

IN THE CIRCUIT COURT OF THE  
EIGHTEENTH JUDICIAL CIRCUIT, IN  
AND FOR BREVARD COUNTY, FLORIDA

ROBERT WILLIAM BURNS III,

Petitioner,

Case No. 05-2024-CA-039369

v.

TIM BOBANIC, in his official capacity as  
Supervisor of Elections for Brevard County,

Respondent.

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**ORDER AND  
ALTERNATIVE WRIT OF MANDAMUS**

THIS CAUSE came before the Court upon the Petition for Writ of Mandamus, Declaratory Judgment, and Expedited Ruling filed on July 26, 2024, giving rise to this matter.

The Court has reviewed the Petition and finds that the allegations of law and fact set forth in the Petition, incorporated herein by reference, state a *prima facie* case for the issuance of a Writ of Mandamus.

The Court further finds that the facts alleged in the Petition warrant consideration on an expedited basis.

WHEREFORE, it is hereby ORDERED AND ADJUDGED as follows:

- A. Within seven (7) days from the date of this Order, the Petitioner, ROBERT WILLIAM BURNS III, is directed to arrange for personal service, via private process server or through the Brevard County Sheriff's Office, of a true and correct copy of this Order and Alternative Writ of Mandamus, and the Petition for Writ of Mandamus filed by the Petitioner, upon the Respondent and each of the following listed Interested Parties, at the addresses set forth below:

RESPONDENT:

TIM BOBANIC, in his official capacity as  
Supervisor of Elections for Brevard County  
2725 Judge Fran Jamieson Way, Building C, Suite 105  
Melbourne, FL 32940

INTERESTED PARTY:

RANDY FINE  
103 Oak Street  
Melbourne Beach, FL 32951

Or the following alternate address:

RANDY FINE  
2539 Palm Bay Road Northeast  
Suite 5  
Palm Bay, FL 32905-3534

INTERESTED PARTY:

CHARLES WAYNE TWIDDY  
440 Riverview Lane  
Melbourne Beach, FL 32951

- B. The Petitioner is directed to file Proof of Service with the Clerk of the Court, reflecting service to the Respondent and to each of the Interested Parties.
- C. Within five days after service of the Petition and this Order and Alternative Writ of Mandamus upon him, the Respondent or Interested Party is directed to file written defenses to the Petition with the Clerk of this Court, and serve a copy to the Petitioner, Robert William Burns III, 25 New Haven Ave., Suite A, Melbourne, FL 32901, email [rwburns3rd@gmail.com](mailto:rwburns3rd@gmail.com), either before filing or immediately thereafter. If you fail to respond within the time specified, the Court may issue a Writ of Mandamus without further notice as requested by the Petitioner.

D. Once all responses have been filed, or the time for filing a response has elapsed after service has been effected, the Court will set the matter for hearing on an expedited basis, if and as needed.

DONE and ORDERED at Viera, Brevard County, Florida, this Tuesday, July 30, 2024.

05-2024-CA-039369 07/30/2024 04:53:35 PM

A handwritten signature in black ink, appearing to read "Scott Blaue", written over a horizontal line.

Scott Blaue, JUDGE

05-2024-CA-039369 07/30/2024 04:53:35 PM

I HEREBY CERTIFY that true copies were served electronically via the e-Filing Portal to the following this Tuesday, July 30, 2024:

Robert Burns

rwburns3rd@gmail.com

Tim Bobanic

tbobanic@votebrevard.gov

Randy Fine

randy@voterandyfine.com

Charles Wayne Twiddy

twiddyforcommitteeman@gmail.com

A handwritten signature in black ink, reading "Jennifer C. Johnston", written over a horizontal line.

Jennifer Johnston, Judicial Assistant  
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