofs of claim at any time and in any respect; (iii) file separate proofs of claim as: (a) permitted by any order entered in this case establishing a deadline to file proofs of claim; (b) required or permitted by law; or (c) otherwise ordered by the Bankruptcy Court; and/or (iv) file a request for

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number are as follows: Leisure Investments Holdings LLC (7260); Triton Investments Holdings LLC (6416); MS Leisure Company (7257); Icarus Investments Holdings LLC (2636); Ejecutivos de Turismo Sustentable S.A. de C.V. (5CA4); Dolphin Capital Company, S. de R.L. de C.V. (21H8); Dolphin Leisure, Inc. (7073); Dolphin Austral Holdings, S.A. de C.V. (6A13); Aqua Tours, S.A. de C.V. (6586); Viajero Cibernético, S.A. de C.V. (1CZ7); Promotora Garrafón, S.A. de C.V. (0KA2); Marineland Leisure, Inc. (7388); GWMP, LLC (N/A); Gulf World Marine Park, Inc. (0348); and The Dolphin Connection, Inc. (0322). For the purposes of these chapter 11 cases, the address for the Debtors is Leisure Investments Holdings LLC, c/o Riveron Management Services, LLC, 600 Brickell Avenue, Suite 2550, Miami, FL 33131.

payment of an administrative expense or priority claim in accordance with 11 U.S.C. §§ 503(b) and 507(a).

In the event Creditor is determined to be an over-secured creditor, Creditor reserves all rights to collect post-petition interest, attorneys' fees, costs, or other amounts as permitted by the Loan Documents.

By virtue of the filing of this Proof of Claim, Creditor does not waive, and hereby expressly reserves, Creditor's rights to pursue any and all claims and requests for payment, including but not limited to, the claims and requests for payment described herein against Debtor based on the facts and circumstances giving rise to the claims asserted in this Proof of Claim or any other alternative legal theories.

The execution and filing of this Proof of Claim is not and shall not be deemed or construed as: (a) a waiver or release of Creditor's rights against any person, entity, or property, which may be liable for all or any part of the claims asserted herein, including but not limited to guarantors or co-debtors; (b) a consent by Creditor to the jurisdiction or venue of the Bankruptcy Court with respect to proceedings, if any, commenced in Debtor's chapter 11 case against or otherwise involving Creditor; (c) a waiver or release of Creditor's right to trial by jury in any proceeding as to any and all matters so triable herein, whether or not the same be designated legal or private rights or in any case, controversy or proceeding related hereto, notwithstanding the designation or not of such matters as "core proceedings" pursuant to 28 U.S.C. § 157(b)(2), and whether such jury trial right is pursuant to statute or the United States Constitution; (d) a waiver or release of Creditor's right to have any and all final orders in any and all non-core matters or proceedings entered only after de novo review by a United States District Court Judge; (e) a waiver of the right to move or to withdraw the reference with respect to the subject matter of this Proof of Claim, any objection thereto or other proceeding which may be commenced in Debtor's chapter 11 case against or otherwise involving Creditor; (f) an election of remedies; or (g) a waiver or limitation of any procedural or substantive rights or defenses to any claim that may be asserted against Creditor by Debtor, any official committee of unsecured creditors, trustee or examiner appointed in this case or any subsequent case, or any other party.

Creditor further reserves the right to amend this proof of claim to include additional interest, fees, attorneys' fees, and expenses, and any and all other costs, charges and amounts due with regard to the above-described Loan, and reserves each and every right regarding its claim against the Debtor, any guarantors, any other collateral, and/or the parties liable on the judgment.

Creditor reserves the right to amend its claim to reclassify some or all of its claim from a secured claim to an unsecured claim (or vice versa), as necessary.

Creditor also reserves the right to establish and/or contest the value of the property as the value listed is the Debtor's scheduled value. Creditor also specifically reserves its right to assert a claim pursuant to 11 U.S.C. § 506(b) for post-petition interest, fees, costs, and attorneys' fees.



So Ordered
 /s/ Eric M Davis Jun 20, 2024

IN THE SUPERIOR COURT OF THE STATE OF DELAWARE

FESTIVAL FUN PARKS, LLC,	:	
a Delaware limited liability company,	:	
	:	
Plaintiff,	:	
	:	
v.	:	C.A. No.: N23C-03-304 EMD CCLD
	:	
MS LEISURE COMPANY	:	
and DOLPHIN LEISURE, INC.,	:	
	:	
Defendants.	:	

FINAL JUDGMENT

WHEREAS, on March 31, 2023, Plaintiff Festival Fun Parks, LLC (“FFP”) filed its Complaint;

WHEREAS, following resolution of briefing on Plaintiff’s Motion for Judgment on the Pleadings, Defendants MS Leisure Company and Dolphin Leisure, Inc. (the “Defendants,” and with FFP, the “Parties:”) filed an Amended Answer to the Complaint on January 8, 2024;

WHEREAS, the Parties engaged in arm’s-length settlement negotiations that resulted in a Stipulated Consent Order and Judgment, entered by this Court on May 7, 2024 (Trans. ID 72909902 (the “Consent Judgment”));

WHEREAS, Defendants made a \$100,000 payment on May 6, 2024 pursuant to the Consent Judgment;

WHEREAS, Defendants defaulted on their requirement to pay \$150,000 by May 31, 2024, as set forth in the Consent Judgment;

WHEREAS, on June 3, 2024, FFP sent Defendants a Default Notice and Cure Demand instructing Defendants to cure their non-compliance with the Consent Judgment and referencing the terms of Paragraph 2 of the Consent Judgment;

WHEREAS, on or about June 14, 2024, Defendants made only a partial payment in the amount of \$75,000, and otherwise failed to cure their default, permitting FFP to accelerate the balance of the Consent Judgment;

WHEREAS, FFP has incurred additional expense in pursuing enforcement of the Consent Judgment, including a minimum of \$1,752.00 in reasonable attorneys' fees (incurred in drafting and sending the Default Notice and Cure Demand, and pursuing this enforcement and revised judgment) and \$189.65 in expenses (incurred through sending the Default Notice and Cure Demand by FedEx), all of which are recoverable in accordance with the terms of the Consent Judgment;

IT IS HEREBY ORDERED, JUDGED, AND DECREED that:

1. Final judgment is hereby entered in FFP's favor in the amount of **\$1,226,941.65** (the "Final Judgment").
2. The Prothonotary is hereby directed to enter this Final Judgment as to all claims and defenses asserted in this matter as described above. No appeal shall

be taken from this Order, the right to appeal being expressly waived by the parties in the original Consent Judgment.

IT IS SO ORDERED, this ___ day of June, 2024.

The Honorable Eric M. Davis

24-13768CA1

DOCUMENT COVER PAGE

For those documents not providing the **required** 3 x 3 inch space on the first page, this cover page must be attached.

An additional recording fee for this page must be remitted.



(Space above this line reserved for recording office use)

Document Title: JUDGMENT
(Mortgage, Deed, Etc.)

Return Document To / Prepared By:

FILED FOR RECORD
2024 SEP 18 AM 10:55
CLERK OF COUNTY COURTS
MIAMI DADE COUNTY
FLA.
CIVIL #13

Rule 2.520 (d) On all ... documents prepared ...which are to be recorded in the public records of any county ... a 3 - inch by 3 - inch space at the top right-hand corner on the first page and a 1 - inch by 3 - inch space at the top right-hand corner on each subsequent page shall be left blank and reserved for use by the clerk of court.

Court Location: SUPERIOR CT NEW
CASTLE COUNTY

Case Type: CCLD:
COMPLEX COM
LIT DIVISION

Case Caption:
FESTIVAL FUN PARKS, LLC, a
Delaware limited liability
company

Case Number: N23C-03-304

Case Status: JUDGMENT

V.

EFiled: Yes

Claim Value:

Judge Initials: EMD

**MS LEISURE COMPANY and
DOLPHIN LEISURE, INC.**

Docket Information
(Images Only)

Date/Time	Type Code	Type Code Description	Filing Party	User ID/Date	Images
3/31/2023 1:07:59 PM	3ICLD	INIT FILING CCLD INITIAL FILING CCLD - COMPLEX COMMERCIAL LITIGATION DIVISION DATE DOCKETED: APRIL 4, 2023	ATP - BROWN, JAMIE L	SCTUEADAY 04/04/2023	
3/31/2023 1:07:59 PM	3EAIC	INITIAL COMPLAINT INITIAL COMPLAINT DATE DOCKETED: APRIL 4, 2023 COMPLAINT COMPLAINT CASE INFORMATION SHEET COMPLAINT PRAECIPE COMPLAINT SUMMONS FOR MS LEISURE COMPANY COMPLAINT SUMMONS FOR DOLPHIN LEISURE, INC. ACCEPTED BY: JDB TRANSACTION ID: 69706568	ATP - BROWN, JAMIE L	SCTUEADAY 04/04/2023	<u>5</u>
5/10/2023 3:14:24 PM	3FAFS	AFFIDAVIT OF SERVICE AFFIDAVIT OF SERVICE DATE DOCKETED: MAY 11, 2023 AFFIDAVIT OF SERVICE OF JAMIE L. BROWN, ESQUIRE FOR THE COMPLAINT AND SUMMONSES UPON DEFENDANTS SUMMONS RETURN WITH GREEN CARD ON MS LEISURE COMPANY AS EXHIBIT A TO THE AFFIDAVIT OF JAMIE L. BROWN, ESQ. SUMMONS RETURN WITH GREEN CARD ON DOLPHIN LEISURE, INC. AS EXHIBIT B TO THE AFFIDAVIT OF JAMIE L. BROWN, ESQ. ACCEPTED BY: BB TRANSACTION ID: 69989753	ATP - BROWN, JAMIE L	SCTHUDAY 05/11/2023	<u>3</u>
5/16/2023 3:25:53 PM	3FAPP	ENTRY OF APPEARANCE FILED ENTRY OF APPEARANCE DATE DOCKETED: MAY 17, 2023 ENTRY OF APPEARANCE OF LISA ZWALLY BROWN AND BRYAN T. REED OF GREENBERG TRAUIG, LLP, AS COUNSEL FOR DEFENDANTS MS LEISURE COMPANY AND DOLPHIN LEISURE, INC. (WITH CERTIFICATE OF SERVICE) ACCEPTED BY: BB TRANSACTION ID: 70026195	ATD - ZWALLY, LISA M	SCWEDDAY 05/17/2023	<u>1</u>
5/17/2023 11:22:04 AM	3OSTP	STIPULATION STIPULATION DATE DOCKETED: MAY 18, 2023 STIPULATION AND [PROPOSED] ORDER EXTENDING DEADLINE TO ANSWER, MOVE, OR OTHERWISE RESPOND TO THE VERIFIED COMPLAINT	ATD - ZWALLY, LISA M	SCTHUDAY 05/18/2023	<u>1</u>

CERTIFIED AS A TRUE COPY
ATTEST: COLLEEN REDMOND
PROTHONOTARY
BY *Margaret C. Monte*

		ACCEPTED BY: BB TRANSACTION ID: 70030543			
5/22/2023 4:51:21 PM	3RAPA	ANSWER ANSWER TO COMPLAINT DATE DOCKETED: MAY 24, 2023 ANSWER TO COMPLAINT (WITH CERTIFICATE OF SERVICE) ACCEPTED BY: BB TRANSACTION ID: 70062496	ATD - ZWALLY, LISA M	SCWEDDAY 05/24/2023	<u>1</u>
5/23/2023 10:17:24 AM	3FCIS	CASE INFORMATION STATEMENT CASE INFORMATION STATEMENT DATE DOCKETED: MAY 24, 2023 CASE INFORMATION STATEMENT FOR DEFENDANTS (WITH CERTIFICATE OF SERVICE) ACCEPTED BY: BB TRANSACTION ID: 70065687	ATD - ZWALLY, LISA M	SCWEDDAY 05/24/2023	<u>1</u>
5/26/2023 2:00:19 PM	300OR	ORDER ORDER DATE DOCKETED: MAY 27, 2023 ORDER SIGNED BY: DAVIS, ERIC M SO ORDERED (STIPULATION AND [PROPOSED] ORDER EXTENDING DEADLINE TO ANSWER, MOVE, OR OTHERWISE RESPOND TO THE VERIFIED COMPLAINT)- DAVIS, J. 05-26-23 ACCEPTED BY: BB TRANSACTION ID: 70096696	JUDG - DAVIS, ERIC M	SCSATDAY 05/27/2023	<u>1</u>
6/13/2023 1:42:30 PM	3MMTN	MOTION MOTION DATE DOCKETED: JUNE 14, 2023 PLAINTIFF FESTIVAL FUN PARKS, LLC'S MOTION FOR LEAVE TO FILE EXHIBIT UNDER SEAL WITH CERTIFICATE OF SERVICE NOTICE OF MOTION TO PLAINTIFF FESTIVAL FUN PARKS, LLC'S MOTION FOR LEAVE TO FILE EXHIBIT UNDER SEAL PROPOSED ORDER TO PLAINTIFF FESTIVAL FUN PARKS, LLC'S MOTION FOR LEAVE TO FILE EXHIBIT UNDER SEAL ACCEPTED BY: BB TRANSACTION ID: 70189279	ATP - BROWN, JAMIE L	SCWEDDAY 06/14/2023	<u>3</u>
6/13/2023 1:54:55 PM	300OR	ORDER ORDER DATE DOCKETED: JUNE 14, 2023 ORDER SIGNED BY: DAVIS, ERIC M GRANTED (ORDER TO PLAINTIFF FESTIVAL FUN PARKS, LLC'S MOTION FOR LEAVE TO FILE EXHIBIT UNDER SEAL)- DAVIS, J. 06-13-23. ACCEPTED BY: BB TRANSACTION ID: 70189453	JUDG - DAVIS, ERIC M	SCWEDDAY 06/14/2023	<u>1</u>
6/13/2023 3:45:13 PM	3MMTN	MOTION MOTION DATE DOCKETED: JUNE 14, 2023 PLAINTIFF'S MOTION FOR JUDGMENT ON THE PLEADINGS WITH CERTIFICATE OF SERVICE NOTICE OF MOTION TO PLAINTIFF'S MOTION FOR JUDGMENT ON THE PLEADINGS PROPOSED ORDER TO PLAINTIFF'S MOTION FOR JUDGMENT ON THE PLEADINGS	ATP - BROWN, JAMIE L	SCWEDDAY 06/14/2023	<u>3</u>

ACCEPTED BY: BB
TRANSACTION ID: 70190615

6/13/2023 3:45:13 PM	3FBOB	OPENING BRIEF FILED	ATP - BROWN, JAMIE L	SCWEDDAY 06/14/2023	<u>3</u>
<p>OPENING BRIEF FILED DATE DOCKETED: JUNE 14, 2023 PLAINTIFF'S OPENING BRIEF IN SUPPORT OF ITS MOTION FOR JUDGMENT ON THE PLEADINGS WITH CERTIFICATE OF SERVICE EXHIBIT A TO PLAINTIFF'S OPENING BRIEF IN SUPPORT OF ITS MOTION FOR JUDGMENT ON THE PLEADINGS (CONFIDENTIAL FILING) CERTIFICATE OF COMPLIANCE TO PLAINTIFF'S OPENING BRIEF IN SUPPORT OF ITS MOTION FOR JUDGMENT ON THE PLEADINGS ACCEPTED BY: BB TRANSACTION ID: 70190615</p>					
7/5/2023 11:13:55 AM	3OSTP	STIPULATION	ATP - BROWN, JAMIE L	SCTHUDAY 07/06/2023	<u>1</u>
<p>STIPULATION DATE DOCKETED: JULY 6, 2023 STIPULATION AND ORDER GOVERNING BRIEFING ON PLAINTIFFS MOTION FOR JUDGMENT ON THE PLEADINGS ACCEPTED BY: BB TRANSACTION ID: 70305736</p>					
7/6/2023 3:36:32 PM	300OR	ORDER	JUDG - DAVIS, ERIC M	SCFRIDAY 07/07/2023	<u>1</u>
<p>ORDER DATE DOCKETED: JULY 7, 2023 ORDER SIGNED BY: DAVIS, ERIC M SO ORDERED (STIPULATION AND ORDER GOVERNING BRIEFING ON PLAINTIFFS MOTION FOR JUDGMENT ON THE PLEADINGS)- DAVIS, J. 07-06-23 ACCEPTED BY: BB TRANSACTION ID: 70318986</p>					
7/10/2023 4:56:39 PM	3RABF	ANSWERING BRIEF FILED	ATD - ZWALLY, LISA M	SCWEDDAY 07/12/2023	<u>2</u>
<p>ANSWERING BRIEF FILED DATE DOCKETED: JULY 12, 2023 DEFENDANTS ANSWERING BRIEF IN OPPOSITION TO PLAINTIFFS MOTION FOR JUDGMENT ON THE PLEADINGS (WITH CERTIFICATE OF SERVICE) CERTIFICATE OF COMPLIANCE TO DEFENDANTS ANSWERING BRIEF IN OPPOSITION TO PLAINTIFFS MOTION FOR JUDGMENT ON THE PLEADINGS ACCEPTED BY: BB TRANSACTION ID: 70350803</p>					
7/24/2023 3:31:08 PM	3FBRB	REPLY BRIEF FILED	ATP - BROWN, JAMIE L	SCTUESDAY 07/25/2023	<u>2</u>
<p>REPLY BRIEF FILED DATE DOCKETED: JULY 25, 2023 PLAINTIFF FESTIVAL FUN PARKS, LLC'S REPLY BRIEF IN FURTHER SUPPORT OF ITS MOTION FOR JUDGMENT ON THE PLEADINGS WITH CERTIFICATE OF SERVICE CERTIFICATE OF COMPLIANCE TO PLAINTIFF FESTIVAL FUN PARKS, LLC'S REPLY BRIEF IN FURTHER SUPPORT OF ITS MOTION FOR JUDGMENT ON THE PLEADINGS ACCEPTED BY: BB TRANSACTION ID: 70469091</p>					
9/21/2023 2:50:23 PM	3FJAF	JUDICIAL ACTION FORM		SCFRIDAY 09/22/2023	<u>1</u>
<p>JUDICIAL ACTION FORM DATE DOCKETED: SEPTEMBER 22, 2023 SUPERIOR COURT PROCEEDING SHEET FOR PLAINTIFF'S MOTION FOR JUDGMENT ON THE PLEADINGS, HEARD ON SEPTEMBER 21, 2023</p>					

ACCEPTED BY: BB
TRANSACTION ID: 70921195

9/26/2023 3FLJR LETTER FOR JUDICIAL REVIEW ATP - BROWN, JAMIE L SCWEDDAY 1
4:00:07 PM 09/27/2023

LETTER FOR JUDICIAL REVIEW
DATE DOCKETED: SEPTEMBER 27, 2023
LETTER TO THE HONORABLE ERIC M. DAVIS FROM ATTORNEY BROWN DATED
SEPTEMBER 26, 2023, REGARDING ADDITIONAL AUTHORITIES RELIED UPON AT
SEPTEMBER 21, 2023 HEARING
ACCEPTED BY: BB
TRANSACTION ID: 70958931

10/3/2023 3FSON SO NOTED JUDG - DAVIS, ERIC M SCWEDDAY 1
10:41:25 AM 10/04/2023

SO NOTED
DATE DOCKETED: OCTOBER 4, 2023
ORDER SIGNED BY: DAVIS, ERIC M
SO NOTED (LETTER TO THE HONORABLE ERIC M. DAVIS FROM ATTORNEY BROWN
DATED SEPTEMBER 26, 2023, REGARDING ADDITIONAL AUTHORITIES RELIED UPON
AT SEPTEMBER 21, 2023 HEARING)- DAVIS, J. 10-3-23
ACCEPTED BY: BB
TRANSACTION ID: 71007889

10/3/2023 3FLJR LETTER FOR JUDICIAL REVIEW ATD - ZWALLY, LISA M SCTHUDAY 1
4:36:34 PM 10/05/2023

LETTER FOR JUDICIAL REVIEW
DATE DOCKETED: OCTOBER 5, 2023
LETTER TO THE HONORABLE ERIC M. DAVIS FROM LISA M. ZWALLY, ESQ. IN
RESPONSE TO PLAINTIFF'S LETTER BRIEF FILED ON SEPTEMBER 26, 2023
ACCEPTED BY: BB
TRANSACTION ID: 71013829

10/5/2023 3FSON SO NOTED JUDG - DAVIS, ERIC M SCFRIDAY 1
2:20:47 PM 10/06/2023

SO NOTED
DATE DOCKETED: OCTOBER 6, 2023
ORDER SIGNED BY: DAVIS, ERIC M
SO NOTED (LETTER TO THE HONORABLE ERIC M. DAVIS FROM LISA M. ZWALLY,
ESQ. IN RESPONSE TO PLAINTIFF'S LETTER BRIEF FILED ON SEPTEMBER 26, 2023)-
DAVIS, J. 10-5-23.
ACCEPTED BY: BB
TRANSACTION ID: 71029843

12/18/2023 3FOPN OPINION SCTUEDAY 1
11:24:58 AM 12/19/2023

OPINION
DATE DOCKETED: DECEMBER 19, 2023
GRANTED IN PART AND DENIED IN PART LEAVE TO AMEND THE ANSWER WITH
CONDITIONS (PLAINTIFF'S MOTION FOR JUDGMENT ON THE PLEADINGS)- DAVIS, J.
12-18-23.
ACCEPTED BY: BB
TRANSACTION ID: 71642797

1/8/2024 3RAAN AMENDED ANSWER ATD - ZWALLY, LISA M SCWEDDAY 3
4:57:11 PM 01/10/2024

AMENDED ANSWER
DATE DOCKETED: JANUARY 10, 2024
AMENDED ANSWER TO COMPLAINT
EXHIBIT A (REDLINE)
CERTIFICATE OF SERVICE TO THE AMENDED ANSWER TO COMPLAINT
ACCEPTED BY: BB
TRANSACTION ID: 71763655

2/5/2024 10:36:40 AM	3NSRP	NOTICE SRV REQUEST PRODUCTION NOTICE OF SERVICE OF REQUEST FOR PRODUCTION DATE DOCKETED: FEBRUARY 6, 2024 NOTICE AND CERTIFICATE OF SERVICE OF: (1) PLAINTIFF FESTIVAL FUN PARKS, LLCs FIRST SET OF REQUESTS FOR PRODUCTION TO DEFENDANTS; (2) PLAINTIFF FESTIVAL FUN PARKS, LLCs FIRST SET OF INTERROGATORIES TO DEFENDANTS; AND (3) THIS NOTICE AND CERTIFICATE OF SERVICE ACCEPTED BY: BB TRANSACTION ID: 71944720	ATP - BROWN, JAMIE L	SCTUESDAY 02/06/2024	<u>1</u>
3/22/2024 5:23:52 PM	3NSRV	NOTICE OF SERVICE NOTICE OF SERVICE DATE DOCKETED: MARCH 26, 2024 NOTICE OF SERVICE OF DEFENDANTS OBJECTIONS AND RESPONSES TO PLAINTIFFS FIRST SET OF REQUESTS FOR PRODUCTION AND DEFENDANTS OBJECTIONS AND RESPONSES TO PLAINTIFFS FIRST SET OF INTERROGATORIES (WITH CERTIFICATE OF SERVICE) ACCEPTED BY: BB TRANSACTION ID: 72589118	ATD - ZWALLY, LISA M	SCTUESDAY 03/26/2024	<u>1</u>
5/6/2024 5:24:39 PM	3OSTP	STIPULATION STIPULATION DATE DOCKETED: MAY 8, 2024 STIPULATED PROPOSED CONSENT ORDER AND JUDGMENT ACCEPTED BY: BB TRANSACTION ID: 72903621	ATP - BROWN, JAMIE L	SCWEDDAY 05/08/2024	<u>1</u>
5/7/2024 12:17:16 PM	3OOR	ORDER ORDER DATE DOCKETED: MAY 8, 2024 ORDER SIGNED BY: DAVIS, ERIC M SO ORDERED (STIPULATED PROPOSED CONSENT ORDER AND JUDGMENT)- DAVIS, J. 05-07-24 ACCEPTED BY: BB TRANSACTION ID: 72909902	JUDG - DAVIS, ERIC M	SCWEDDAY 05/08/2024	<u>1</u>
5/7/2024 12:40:38 PM	3QJOR	JUDGMENT BY ORDER JUDGMENT BY ORDER DATE DOCKETED: MAY 7, 2024 JUDGMENT IS ENTERED AGAINST: MS LEISURE COMPANY DOLPHIN LEISURE, INC. JUDGMENT AMOUNTS TO BE PAID AS FOLLOWS: TOTAL DEBT DUE \$1400000.00		SCBASBRI 05/07/2024	
6/18/2024 3:35:22 PM	3FLET	LETTER LETTER DATE DOCKETED: JUNE 21, 2024 LETTER FROM ATTORNEY BROWN TO JUDGE DAVIS REGARDING THE COURT'S STIPULATED CONSENT ORDER AND JUDGMENT EXHIBIT A TO THE LETTER FROM ATTORNEY BROWN TO JUDGE DAVIS REGARDING THE COURT'S STIPULATED CONSENT ORDER AND JUDGMENT PROPOSED REVISED FINAL ORDER AND JUDGMENT ACCEPTED BY: MLM TRANSACTION ID: 73425308	ATP - BROWN, JAMIE L	SCFRIDAY 06/21/2024	<u>3</u>
	3NOT	NOTICE			

6/20/2024 9:11:48 AM				SCMARMIN 06/20/2024	
		NOTICE: SENT LETTER ADDRESSED TO JUDGE DAVIS ALONG WITH EXHIBIT A AND FINAL JUDGMENT ORDER TO JUDGE DAVIS' CHAMBERS FOR SIGNATURE DATE DOCKETED: JUNE 20, 2024			
6/20/2024 3:54:55 PM	300OR	ORDER	JUDG - DAVIS, ERIC M	SCTUEDAY 06/25/2024	<u>1</u>
		ORDER DATE DOCKETED: JUNE 25, 2024 ORDER SIGNED BY: DAVIS, ERIC M SO ORDERED (PROPOSED REVISED FINAL ORDER AND JUDGMENT) ACCEPTED BY: MLM TRANSACTION ID: 73446142			
6/24/2024 9:25:29 AM	300OR	ORDER		SCTUEDAY 06/25/2024	<u>1</u>
		ORDER DATE DOCKETED: JUNE 25, 2024 RECEIVED ELECTRONIC SIGNATURE FROM JUDGE DAVIS ON FINAL JUDGMENT ORDER ON JUN 20 2024 ACCEPTED BY: MLM TRANSACTION ID: 73462577			
6/26/2024 12:12:29 PM	3FLET	LETTER	ATP - BROWN, JAMIE L	SCTHUDAY 06/27/2024	<u>1</u>
		LETTER DATE DOCKETED: JUNE 27, 2024 LETTER TO THE PROTHONOTARY REQUESTING EXEMPLIFIED COY OF THE FINAL JUDGMENT (1ST COPY) ACCEPTED BY: KC TRANSACTION ID: 73489902			
6/26/2024 12:14:59 PM	3IMEJ	MISC-EXEMPLIFIED JUDGMENT	ATP - BROWN, JAMIE L	SCTHUDAY 06/27/2024	<u>1</u>
		LETTER FOR COPY OF EXEMPLIFIED JUDGMENT DATE DOCKETED: JUNE 27, 2024 LETTER TO THE PROTHONOTARY REQUESTING EXEMPLIFIED COPY OF FINAL JUDGMENT (2ND COPY) ACCEPTED BY: KC TRANSACTION ID: 73490433			
6/26/2024 12:22:35 PM	3IMEJ	MISC-EXEMPLIFIED JUDGMENT	ATP - BROWN, JAMIE L	SCTHUDAY 06/27/2024	<u>1</u>
		LETTER FOR COPY OF EXEMPLIFIED JUDGMENT DATE DOCKETED: JUNE 27, 2024 LETTER TO THE PROTHONOTARY REQUESTING EXEMPLIFIED COPY OF FINAL JUDGMENT (THIRD COPY) ACCEPTED BY: KC TRANSACTION ID: 73490464			
6/26/2024 12:28:30 PM	3IMEJ	MISC-EXEMPLIFIED JUDGMENT	ATP - BROWN, JAMIE L	SCTHUDAY 06/27/2024	<u>1</u>
		LETTER FOR COPY OF EXEMPLIFIED JUDGMENT DATE DOCKETED: JUNE 27, 2024 LETTER TO THE PROTHONOTARY REQUESTED AN EXEMPLIFIED COPY (4TH COPY) ACCEPTED BY: KC TRANSACTION ID: 73490596			
6/26/2024 3:30:51 PM	3NNOT	NOTICE		SCCREKEV 06/26/2024	

NOTICE CALLED JAMIE BROWN TO LET HER KNOW THAT HER EXEMPLIFIED COPIES
ARE READY FOR PICK UP.
DATE DOCKETED: JUNE 26, 2024

8/27/2024 3:34:19 PM	3FLET	LETTER	ATP - BROWN, JAMIE L	SCWEDDAY 08/28/2024	<u>3</u>
		<p>LETTER DATE DOCKETED: AUGUST 28, 2024 LETTER FROM ATTORNEY BROWN TO JUDGE DAVIS REGARDING AN AMENDED FINAL JUDGEMENT ORDER EXHIBIT A TO THE LETTER FROM ATTORNEY BROWN TO JUDGE DAVIS REGARDING AN AMENDED FINAL JUDGEMENT ORDER PROPOSED AMENDED FINAL JUDGMENT ORDER ACCEPTED BY: MLM TRANSACTION ID: 74168781</p>			
9/3/2024 8:52:25 AM	3OOR	ORDER	JUDG - DAVIS, ERIC M	SCTHUDAY 09/05/2024	<u>1</u>
		<p>ORDER DATE DOCKETED: SEPTEMBER 5, 2024 ORDER SIGNED BY: DAVIS, ERIC M SO ORDERED (PROPOSED AMENDED FINAL JUDGMENT ORDER)- DAVIS, J. 09-03-24 ACCEPTED BY: BB TRANSACTION ID: 74209190</p>			
9/4/2024 9:54:25 AM	3QJOR	JUDGMENT BY ORDER		SCBASBRI 09/04/2024	
		<p>JUDGMENT BY ORDER DATE DOCKETED: SEPTEMBER 4, 2024 JUDGMENT IS ENTERED AGAINST: MS LEISURE COMPANY DOLPHIN LEISURE, INC. JUDGMENT AMOUNTS TO BE PAID AS FOLLOWS: TOTAL DEBT DUE \$1226941.65</p>			

WHEREAS, Defendants defaulted on their requirement to pay \$150,000 by May 31, 2024, as set forth in the Consent Judgment;

WHEREAS, on June 3, 2024, FFP sent Defendants a Default Notice and Cure Demand instructing Defendants to cure their non-compliance with the Consent Judgment and referencing the terms of Paragraph 2 of the Consent Judgment;

WHEREAS, on or about June 14, 2024, Defendants made only a partial payment in the amount of \$75,000, and otherwise failed to cure their default, permitting FFP to accelerate the balance of the Consent Judgment;

WHEREAS, FFP has incurred additional expense in pursuing enforcement of the Consent Judgment, including a minimum of \$1,752.00 in reasonable attorneys' fees (incurred in drafting and sending the Default Notice and Cure Demand, and pursuing this enforcement and revised judgment) and \$189.65 in expenses (incurred through sending the Default Notice and Cure Demand by FedEx), all of which are recoverable in accordance with the terms of the Consent Judgment;

WHEREAS, Defendants MS Leisure Company and Dolphin Leisure, Inc. have filed a Corrected Petition Contesting the Validity of Foreign Judgment Pursuant to Fla. Stat. § 55.509 asserting that this Court's previous Final Judgment was "defective because it does not state the party against whom the judgement [sic] was entered;

CERTIFIED AS A TRUE COPY
ATTEST: COLLEEN REDMOND
PROTHONOTARY
BY *Colleen Redmond*

WHEREAS, on August 27, 2024, Plaintiff moved for the entry of this Amended Final Judgment reflecting that judgment is entered against both MS Leisure Company and Dolphin Leisure, Inc.;

IT IS HEREBY ORDERED, JUDGED, AND DECREED that:

1. Final judgment is hereby entered against both MS Leisure Company and Dolphin Leisure, Inc., jointly and severally, in FFP's favor in the amount of **\$1,226,941.65** (the "Final Judgment").

2. The Prothonotary is hereby directed to enter this Amended Final Judgment as to all claims and defenses asserted in this matter as described above. No appeal shall be taken from this Order, the right to appeal being expressly waived by the parties (including MS Leisure Company and Dolphin Leisure, Inc.) in the original Consent Judgment.

IT IS SO ORDERED, this ___ day of _____, 2024.

The Honorable Eric M. Davis

CERTIFIED AS A TRUE COPY
ATTEST: COLLEEN REDMOND
PROTHONOTARY

BY *Margaret E. Minstee*