

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, et al.,

Plaintiffs,

v.

MICHAEL D. SULLIVAN, individually,

Defendant.

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

THIS MATTER came before the Court on June 4, 2013 at 1:30 p.m. at a continued hearing to consider the outstanding recommendations of the *Conservator's Fee Report* (the "Fee Report") filed by the Court-Appointed Conservator of P&S Associates, General Partnership and S&P Associates, General Partnership (the "Partnerships"), Philip Von Kahle. The Court having reviewed the Fee Report, having heard proffer of counsel and giving all parties, including Steven Jacob, Burt Moss, Michael Sullivan (who were present in the courtroom) and others, an opportunity to be heard, and having heard no oral objections to the payment of the recommended fees to GlassRatner Advisory & Capital Group, LLC ("GlassRatner") for the reasons stated on the record, it is

ORDERED and **ADJUDGED** as follows:

1. The recommendations of the Fee Report as to GlassRatner are approved in all respects.

2. The Conservator is authorized to make distributions to GlassRatner in the amount recommended in the Fee Report out of the Partnerships' assets, such distributions being allocated to each of the Partnerships equally.

3. The fees and costs recommended by the Conservator for GlassRatner are found to be reasonable considering each and every factor contemplated by *Florida Patient's Compensation Fund v. Rowe*, 472 So. 2d 1145 (Fla. 1985) and the principles of *Lewis v. Gramil Corp.*, 94 So. 2d 174, 177 (Fla. 1957).

4. The recommendations of the Fee Report as to Berger Singerman LLP ("Berger") shall be considered, along with any presently filed objections thereto, at a future hearing without prejudice to any party.

5. On or before June 14, 2013, Berger may file a report with this Court demonstrating the fees and costs incurred for the various components of their work on behalf of the Partnerships and an allocation of the fees and costs incurred for each component.

Done and ordered in Chambers this _____, 2013.

JEFFREY E. STREITFELD

JUN 13 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.