

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

CASE NO.: 12-034123 (07)

P&S ASSOCIATES, GENERAL
PARTNERSHIP, etc., et al.,

Plaintiffs,

v.

MICHAEL D. SULLIVAN, et al.,

Defendants.

**DEFENDANT, MICHAEL BIENES' RESPONSE TO PLAINTIFFS' SIXTH REQUEST
FOR PRODUCTION OF DOCUMENTS**

Defendant, Michael Bienes, responds to Plaintiffs' Sixth Request for Production of Documents dated February 26, 2016 (the "Request") as follows:

GENERAL OBJECTIONS

Defendant objects to the production of documents at the offices of plaintiff's counsel. Documents will be produced or made available for inspection at a mutually convenient location in Palm Beach County, Florida or as otherwise agreed to between the parties.

Defendant objects to the definition of "You" or "Your" or "Defendant" to the extent that it seeks privileged communications with their attorneys and accountants.

Defendant objects to this request to the extent it requires the production of documents in a manner otherwise as permitted by the Florida Rules of Civil Procedure.

DEFENDANTS' RESPONSE TO REQUEST FOR PRODUCTION

1. All e-mails or other electronically stored information that has been produced by You to a party in litigation since December 8, 2008, which was created on or before July 9, 2010.

RESPONSE: Other than those produced in this action, none.

2. All documents which relate to or were otherwise relied upon in your responses to Plaintiffs' Third Set of Interrogatories.

RESPONSE: Email from Jonathan Etra to Michael and Dianne Bienes, dated October 28, 2015.

3. All documents and communications which relate to or were otherwise relied upon in your responses to Plaintiffs' Fifth Set of Interrogatories.

RESPONSE: Defendant has not been served with a Fifth Set of Interrogatories by Plaintiffs in this action.

4. All documents and communications which relate to or were otherwise relied upon in your responses to Plaintiffs' First Request for Admissions.

RESPONSE: Defendant does not have any responsive documents.

5. All documents and communications which support your Affirmative Defenses in this matter.

RESPONSE: P&S and S&P Amended Partnership Agreements; books and records of the Partnerships that reflect the calculation and payment of management fees; order appointing the Conservator.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 1st day of April, 2016, the foregoing document is being served on those on the attached service list by electronic service via the Florida Court E-Filing Portal in compliance with Fla. Admin Order No. 13-49.

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