

SUPREME COURT OF FLORIDA

HARTMAN-TYNER, INC., ET AL.,

CASE NO.: SC05-2131

Appellants,

LOWER

vs.

TRIBUNAL NO.: 1D04-3819

GULFSTREAM PARK RACING
ASSOCIATION, INC.,

Appellee.

FILED
THOMAS D. HALL
2005 DEC 16 P 1:07
CLERK, SUPREME COURT
1D04-4094
TYNER

MOTION FOR CONTINUANCE

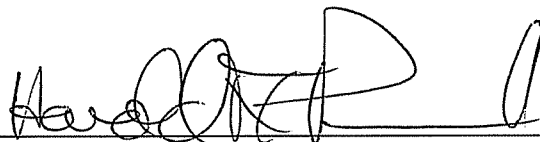
Appellants, by and through their undersigned counsel, move for a brief extension of time until January 5, 2006 in which to submit their initial brief and as grounds therefore state:

1. Appellants were under the mistaken belief that the provisions of Rule 9.110(f) applied to this appeal and provided a 70 day period for the filing of the initial brief. Appellants inadvertently overlooked the requirement of Rule 9.110(j) which provides that in appeals to the Supreme Court from a District Court of Appeal a shortened period of 20 days applies. The initial brief in accordance with the Court's on-line docket reflects a current due date of December 19, 2006.

2. Because of such inadvertent mistake and the pendency of the Christmas and New Year holidays, Appellants respectfully request that they be permitted until January 5, 2006 in which to submit their initial brief.

See 12/21/2005 Order

3. Undersigned counsel has conferred with counsel for the Appellee who has no objection to the granting of this extension.



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ATTORNEYS FOR APPELLANTS

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was served by U.S. Mail on this 16th day of December, 2005, on the following.

Attorneys for Appellee

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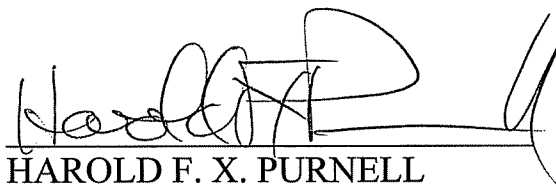
Division of Pari-Mutuel Wagering

Office of the General Counsel

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