

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

CASE NO.: 12-034121 (07)
Complex Litigation Unit

MARGARET J. SMITH as Managing General
Partner of P&S Associates, GENERAL
PARTNERSHIP, a Florida limited partnership,
And S&P ASSOCIATES, GENERAL
PARTNERSHIP, a Florida limited partnership;
P&S ASSOCIATES, GENERAL PARTNERSHIP,
A Florida limited partnership; and S&P
ASSOCIATES, GENERAL PARTNERSHIP,
A Florida limited partnership,
Plaintiffs,

Vs

JANET A. HOOKER CHARITABLE TRUST, a
Charitable trust, DIANE M. DEN BLEYKER, an
Individual, ETTOH LTD., a Florida limited
Partnership, et al.
Defendants.

NOTICE OF SERVING ANSWERS TO INTERROGATORIES

COMES NOW, the Defendant, ABRAHAM NEWMAN, through counsel, in accordance with Rule 1.340 of the Florida Rules of Civil Procedure, hereby gives notice of serving the original Answers to Interrogatories numbered 1 through 16 on Plaintiff.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing was SENT VIA E-MAIL to: SEE SERVICE LIST ATTACHED; this 7 day of February, 2014.

JOSEPH P. KLAPHOLZ, P.A.
2500 Hollywood Boulevard, Suite 212
Hollywood, Florida 33020
Phone: (954)-925-3355
Fax: (954)-923-0185

By: _____

JOSEPH P. KLAPHOLZ, Esq.
Florida Bar No.: 450431
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Secondary email: dml@klapholzpa.com

ABRAHAM NEWMAN'S ANSWERS TO
PLAINTIFF'S INTERROGATORIES

1. Identify all persons with knowledge of any of the facts alleged in the Amended Complaint and/or in any pleadings (including without limitation any motions) you filed with the Court, including the specific matters of which each such person has knowledge.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

2. State all facts and/or circumstances under which you and/or Rita Newman received any payments, distributions, and/or transfers of funds from S&P.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

3. State all facts and/or circumstances under which you and/or Rita Newman made any payments, distributions, and/or transfers of funds to S&P.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

4. Identify all communications between Defendant and S&P; Michael D. Sullivan; Steven Jacob; Michael D. Sullivan & Associates, Inc., a Florida Corporation; Steven F. Jacob, CPA & Associates, Inc.; Frank Avellino; Michael Bienes; Kelco Foundation, Inc., a Florida Non Profit Corporation; and/or Vincent T., Kelly. For each communication identified, state all facts and/or circumstances surrounding that communication.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

5. State all facts and/or circumstances that led to any investment by you and/or Rita Newman in S&P.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

6. State all facts and/or circumstances that indicate that Plaintiffs failed to file the Complaint within the time required under the applicable statutes of limitations for each cause of action asserted in the Amended Complaint.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

7. Were you aware of any payment, distribution, and/or transfer of funds received by any partner of S&P prior to the filing of the Complaint in this action? For each payment, distribution, and/or transfer of funds to a partner of S&P that you were aware of prior to the filing of the Complaint in this action, identify the name of the partner who received that payment, distribution, and/or transfer of funds, when you became aware of that payment, distribution, and/or transfer of funds, and the circumstances under which you became aware of it.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

8. Prior to the filing of the Complaint in this action, identify all partners of S&P that were aware of any payment, distribution, and/or transfer of funds that you and/or Rita Newman received from S&P. For each partner of S&P identified, state when you believe that partner of S&P became aware of the payment, distribution, and/or transfer of funds that you and/or Rita Newman received from S&P and the circumstances under which that partner of S&P became aware of it.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

9. Identify all persons who supplied information used in answering these interrogatories. For each person identified, state the interrogatory for which the person furnished the answer or supplied the information incorporated in the answer, and the source of the person's answer or information.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

10. Identify by name, address, phone number and e-mail address any person expected to testify at trial in this action, for any purpose.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

11. Please set out the facts and subject matter on which each person identified in response to Interrogatory No. 10 above is expected to testify.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

12. Identify any investment or accounting advice that you and/or Rita Newman received in relation to any investment by you and/or Rita Newman in S&P.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

13. Please state the nature of the investments made by the Partnerships, when you first became aware of the nature of the investments made by the Partnerships, and the facts and circumstances under which you first became aware of the nature of the investments made by the Partnerships.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

14. Why did you refuse to comply with the Demand Letter you received in November of 2012 and the Demand Letter that you received in October 2013?

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

15. Please state all of the facts and/or circumstances concerning your decision to not comply with the Demand Letter that you received in November of 2012 from Margaret Smith and the Demand Letter that you received in October 2013.


RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

16. Please state all the terms of your investment in S&P.

RESPONSE: Abraham Newman is not medically able to adequately respond to discovery or consult with counsel.

VERIFICATION BY DECLARATION PER F.S. § 92.525

UNDER PENALTIES OF PERJURY, I declare that I have read the foregoing answers to interrogatories and that the facts stated therein are true.


Print: Abraham NEWMAN
Date: 2/2/14