

**IN THE CIRCUIT COURT OF THE 17TH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA**

CASE NO. [REDACTED] DIVISION: [REDACTED] JUDGE: [REDACTED]

[REDACTED]

Plaintiff(s) / Petitioner(s)

v.

[REDACTED]

Defendant(s) / Respondent(s)

_____ /

ORDER OF CONTEMPT

THIS CAUSE came on July 26, 2024 before the Court upon the Court's Contempt Hearing in Regards to the Court's July 8, 2024 Order. Petitioner, Respondent and Madelin Espino appeared via Zoom and the Court having heard testimony of the parties and reviewed the Court file and being otherwise fully advised in the premises the Court makes these findings of fact and reaches these conclusions of law:

1. On March 27, 2024 the parties entered into a Marital Settlement Agreement whereby they agreed to place the marital home located at [REDACTED] for sale that same day and split the proceeds of the sale equally after any liabilities were paid.
2. On May 14, 2024 Petitioner filed a Motion to Sell the Marital Home alleging that Respondent was failing to abide by the terms of the Marital Settlement Agreement and would not agree on a realtor to list the home for sale.
3. On July 8, 2024 this Court held a hearing on Petitioner's Motion to Sell the Marital Home and after hearing testimony from both parties appointed Madelin Espino, Certified Divorce Real Estate Expert, with Xtreme International Realty to list the home for sale. That Order gave Petitioner 5 days to contact Ms. Espino to make arrangements for the listing and then ordered that both Petitioner and Respondent sign the listing agreement within 5 days of it being prepared by Ms. Espino.
4. Petitioner has been in full compliance with that Order.
5. Ms. Espino met with the parties individually on July 13, 2024 and July 14, 2024 to conduct a personal assessment of the property and order a professional appraisal.
6. Ms. Espino emailed the parties the appraisal report and listing agreement for signature on July 16, 2024.
7. Respondent has refused to sign the listing agreement.
8. On July 21, 2024 Respondent filed a Request to Dismiss Ms. Espino and Appoint a Fair

Certified Divorce Real Estate Expert.

9. Petitioner testified that Ms. Espino has been professional and knowledgeable.

10. Respondent testified that Ms. Espino's listing agreement in not fair.

IT IS, THEREUPON, ORDERED AND ADJUDGED as follows:

The Court finds that Madelin Espino is a fair and neutral Certified Divorce Real Estate Expert and the listing agreement to be usual and customary for the South Florida market.

The Court Denies Respondent's Motion to Remove Ms. Espino.

Furthermore, the Court finds Respondent to be in willful and contumacious Contempt of this Court's July 8, 2024 Order.

Respondent may purge such contempt by signing the listing agreement that Ms. Espino prepared no later than July 28, 2024 at 5:00 pm.

Ms. Espino shall inform this Court on July 29, 2024 if Respondent has purged her Contempt of Court.

DONE AND ORDERED in Chambers at Broward County, Florida on 26th day of July, 2024.

[REDACTED]
[REDACTED] 07-26-2024 11:40 AM
Hon. [REDACTED]
CIRCUIT COURT JUDGE
Electronically Signed by [REDACTED]

Copies Furnished To:

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
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