

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

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

**Plaintiff**

**CASE NO.: 12-028324 (07)**

Complex Litigation Unit

vs.

**ROBERTA P. ALVES, et al,  
Defendant.**

**DEFENDANT MARY ELLEN NICKENS' ANSWER TO  
PLAINTIFF'S SECOND AMENDED COMPLAINT**

COMES NOW, Francis J. Mahoney Jr., as Personal Representative of the Estate of MARY ELLEN NICKENS ("Defendant"), a copy of Letters of Administration is attached as Exhibit " A ", by and through its undersigned counsel, serves its *Answer to Plaintiff's Second Amended Complaint* ("Answer"), and states as follows:

1. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 1 and demands strict proof thereof.
2. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraph 2 and demands strict proof thereof.
3. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraphs 3 through 162 and 164 through 193.
4. Defendant admits the allegations of paragraph 163 to the extent that Defendant is a member of one or both Partnerships.
5. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraphs 194 through 219.

6. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraphs 220 through 227.
7. The allegations of paragraph 228 speak for themselves and no response is required.
8. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraphs 229 through 231.
9. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraphs 232 through 233 and 235 through 236.
10. Defendant admits the allegations of paragraph 234 to the extent of Defendant's claim of an interest in the subject property but Defendant is without knowledge or information sufficient to form a belief as to the truth of the remaining allegations.
11. Defendant is without knowledge or information sufficient to form a belief as to the truth of the allegations of paragraphs 237 through 249.
12. Defendant reserves the right to amend or supplement this *Answer*.
13. All other grounds will be argued *ore tenus*.

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the foregoing was mailed via First

Class U.S. Mail / email to the following, on this 10 day of June, 2013.

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Attorney for Francis J. Mahoney Jr.,  
Personal Representative of the Estate of  
Mary Ellen Nickens, Defendant

IN THE CIRCUIT COURT OF THE 17<sup>TH</sup> JUDICIAL CIRCUIT  
IN AND FOR BROWARD COUNTY, FLORIDA

IN RE: ESTATE OF  
MARY ELLEN NICKENS  
Deceased

Probate Division  
FILE NO: 12-0832

LETTERS OF ADMISITRATION  
(Single Personal Representative)

TO WHOM IT MAY CONCERN

WHEREAS, Mary Ellen Nickens, a resident of Broward County, Florida died on August 25, 2011, owning assets in the State of Florida, and

WHEREAS Francis J. Mahoney Jr., has been appointed Personal Representative of the estate of the decedent and has performed all acts prerequisites to issuance of Letters of Administration in the estate,

NOW THEREFORE, I, the undersigned Judge declare Francis J. Mahoney Jr. duly qualified under the laws of the State of Florida to act as Personal Representative of the estate of Mary Ellen Nickens, deceased, with full power to administer the estate according to the law; to ask, demand, sue for, recover and receive the property of the decedent; to pay the debts of the decedent as far as the assets of the estate will permit and the law directs; and to make distribution of the estate according to the law.

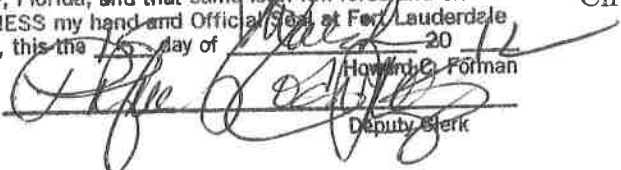
ORDERED on March 15, 2012  


Circuit Judge

STATE OF FLORIDA  
BROWARD COUNTY

I DO HEREBY CERTIFY the within and foregoing is a true and correct copy of the original as it appears on record and file in the office of the Circuit Court Clerk of Broward County, Florida, and that same is in full force and effect.

WITNESS my hand and Official Seal at Fort Lauderdale Florida, this the 15 day of March 2012

  
Howard C. Forman

Deputy Clerk

EXHIBIT "A"

Upon entry to a safe deposit box, an inventory of the contents must be made in the presence of a bank employee witnessed, and filed with the court

THIS ESTATE MUST BE  
CLOSED WITHIN 12 MONTHS,  
IF NOT CONTESTED.