

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

PHIL J. VON KAHLE, et al.,

Case No. 12-34121(07)  
Complex Litigation Unit

Plaintiffs,

vs.

JANET A. HOOKER CHARITABLE TRUST, et al.,

Defendants.

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**NOTICE OF FILING CONSERVATOR'S STATUS  
CONFERENCE AGENDA FOR JUNE 20, 2014 AT 1:30 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 June 20, 2014 at 1:30 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 17<sup>th</sup> Judicial Circuit, in and for Broward County, Florida.

Respectfully submitted this 13<sup>th</sup> day of June, 2014.

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By: /s/ Thomas M. Messana

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IN THE CIRCUIT COURT OF THE 17<sup>TH</sup>  
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.

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**CONSERVATOR'S STATUS CONFERENCE AGENDA  
FOR JUNE 20, 2014 AT 1:30PM**

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 June 20, 2014 at 1:30 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 June 20, 2014 (the “**Status Conference**”).

**The Conservator Suit**

4. Conservator’s Interim Report and Second Application for Allowance and Payment of Compensation and Reimbursement of Expenses for the Conservator and Messina, P.A., as Counsel for the Conservator.

**The Interpleader Action**

5. No action is required at this time.

**The Net Winner Suit**

6. Defendants, James Judd and Valerie Judd Motion for Summary Judgment.

7. Plaintiffs’ Response and Memoranda in Opposition to Defendants James and Valerie Judd’s Motion for Summary Judgment.

8. Plaintiffs’ Motion to Dismiss Defendants James and Valerie Judds’ Counterclaim.

9. Selection of Mediators.

10. Selection of Trial Dates for remaining Defendants.

**The Insider Suit**

11. Defendant, Frank Avellino’s Motion for an Extension of Time to Complete Discovery and File Dispositive Motions.

12. Defendant, Frank Avellino’s Motion for a Case Management Conference.

13. Plaintiffs’ Motion to Compel Defendant, Michael Bienes to Produce Documents and Provide Better Responses to Plaintiffs’ Interrogatories.

14. Defendant Michael Bienes Response in Opposition to Plaintiffs’ Motion to Compel.

**Conclusion**

15. 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 June 13, 2014.

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