

IN THE CIRCUIT COURT OF THE 15th JUDICIAL CIRCUIT IN AND FOR  
PALM BEACH COUNTY, FLORIDA

Family Division  
Case No. 501971DR004137XXDIFD

IN RE MARRIAGE OF:  
SHARON ANN MAYO f/k/a SHARON ANN CABANA  
Petitioner,

and

WILLIAM A. CABANA  
Respondent , pro se.

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FORMER HUSBAND'S OBJECTION TO GENERAL MAGISTRATE

COMES NOW the former husband WILLIAM CABANA, pro se, and objects to the Referral to General Magistrate Linda S. Goodwin to presided over the following instant proceedings and any future proceedings, pursuant to Fla. Fam. L.R.P. 12.490(b):

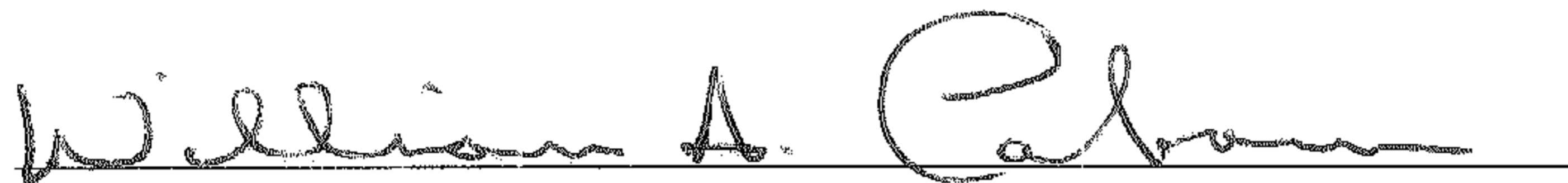
1. To determine if Former Husband is Excused from the February 3, 2009 hearing; and
2. The Former Wife's Motion for Protective Order.

The Former Husband respectfully requests transfer of proceedings to another Magistrate such as Leonard Hanser, or if transfer to another magistrate is not possible then the application of the above rule requesting transfer to a circuit court judge, i.e the assigned Honorable Elizabeth T. Maass.

The Former Husband feel the request of transfer to another magistrate or application of the above rule is proper under the circumstances because he is appealing Magistrate Goodwin's conclusions in her report and recommendations (D.E. 435) regarding Former Wife's Motion for Contempt based on the appellate issue that Magistrate Goodwin's advocated for Former Wife

and was not a neutral adjudicator. This issue was expressed in the Former Husband's Exceptions to Magistrate's Report on Contempt Hearing. (D.E. 436). The former husband failed to persuade this court on his argument. The 4<sup>th</sup> DCA has accepted the former husband's appeal (Case No. 4D09-10).

Respectfully submitted,




Date: January 15, 2009

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Certificate of Service

I certify that a true copy of the foregoing was furnished by U.S. Mail to Sharon Ann Mayo, 220 Almeria Ave., West Palm Beach, FL 33405, this 15th day of January, 2009.



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