

IN THE CIRCUIT COURT FOR THE
SEVENTEENTH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY,
FLORIDA

PHILIP J. VON KAHLE, as Conservator of
P&S Associates, General Partnership and
S&P Associates, General Partnership

Case No. 12-034123 (07)
Complex Litigation Unit

Plaintiffs,

vs.

MICHAEL D. SULLIVAN, et al.,

Defendants.

**NOTICE OF FILING CONSERVATOR'S STATUS
CONFERENCE AGENDA FOR MAY 2, 2014 AT 2:30 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 May 2, 2014 at 2:30 PM* 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 25th day of April, 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

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

MATTHEW CARONE, et al.,

CASE NO. 12-24051 (07)

Complex Litigation Unit

Plaintiffs,

v.

MICHAEL D. SULLIVAN, individually,

Defendant.

**CONSERVATOR'S STATUS CONFERENCE AGENDA
FOR MAY 2, 2014 AT 2:30PM**

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 May 2, 2014 at 2:30 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 May 2, 2014 (the “**Status Conference**”).

The Conservator Suit

4. No action is required at this time.

The Interpleader Action

5. No action is required at this time.

The Net Winner Suit

6. Defendants Abraham and Rita Newman and Gertrude Gordon’s Motion for Summary Judgment and Incorporated Memorandum of Law

7. Plaintiffs’ Response and Memoranda in Opposition to Defendants Abraham and Rita Newman and Gertrude Gordon’s Motion for Summary Judgment and Incorporated Memorandum of Law

8. Defendants Abraham and Rita Newman and Gertrude Gordon’s Reply in Support of Motion for Summary Judgment and Incorporated Memorandum of Law

9. Defendant Erisca P. Gianna’s Motion for Summary Judgment on the Third Amended Complaint

10. Plaintiffs’ Response and Memoranda in Opposition to Defendant Erisca P. Gianna’s Motion for Summary Judgment on the Third Amended Complaint

11. Defendant Congregation of the Holy Ghost Western Province’s Motion for Summary Judgment and Incorporated Memorandum of Law

12. Plaintiffs’ Response and Memoranda in Opposition to Defendant Congregation of the Holy Ghost Western Province’s Motion for Summary Judgment and Incorporated Memorandum of Law

13. Defendant Congregation of the Holy Ghost Western Province’s Reply in Support of Motion for Summary Judgment and Incorporated Memorandum of Law

14. Defendant Ettoh Ltd’s Motion for Summary Judgment

15. Plaintiffs’ Response and Memoranda in Opposition to Defendant Ettoh Ltd’s Motion for Summary Judgment

16. Defendant Robert A. Uchin Revocable Trust’s Motion for Summary Judgment and Incorporated Memorandum of Law

17. Plaintiffs' Response and Memoranda in Opposition to Defendant Robert A. Uchin Revocable Trust's Motion for Summary Judgment and Incorporated Memorandum of Law

18. Defendant Robert A. Uchin Revocable Trust's Reply in Support of Motion for Summary Judgment and Incorporated Memorandum of Law

19. Defendants Congregation of the Holy Ghost Hg-Mombasa; Congregation Of The Holy Ghost Compassion Fund; Holy Ghost Fathers' International Fund #1; Holy Ghost Fathers International Fund # 2 and Holy Ghost Fathers Hg-Ireland/Kenema's Motion for Summary Judgment and Incorporated Memorandum of Law

20. Plaintiffs' Response and Memoranda in Opposition to the Defendants Congregation of the Holy Ghost Hg-Mombasa; Congregation Of The Holy Ghost Compassion Fund; Holy Ghost Fathers' International Fund #1; Holy Ghost Fathers International Fund # 2 and Holy Ghost Fathers Hg-Ireland/Kenema's Motion for Summary Judgment and Incorporated Memorandum of Law

21. Defendants Congregation of the Holy Ghost Hg-Mombasa; Congregation Of The Holy Ghost Compassion Fund; Holy Ghost Fathers' International Fund #1; Holy Ghost Fathers International Fund # 2 and Holy Ghost Fathers Hg-Ireland/Kenema's Reply in Support of Motion for Summary Judgment and Incorporated Memorandum of Law

22. Defendant Catherine Smith's Motion for Summary Judgment and Incorporated Memorandum of Law

23. Plaintiffs' Response and Memoranda in Opposition to Defendant Catherine Smith's Motion for Summary Judgment and Incorporated Memorandum of Law

24. Defendant Catherine Smith's Reply in Support of Motion for Summary Judgment and Incorporated Memorandum of Law

25. Molchan Defendants' Motion for Summary Judgment and Incorporated Memorandum of Law

26. Plaintiffs' Response and Memoranda in Opposition to the Molchan Defendants' Motion for Summary Judgment and Incorporated Memorandum of Law

The Insider Suit

27. No action is required at this time.

Conclusion

28. 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 April 25, 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
Thomas G. Zeichman, Esq.
Florida Bar No. 99239