

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

CASE NO. 12-24051 (07)
COMPLEX LITIGATION UNIT

MATTHEW CARONE, as Trustee for the Carone
Marital Trust #2 UTD 1/26/00, et al.,

Plaintiffs,

v.

MICHAEL D. SULLIVAN, individually,

Defendant.

**ORDER APPROVING IN-PART AND CONTINUING IN-PART
CONSERVATOR'S FEE REPORT**

THIS MATTER came before the Court on April 18, 2013 at 11:00 a.m. to consider the *Conservator's Fee Report* (the "Fee Report") filed by the Court-Appointed Conservator, Philip Von Kahle. The Court having reviewed the Fee Report, having heard argument and proffer of counsel, noting the April 18, 2013 limited objection filed by Steven Jacob (the "Jacob Objection"), for the reasons stated on the record, it is

ORDERED and **ADJUDGED** as follows:

1. As to Rice, Becker, and Rotbart, the recommendations of the Fee Report are approved in all respects (the "Approved Applicants").¹
2. The Conservator is authorized to make distributions to each of the Approved Applicants in the amounts recommended in the Fee Report out of the Partnerships' assets, such distributions being allocated to each of the Partnerships based on their current assets or as otherwise directed by the Court.

¹ All capitalized terms herein shall be ascribed the same meaning as in the Fee Report.

3. The fees and costs recommended by the Conservator for each of the Approved Applicants are reasonable considering the factors of *Florida Patient's Compensation Fund v. Rowe*, 472 So. 2d 1145 (Fla. 1985).

4. The recommendations of the Fee Report as to Berger and GlassRatner shall be considered, along with any objections thereto, at a future hearing without prejudice to any party.

5. On or before April 29, 2013, Burt Moss shall file his response, if any, to the Fee Report's recommendations relating to Berger and GlassRatner ("Response Deadline").

6. All parties-in-interest shall have 10 days from the Response Deadline to file a reply to the Jacob Objection and, if filed, Moss' response.

7. Any and all claims and liens, including all charging liens, claimed by Rotbart, Becker and Rice against the Partnerships on account of services they provided to the Partnerships, are hereby discharged in their entirety.

Done and ordered in Chambers this _____, 2013.

JEFFREY E. STREITFELD

APR 24 2013

A TRUE COPY

Honorable Jeffrey E. Streitfeld
Circuit Court Judge

Copies furnished to:

Thomas M. Messana, Esq. who is directed to serve same upon all interested parties.