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IN THE CIRCUIT COURT, SECOND JUDICIAL CIRCUIT, IN AND FOR LEON COUNTY, FLORIDA

ROBERT VAN WINKEL, STEVEN TYRRELL and PROTDEC, INC., an improperly dissolved Florida corporation,

Plaintiffs,

VS.

KATHERINE HARRIS, in her capacity as the Florida Secretary of State,

FINAL DECLARATORY JUDGMENT

This matter came on for consideration on <u>Nay 3</u>, 1999, on the *ex parte* application by plaintiff for the entry of final judgment. The Court having reviewed the pleadings on file and the admissions therein, as well as the consent filed into the record by the Secretary of State, and being otherwise fully informed, it is hereby

ORDERED and ADJUDGED as follows:

1. Plaintiff Robert van Winkel was not an officer or owner of Protdec, Inc. on April 17, 1998, when he filed Articles of Dissolution for Protdec, Inc., then an active Florida corporation, with the Secretary of State on or about April 17, 1998. Plaintiff Robert van Winkel lacked any authority of any kind to act on behalf of Protdec, Inc. The Articles of Dissolution for Protdec, Inc. are therefore DECLARED to be illegal and void *ab initio* in all respects, and the Secretary of State should adjust her records accordingly.

- Robert van Winkel is ORDERED to take such action and pay such fees to the Secretary of State as may be necessary to reinstate Protdec, Inc. as an active Florida corporation.
- 3. KATHERINE HARRIS, in her capacity as the Florida Secretary of State, shall reinstate Protdec upon the payment of fees and shall issue a certificate of reinstatement such that reinstatement shall be deemed retroactive to April 17, 1998.

 DONE and SIGNED in the chambers at Leon County, Florida, on May 3. 1999.

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CIRCUIT COURT JUDGE

cc: Michael L. Berry, Jr., Esq.
Anthony, Berry & Di Rito
Four Sawgrass Village, Suite 205B
Ponte Vedra Beach, FL 32082

Gerard T. York, Esq.
Office of General Counsel
Department of State
400 South Monroe St.
LL-10, The Capitol
Tallahassee, FL 32399-0250

L RALPH SMITH, JR. Circuit Judge