IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA

TRULIEVE, INC.,

Plaintiff,

v. Case No. 2025-CA001071-CAAXES

NATHAN JUREWICZ,

Defendant.

_____/

Filed For Record
Pasco County, Florida
2026 MAY 14 PM 5:10
MIKE Alvarez-Sowles
Clerk & Comptroller
Pasco County, Florida

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DEFENDANT'S MOTION TO SET HEARING ON PENDING MOTION TO DISMISS

Defendant Nathan Jurewicz, pro se, respectfully moves this Court to set a hearing on his pending Motion to Dismiss for Failure to State a Cause of Action. In support, Defendant states:

I. PROCEDURAL HISTORY OF THE MOTION TO DISMISS

1. On August 27, 2025, Defendant, through then-counsel C. Todd Marks, Esq. of Westchase Law, P.A., filed a Motion to Dismiss for Failure to State a Cause of Action and pursuant to Florida's Anti-SLAPP statute, Fla. Stat. § 768.295.

2. On September 16, 2025, Plaintiff filed its Response in Opposition to Defendant's Motion to Dismiss.

3. On January 15, 2026, this Court entered an Order granting Westchase Law, P.A.'s Consent Motion to Withdraw as Counsel. Defendant has since proceeded pro se.

4. The Motion to Dismiss has been fully briefed and ripe for resolution since September 16, 2025. To date, no hearing has been scheduled and no ruling has been entered on the Motion to Dismiss.

5. The Motion to Dismiss has not been waived or abandoned. Defendant has not sought any merits ruling from this Court in the interim. The discovery activity in this case has consisted primarily of Defendant's compelled responses to Plaintiff's discovery requests and Defendant's assertions of the qualified journalist's privilege—activity Defendant has been required to undertake to preserve his rights pending resolution of the threshold dispositive motion.

6. Defendant is filing, contemporaneously with this Motion, a Supplemental Memorandum in Support of Defendant's Motion to Dismiss. The supplemental briefing addresses developments in Florida law since the original briefing closed in September 2025—including the Florida Supreme Court's decision in *Vericker v. Powell*, 406 So. 3d 939 (Fla. 2025), which clarified the framework for applying Florida's Anti-SLAPP statute—and further develops the legal and factual bases for dismissal. Defendant has also filed a Notice of Supplemental Authority regarding the February 5, 2026 antitrust enforcement action filed against Plaintiff by the Attorney General of the State of Ohio and the April 2026 regulatory enforcement actions taken by three Florida state agencies concerning Plaintiff's Jefferson County facility.

II. THE MOTION TO DISMISS RAISES THRESHOLD ISSUES THAT WARRANT TIMELY RESOLUTION

7. The Motion to Dismiss raises threshold legal issues—including the application of Florida's Anti-SLAPP statute, Fla. Stat. § 768.295, the public-figure status of Plaintiff, and the adequacy of Plaintiff's pleading of actual malice and damages—that, if resolved in Defendant's favor, would dispose of this action in whole or in significant part.

8. Resolution of these threshold issues would materially affect the scope and necessity of further discovery, including the discovery disputes presently set for hearing on June 19, 2026. If

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the action is dismissed in whole or in part, certain discovery disputes may be moot or substantially narrowed. Even if the action survives, the framework the Court adopts—including its determinations regarding public figure status and matters of public concern—will inform the privilege analysis. Resolving the Motion to Dismiss in coordinated proximity to the pending privilege motions thus serves judicial economy.

9. This Court's Amended General Case Standing Order entered May 6, 2026 sets the deadline for completion of fact discovery as July 31, 2026, and the deadline for summary judgment motions as October 2, 2026. Resolution of the Motion to Dismiss now would allow both parties to either focus their resources on the merits of the case or, if the Motion is granted, avoid the substantial cost of remaining fact discovery and summary judgment briefing.

10. Defendant respectfully requests that the Court set the Motion to Dismiss for hearing at the earliest date convenient to the Court, with adequate time allocated for oral argument given the supplemental briefing and Notice of Supplemental Authority filed in support of the Motion. Defendant defers to the Court's calendar and judgment as to the appropriate duration of the hearing.

WHEREFORE, Defendant Nathan Jurewicz respectfully requests that this Court enter an order:

(a) setting Defendant's pending Motion to Dismiss for hearing at the earliest date convenient to the Court, with adequate time allocated for oral argument;

(b) confirming that Defendant may rely on his Supplemental Memorandum in Support of Motion to Dismiss and Notice of Supplemental Authority filed in connection with this matter; and

(c) granting such further relief as the Court deems just and proper.

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CERTIFICATE OF CONFERRAL

I certify that conferral prior to filing is not required under Florida Rule of Civil Procedure 1.202(c) because the movant is unrepresented by counsel (pro se). Notwithstanding the exemption, as a matter of courtesy, I discussed the relief requested in this motion by email on May 10, 2026 and May 13, 2026 with counsel for Plaintiff. By email dated May 13, 2026, Hannah Menchel, Esq., responding on behalf of Plaintiff, advised that Plaintiff does not oppose the setting of a hearing on the Motion to Dismiss and does not oppose Defendant's request to file supplemental briefing in advance of the hearing.

Respectfully submitted,

Dated: May 14, 2026

/s/ Nathan Jurewicz

Nathan Jurewicz, Pro Se

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished via the Florida Courts E-Filing Portal to all counsel of record, including: Shannon B. Timmann, Esq. (shannon.timmann@mwpp.com); Megan L. Meier, Esq. (megan.meier@mwpp.com); Devin K. Bolger, Esq. (devin.bolger@mwpp.com); Hannah Menchel, Esq. (hannah.menchel@mwpp.com), Meier Watkins Phillips Pusch LLP, 1120 20th Street, NW, Suite 550, Washington, DC 20036; and Melanie Leitman, Esq. (mleitman@stearnsweaver.com); Andreka Ruddock (aruddock@stearnsweaver.com), Stearns Weaver Miller Weissler Alhadeff & Sitterson, P.A., 106 East College Avenue, Suite 700, Tallahassee, Florida 32301, on this 14th day of May, 2026.

/s/ Nathan Jurewicz

Nathan Jurewicz, Pro Se

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