

IN THE CIRCUIT COURT FOR THE  
SEVENTEENTH 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.

---

**PLAINTIFFS' INITIAL KEY FACT WITNESS LIST**

Plaintiffs, P&S Associates, General Partnership (“P&S”), S&P Associates, General Partnership (“S&P”) and Philip Von Kahle as Conservator on behalf of P&S and S&P (“Conservator”) (collectively and individually referred to as, the “Partnerships” or “Plaintiffs”), by and through the undersigned counsel, hereby provide an initial list of key fact witnesses as required by this Court’s Order Granting Case Management Conference.

- 1) Philip Von Kahle
- 2) Michael D. Sullivan
- 3) Frank Avellino
- 4) Michael Bienes
- 5) Vincent T. Kelly
- 6) Lisa Glatt
- 7) Lola Kurland
- 8) Susan Moss

- 9) Dianne K. Bienes
- 10) Nancy Avellino
- 11) Richard Wills
- 12) Thomas Avellino
- 13) Rachel Rosenthal (Avellino)
- 14) Lorraine Avellino McEvoy
- 15) Irving Picard as Trustee of BLMIS
- 16) Corporate Representative of BLMIS

Plaintiffs reserve the right to supplement or amend this list:

Respectfully Submitted,

BERGER SINGERMANN, LLP

*Attorneys for Plaintiffs*

350 East Las Olas Blvd, Suite 1000

Fort Lauderdale, FL 33301

Telephone: (954) 525-9900

Direct: (954) 712-5138

Facsimile: (954) 523-2872

By: s/Leonard K. Samuels

Leonard K. Samuels

Florida Bar No. 501610

Etan Mark

Florida Bar No. 720852

Steven D. Weber

Florida Bar No. 47543

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served via

Electronic Mail this 9th day of July, 2014, upon the following:

Peter G. Herman, Esq.  
Tripp Scott  
110 SE 6<sup>th</sup> Street  
15<sup>th</sup> Floor  
Fort Lauderdale, FL 33301  
Tel.: 954-525-7500  
Fax.: 954-761-8475  
[pgh@trippscott.com](mailto:pgh@trippscott.com)  
[rep@trippscott.com](mailto:rep@trippscott.com)  
[ele@trippscott.com](mailto:ele@trippscott.com)

***Attorneys for Steven Jacob; Steven F. Jacob  
CPA & Associates, Inc.***

Gary A. Woodfield, Esq.  
Haile, Shaw & Pfaffenberger, P.A.  
660 U.S. Highway One, Third Floor  
North Palm Beach, FL 33408  
Tel.: 561-627-8100  
Fax.: 561-622-7603  
[gwoodfiled@haileshaw.com](mailto:gwoodfiled@haileshaw.com)  
[bpetroni@haileshaw.com](mailto:bpetroni@haileshaw.com)  
[eservices@haileshaw.com](mailto:eservices@haileshaw.com)  
[syoffee@haileshaw.com](mailto:syoffee@haileshaw.com)  
[cmarino@haileshaw.com](mailto:cmarino@haileshaw.com)

***Attorneys for Frank Avellino***

Harry Winderman, Esq.  
[Harry4334@hotmail.com](mailto:Harry4334@hotmail.com)  
One Boca Place  
2255 Glades Road  
Boca Raton, FL 33431  
Tel.: 561-241-0332  
Fax.: 561-241-5266

Thomas M. Messana, Esq.  
Messana, P.A.  
401 East Las Olas Boulevard, Suite 1400  
Fort Lauderdale, FL 33301  
Tel.: 954-712-7400  
Fax: 954-712-7401  
[tmessana@messana-law.com](mailto:tmessana@messana-law.com)  
[tmessana@bellsouth.net](mailto:tmessana@bellsouth.net)  
[mwslawfirm@gmail.com](mailto:mwslawfirm@gmail.com);  
[tzeichman@messana-law.com](mailto:tzeichman@messana-law.com)

***Attorneys for Plaintiff***

Mark F. Raymond, Esq.  
[mraymond@broadandcassel.com](mailto:mraymond@broadandcassel.com)  
[ssmith@broadandcassel.com](mailto:ssmith@broadandcassel.com)  
Jonathan Etra, Esq.  
[jetra@broadandcassel.com](mailto:jetra@broadandcassel.com)  
[msoza@broadandcassel.com](mailto:msoza@broadandcassel.com)  
Christopher Cavallo, Esq.  
[ccavallo@broadandcassel.com](mailto:ccavallo@broadandcassel.com)  
Shane P. Martin  
[smartin@broadandcassel.com](mailto:smartin@broadandcassel.com)  
[msanchez@broadandcassel.com](mailto:msanchez@broadandcassel.com)

Broad and Cassel  
One Biscayne Boulevard, 21st Floor  
2 S. Biscayne Boulevard  
Miami, FL 33131  
Tel.: 305-373-9400  
Fax.: 305-373-9443

***Attorneys for Michael Bienes***