

IN THE CIRCUIT COURT OF THE 17<sup>TH</sup> JUDICIAL CIRCUIT  
IN AND FOR BROWARD COUNTY, FLORIDA

CASE NO: 12-34121 (07)  
Complex Litigation Unit

P&S ASSOCIATES, GENERAL  
PARTNERSHIP, a Florida limited  
partnership; S&P ASSOCIATES,  
GENERAL PARTNERSHIP, a Florida  
limited partnership; Phil von Kahle as  
Conservator of P&S ASSOCIATES,  
GENERAL PARTNERSHIP, a Florida  
limited partnership; and S&P  
ASSOCIATES, GENERAL  
PARTNERSHIP, a Florida limited  
partnership,

Plaintiffs,

v.

JANET A. HOOKER CHARITABLE  
TRUST, a charitable trust; DIANE M.  
DEN BLEYKER, an individual; ETTOH  
LTD., a Florida limited partnership;  
ERSICA P. GIANNA, an individual and  
as Trustee; CATHERINE B. AND BERRY C.  
SMITH, individuals; EDNA A. PROFE  
REV. LIV, TRUST; HERBERT IR WIG  
REVOCABLE TRUST; EDITH ROSEN,  
an individual; RICHARD F. AND BETTE  
WEST, individuals; GREGG WALLICK,  
an individual; JAMES AND VALERIA  
BRUCE JUDD, individuals; JULIANNE  
M. JONES, an individual; JESSE A. AND  
LOIS GOSS, Trustees; LISA RYAN, an  
individual; GERTRUDE GORDON, an  
individual; SAM ROSEN, an individual;  
PARAGON VENTURES, LTD., an  
Austrian limited partnership; HOLY  
GHOST FATHERS INTERNATIONAL  
FUND #2, a Tax-exempt Organization;  
SUSAN E. MOLCHAN OR THOMAS A.  
WHITEMAN, individuals; JANET B.

MOLCHAN TRUST DTD 5/19/94;  
 ROBERT A. UCHIN REV TRUST;  
 HOLY GHOST FATHERS,  
 COMPASSION FUND, a Tax-exempt  
 Organization; HOLY GHOST FATHERS  
 HG-MOMBASA, a Tax-exempt  
 Organization; HOLY GHOST FATHERS  
 INTERNATIONAL FUND #1, a Tax-  
 exempt Organization; HOLY GHOST  
 FATHERS HG-IRELAND/KENEMA, a  
 Tax-exempt Organization;  
 CONGRAGATION OF THE HOLY  
 GHOST-WESTERN PROVIDENCE, a  
 Tax-exempt Organization; ABRAHAM  
 OR RITA NEWMAN, individual; JOHN  
 J. CROWLEY, and/or JONATHAN  
 CROWLEY, individuals; and ALEX E.  
 MOLCHAN TRUST DTD 5/19/94;

Defendants.

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**AFFIDAVIT OF DEFENDANT JULIANNE MATARAGAS JONES**

**STATE OF NEW YORK**

**COUNTY OF SUFFOLK**

BEFORE ME, the undersigned authority, personally appeared JULIANNE MATARAGAS JONES, who, after being by me duly sworn on oath, deposes and states:

1. My name is JULIANNE MATARAGAS JONES and I am over 18 years of age.
2. I make this Affidavit on personal knowledge of the facts herein.
3. In or about August of 1993, my mother, Theresa Mataragas, became an investor in S&P Associates, General Partnership.

4. In or about August of 2002, unbeknownst to me, my mother named me and my sister, Geraldine Valicenti, as beneficiaries of her S&P account.

5. My mother took and used all of her interest and for herself and to pay her bills. I received none of that money, and it was gone long before my sister and I inherited this account.

6. Once this account became joint among my mother, sister and me in August 2002, I did not sign a single check that was disbursed. In fact, as mentioned above, I had absolutely no knowledge that my name was even on the account before my mother's death in 2004. The first time I became aware that I was on the account was when my sister and I became joint holders in February 2005.

7. I never sought out an investment in S&P Associates; I inherited the account.

8. On February 16, 2005, my sister wrote a letter (attached as "Exhibit A"), advising S & P of my mother's death. She stated that she knew nothing about the company, and asked to be sent specific information. On at least two occasions, S & P did not send us the partnership agreement or any other information, telling her she should have the partnership agreement already. They kept saying "you should have everything already".

9. My sister and I shared disbursements of \$11,044 before my sister got out of the fund on June 30, 2006.

10. On or about May 1, 2006, I invested into S&P approximately \$110,000 which was from the sale of a house.

11. The letter dissolving my interest in the partnership came approximately one year later -- not long enough for my \$110,000 investment to have earned very much.

12. On October 23, 2007, I wrote a letter to S&P requesting that my membership in the partnership be dissolved and requesting redemption of the total balance in my account (attached as "Exhibit B").

FURTHER AFFIANT SAYETH NAUGHT.

Julianne Mataragas  
JULIANNE MATARAGAS

SWORN TO and subscribed before me this 21 day of July, 2014.

Maliha Mahmud  
Notary Public

[NOTARY STAMP]

Maliha Mahmud  
Notary Public - State of New York  
No.01MA6268331  
Qualified in Suffolk County  
My Commission Expires 04-04-2016

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true copy of the foregoing has been furnished by e-filing to Leonard K. Samuels, Esq., Etan Mark, Esq., Steven D. Weber, Esq., at Berger Singerman LLP, 350 East Las Olas Boulevard, Suite 1000, Fort Lauderdale, FL 33301, lsamuels@bergersingerman.com, emark@bergersingerman.com, sweber@bergersingerman.com, this 21 day of July, 2014.

TRIPP SCOTT, P.A.  
Counsel for Defendant  
JULIANNE MATARAGAS JONES  
110 SE 6<sup>th</sup>, St, 15<sup>th</sup> Fl.  
Fort Lauderdale, FL 33301  
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By: s/Peter G. Herman  
Peter G. Herman  
Fla. Bar No. 353991  
Primary: pgh@trippscott.com  
Secondary: ele@trippscott.com

Geraldine Valicenti  
1825 Southeast Deming Avenue  
Port St. Lucie, Florida 34952  
(772) 335-2234 (Home)  
(772) 335-2666 (Fax)  
(772) 370-0547 (Cell)

February 16, 2005

S & P Associates, General Partnership  
C/o Sullivan & Powell  
Port Royale Financial Center  
6550 North Federal Highway  
Suite 210  
Ft. Lauderdale, FL 33308

To Dear Sir or Madam:

This letter is in reference to the account of Theresa Mataragas, SSN [REDACTED] [REDACTED]. My mother passed away on August 25, 2004 and I would like to have her name removed, leaving my name, Geraldine Valicenti and my sister's name, Julianne Mataragas-Jones listed as equal owners of the account. You can use my Social Security number which is [REDACTED]. I have enclosed a letter from my sister agreeing to this change.

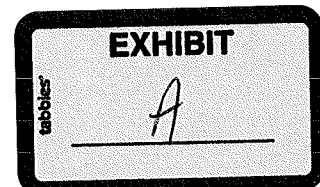
Also, I would appreciate your answers to the following questions.  
We inherited this account and know nothing about it. Would you be kind enough to send us some literature about your company and information about our type of account?  
Will we be able to invest additional funds into this account and how would we go about it?

If there is any additional information needed in this matter you can contact me at any of the numbers listed above.

Sincerely,

*Geraldine Valicenti*

Geraldine Valicenti



Julianne Mataragas Jones  
42 Mechanic Street  
Huntington, NY 11743

S & P Associates, General Partnership  
c/o Sullivan and Powell  
Port Royale Financial Center  
6550 North Federal Highway  
Suite 210  
Fort Lauderdale, FL 33308  
Re: SS **REDACTED**

October 23, 2007

Dear Sir and Madam,

I am writing to tell you that I want to dissolve my membership in the partnership and redeem the total balance of the money in my account.

I recently received my Activity/Status Report for the period 1/1/07 to 9/30/07 and my ending balance was \$231,086.42.

I have found an apartment that I want to buy and will be using these funds for the down payment.

Please let me know, as soon as you can, what the balance of my account is and what I will be receiving.

I can be reached at home at 631-223-3495 but I am at work during the day. My cell phone number is 718-757-4344 and you can write to me at [closecall2@gmail.com](mailto:closecall2@gmail.com).

I request that any check you write me be in my maiden name, Julianne Mataragas, if this is possible, since this is my legal name.

Thank you very much for all your consideration.

Very Truly Yours,

*Julianne Mataragas Jones*  
Julianne Mataragas Jones

