

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, Carone Gallery, Inc.
Pension Trust, Carone FamilyTrust, Carone Marital
Trust #1 UTD 1/26/00 and Matthew D. Carone
Revocable Trust, JAMES JORDAN, as Trustee for
the James A. Jordan Living Trust, ELAINE ZIFFER,
an individual, and FESTUS AND HELEN STACY
FOUNDATION, INC., a Florida Corporation,

Plaintiffs,

v.

MICHAEL D. SULLIVAN, individually,

Defendant.

**ORDER GRANTING CONSERVATOR'S MOTION TO RETAIN AND COMPENSATE
BERGER SINGERMAN, LLP and MESSANA, P.A. AS SPECIAL LITIGATION
COUNSEL IN THE 'MICHAEL D. SULLIVAN, ET AL.' MATTER AND APPROVING
THE CONTINGENCY FEE COMPENSATION AGREEMENT**

THIS MATTER came before the Court upon the *Conservator's Motion to Retain and Compensate Berger Singerman, LLP and Messana, P.A. as Special Litigation Counsel in the 'Michael D. Sullivan, et al.' Matter and Approving the Contingency Fee Compensation Agreement* (the "Motion") filed by the Court-Appointed Conservator, Philip Von Kahle. The Court having reviewed the Motion, having heard argument and proffer of counsel, having reviewed *in camera* the proposed engagement agreements, finding that sufficient notice has been given to all partners and parties-in-interest, finding that the proposed standard collective contingency fee as set forth in the Motion is reasonable and otherwise finding sufficient cause exists to grant the relief requested, it is

ORDERED and **ADJUDGED** as follows:

1. The Motion is GRANTED.

2. The law firms of Berger Singerman, LLP and Messana, P.A. are hereby appointed as special litigation counsel in the 'Michael D. Sullivan, et al.' matter for the Conservator.

3. The terms of compensation of the law firms of Berger Singerman, LLP and Messana, P.A. as set forth in the Motion are hereby approved.

Done and ordered in Chambers this July 2, 2013.

TRUE COPY

JUL 02 2013

JEFFREY E. STREITFELD

HONORABLE JEFFREY E. STREITFELD
Circuit Court Judge

Copies furnished to:

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