

IN THE CIRCUIT COURT OF THE NINETEENTH JUDICIAL CIRCUIT
IN AND FOR ST. LUCIE COUNTY STATE OF FLORIDA

KEVIN S. KEENE,

Plaintiff.

vs.

CITY OF FORT PIERCE,

Defendant.

Case No.: 562025CA002199

Judge: Steven J. Levin

**DEFENDANT CITY OF FORT PIERCE'S MOTION FOR REASONABLE
ATTORNEY'S FEES PURSUANT TO SECTION 57.105, FLORIDA STATUTES**

COMES NOW, Defendant City of Fort Pierce (the "City"), by and through undersigned counsel, hereby files its Motion to Award Attorney's Fees Pursuant to Section 57.105, Florida Statutes and would state as follows:

1. On February 25, 2025, the Verified Complaint for Declaratory Judgment and Injunctive Relief (the "Complaint") at issue in this case was served to the City via a Summons.
2. The City filed a Motion to Dismiss the Complaint on March 17, 2026.
3. The Plaintiff's Complaint, to include Count 1 and Count 2 was filed in violation of Section 57.105, Florida Statutes, as the Plaintiff knew or should have known the claims were not supported by the material facts necessary to establish the claim, and/or the claims would not be supported by the application of then-existing law to those material facts.
4. The City served a copy of this Motion to the Plaintiff on March 20, 2026, pursuant to Section 57.105(4), Florida Statutes.

5. The Plaintiff has failed to dismiss the Complaint and claims thereto as required by Section 57.105, Florida Statutes.
6. The City hereby requests this Court award reasonable attorney's fees to the City pursuant to Section 57.105, Florida Statutes.

WHEREFORE, the Defendant, City of Fort Pierce, moves this Court to Grant Defendant's Motion to Award Attorney's Fees Pursuant to Section 57.105, Florida Statutes.

/s/ Sara Hedges

Sara Hedges, City Attorney
Florida Bar No. 98985
Attorney for City of Fort Pierce
Post Office Box 1480
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shedges@cityoffortpierce.com
(772) 467-3046

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was furnished by eservice/email to Kevin S. Keene, Plaintiff, Pro Se, at kevinkeene1961@gmail.com, on the 20th day of March, 2026.

/s/ Sara Hedges

Sara Hedges, City Attorney
Florida Bar No. 98985
Attorney for City of Fort Pierce
Post Office Box 1480
Fort Pierce, FL 34954-1480
shedges@cityoffortpierce.com
(772) 467-3046

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was additionally furnished by eservice/email to Kevin S. Keene, Plaintiff, Pro Se, at kevinkeene1961@gmail.com, on the 29th day of April, 2026.

/s/ Sara Hedges

Sara Hedges, City Attorney
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