

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

P & S ASSOCIATES, GENERAL
PARTNERSHIP and S & P ASSOCIATES,
GENERAL PARTNERSHIP,

CASE NO. 12-028324 (07)
Complex Litigation Unit

Plaintiff,

v.

ROBERTA P. ALVES, ET AL.,

Defendants.

NOTICE OF FILING:

**CONSERVATOR'S STATUS CONFERENCE AGENDA
FOR MARCH 7, 2014 AT 1:30 PM**

Philip J. Von Kahle, as Conservator for P&S, General Partnership and S&P, General Partnership, by and through counsel, hereby gives notice of filing the attached *Conservator's Status Conference Agenda for March 7, 2014* in the matter of *Matthew Carone, et. al. v. Michael D. Sullivan, individually*, Case No. 12-24051 (07) in the Circuit Court of the 17th Judicial Circuit, in and for Broward County, Florida.

Respectfully submitted this February 28, 2014.

MESSANA, P.A.
Attorneys for Conservator
Post Office Drawer 2485
Fort Lauderdale, FL 33303
Telephone: 954-712-7400
Facsimile: 954-712-7401
e-mail: tmessana@messana-law.com

By: /s/ Thomas M. Messana

Thomas M. Messana
Florida Bar No. 991422

MATTHEW CARONE, et al.,
Plaintiffs,

v.

**IN THE CIRCUIT COURT OF THE 17th
JUDICIAL CIRCUIT, IN AND FOR
BROWARD COUNTY, FLORIDA**
CASE NO.: 12-24051 (07)
COMPLEX LITIGATION UNIT

MICHAEL D. SULLIVAN, individually,
Defendant.

**CONSERVATOR'S STATUS CONFERENCE AGENDA
FOR MARCH 7, 2014 AT 1:30PM**

Philip J. von Kahle (the "**Conservator**"), as Conservator for P&S Associates, General Partnership ("**P&S**") and S&P Associates, General Partnership ("**S&P**") (together, the "**Partnerships**"), by and through undersigned counsel, pursuant to this Court's July 9, 2013 *Standing Order Setting Monthly Status Conferences* (the "**Standing Order**"), hereby files the Conservator's Status Conference Agenda for March 7, 2014 at 1:30 pm (the "**Agenda**"), and in support thereof states as follows:

Brief Introduction

1. The Conservator was appointed pursuant to this Court's January 17, 2013 *Order Appointing Conservator* ("**Conservator Order**") in the above-captioned action (the "**Conservator Suit**").

2. The Conservator Suit, and certain related cases, are presently pending before this Court, styled:

- *P&S Associates, General Partnership and S&P Associates, General Partnership, Plaintiffs v. Alves, et al.*, Case No. 12-028324 (07) (the "**Interpleader Action**");
- *P&S Associates, General Partnership and S&P Associates, General Partnership,, Plaintiffs v. Janet A. Hooker Charitable Trust, e. al.*, Case No. 12-034121 (07) (the "**Net Winner Suit**"); and
- *P&S Associates, General Partnership and S&P Associates, General Partnership, Plaintiffs v. Michael D. Sullivan, et al.*, Case No. 12-034123 (07) (the "**Insider Suit**" and together with the Conservator Suit, the "**Lawsuits**").

3. The Conservator has identified the following matters and requests that this court consider the same at the status conference presently scheduled for March 7, 2014 (the “**Status Conference**”).

The Conservator Suit

4. *Status of Distributions* – The Conservator will advise the Court on the status of distributions to partners.

5. *Madoff Victim Fund* – The Conservator will advise the Court on the status of applications and the extension of the claim deadline to April 30, 2014.

6. *Motion for Contempt Against Helen Chaitman*

The Interpleader Action

7. No action is required at this time.

The Net Winner Suit

8. *Defendant James and Valerie Judd’s (“Judd Defendants”) Motion to Dismiss Plaintiff’s Complaint.*

9. *Plaintiffs’ Motion for Entry of Confidentiality Order.*

10. *Defendants James and Valerie Judd’s (“Judd Defendants”) Motion to Dismiss dated September 26, 2013.*

11. *Response and Memoranda in Opposition to Defendant James and Valerie Judd’s Motion to Dismiss Plaintiff’s Complaint.*

12. *Judd Defendants Motion for Protective Order, Objection to Interrogatories, Request for Production, Notice of Depositions, and Proceedings as to Defendants Judd.*

13. *Judd Defendants’ Further Objection of Defendants James Judd and Valerie Judd to Plaintiff’s Interrogatories and Requests for Production and Motion for Extension to Further Respond.*

14. *Conservator’s Motion to Extend Time to Serve the Summons and Complaint.*

The Insider Suit

15. *Motion for Confidentiality Order.*

Conclusion

16. The above identified matters are not intended to be an exhaustive list of matters the Court may consider at the Status Conference, as the Standing Order provides that the

“Agenda shall by no means limit this Court’s authority to enter Orders as it sees fit or preclude parties who attend the Status Conferences from presenting *ore tenus* motions that are not included in the Agenda.” (Standing Order at ¶4).

Respectfully submitted this February 28, 2014.

MESSANA, P.A.
Attorneys for Conservator
401 East Las Olas Boulevard, Suite 1400
Ft. Lauderdale, FL 33301
Telephone: (954) 712-7400
Facsimile: (954) 712-7401
Email: tmessana@messana-law.com
By: /s/ Thomas M. Messana
Thomas M. Messana, Esq.
Florida Bar No. 991422
Brett D. Lieberman, Esq.
Florida Bar No. 69583