

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

CASE NO. 12-034123 (07)
Complex Litigation Unit

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

Plaintiffs,

vs.

MICHAEL D. SULLIVAN, et al.,

Defendants.

DEFENDANT FRANK AVELLINO'S
LIST OF KEY WITNESSES

Pursuant to the Court's Order Granting Case Management Conference dated July 3, 2013,
Defendant Frank Avellino ("Avellino") respectfully submits his list of key witnesses:

1. Michael Bienes
2. Frank Avellino
3. Michael Sullivan
4. Professionals involved in the formation of the Partnerships.

On June 27, 2014, Plaintiffs served their Third Amended Complaint, which significantly expanded the allegations and claims and reach back to the early 1990's. Avellino has not had a sufficient opportunity to consider which additional witnesses, if any, would be relevant to the new allegations and claims in the Third Amended Complaint.

Avellino further respectfully notes that this list is necessarily preliminary in that discovery from Plaintiffs has been minimal on the prior complaints and there has been no discovery from Plaintiffs on the allegations and claims in the Third Amended Complaint.

Dated this 8th day of July, 2014.

Respectfully submitted,

HAILE, SHAW & PFAFFENBERGER, P.A.

Attorneys for Defendant Frank Avellino

660 U.S. Highway One, Third Floor

North Palm Beach, FL 33408

Phone: (561) 627-8100

Fax: (561) 622-7603

gwoodfield@haileshaw.com

bpetroni@haileshaw.com

eservices@haileshaw.com

By: /s/ Gary A. Woodfield
Gary A. Woodfield, Esq.
Florida Bar No. 563102

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 8th day of July, 2014, the foregoing document is being served on all counsel of record on the attached service list by email

/s/ Gary A. Woodfield
Gary A. Woodfield, Esq.

SERVICE LIST

THOMAS M. MESSANA, ESQ.
MESSANA, P.A.
SUITE 1400, 401 EAST LAS OLAS BOULEVARD
FORT LAUDERDALE, FL 33301
tmessana@messana-law.com
Attorneys for P & S Associates General Partnership

LEONARD K. SAMUELS, ESQ.
ETHAN MARK, ESQ.
STEVEN D. WEBER, ESQ.
BERGER SIGNERMAN
350 EAST LAS OLAS BOULEVARD, SUITE 1000
FORT LAUDERDALE, FL 33301
emark@bergersingerman.com
lsamuels@bergersingerman.com
sweber@bergersingerman.com
Attorneys for Plaintiff

PETER G. HERMAN, ESQ.
TRIPP SCOTT, P.A.
15TH FLOOR
110 SE 6TH STREET
FORT LAUDERDALE, FL 33301
pgh@trippscott.com
*Attorneys for Defendants Steven F. Jacob
and Steven F. Jacob CPA & Associates, Inc.*

JONATHAN ETRA, ESQ.
MARK F. RAYMOND, ESQ.
SHANE MARTIN, ESQ.
CHRISTOPHER CAVALLO, ESQ.
BROAD AND CASSEL
One Biscayne Tower, 21ST Floor
2 South Biscayne Blvd.
Miami, FL 33131
mraymond@broadandcassel.com
ssmith@broadandcassel.com
ccavallo@broadandcassel.com
jetra@broadandcassel.com
msouza@broadandcassel.com
smartin@broadandcassel.com
msanchez@broadandcassel.com
Attorneys for Michael Bienes

ROBERT J. HUNT, ESQ.
DEBRA D. KLINGSBERG, ESQ.
HUNT & GROSS, P.A.
185 NW Spanish River Boulevard
Suite 220
Boca Raton, FL 33431-4230
bohunt@huntgross.com
dklingsberg@huntgross.com
eService@huntgross.com
Sharon@huntgross.com
Attorneys for Defendant, Scott W. Holloway

PAUL V. DeBIANCHI, ESQ.
PAUL V. DeBIANCHI, P.A.
111 S.E. 12th Street
Fort Lauderdale, FL 33316
Debianchi236@bellsouth.net
*Attorneys for Father Vincent P. Kelly; Kelco
Foundation, Inc.*

MATTHEW TRIGGS, ESQ.
ANDREW B. THOMSON, ESQ.
PROSKAUER ROSE, LLP
2255 Glades Road
Suite 421 Atrium
Boca Raton, FL 33431-7360
mtriggs@proskauer.com
florida.litigation@proskauer.com
athomson@proskauer.com
*Attorneys for Defendants Kelco Foundation, Inc.
and Vincent T. Kelly*