

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

CASE NO.: 12-034123 (07)

P&S ASSOCIATES, GENERAL
PARTNERSHIP, etc., et al.,

Plaintiffs,

v.

MICHAEL D. SULLIVAN, et al.,

Defendants.

**NOTICE OF DISCLOSURE OF INFORMATION RELATING TO DEFENDANT'S
MICHAEL BIENES' AOL ACCOUNT IN COMPLIANCE WITH COURT ORDER
DATED JULY 22, 2016**

Defendant, Michael Bienes (“Bienes”), by and through his undersigned counsel, hereby files the information relating to his AOL account in compliance with this Court’s Order Dated July 22, 2016 as follows:

1. The Court ordered Defendant Bienes, on or before November 16, 2015, to deliver to AOL written authorization to release any emails sent from or received by his email address during the years 2008 and 2009.
2. In compliance with the Court’s order, on November 13, 2015, Bienes’ previous counsel sent a letter by federal express to AOL requesting release of emails, and copied Plaintiffs’ counsel.¹
3. On November 24, 2016, Defendant Bienes’ previous counsel provided a revised memo to Plaintiffs’ counsel regarding Bienes’ AOL E-mail account.

¹ Copies of the documents referred to in this pleading, along with a memo reflecting what was contained in the CD provided by AOL were sent to opposing counsel contemporaneously with this pleading.

4. In March 2016, Bienes' previous counsel withdrew and the undersigned counsel served a notice of appearance on behalf of Bienes.

5. AOL never informed Bienes or his previous counsel that a specific form had to be provided to release his emails. In April 2016, the undersigned counsel discovered such a specific form had to be completed and sent to AOL, and on April 20, 2016, the AOL Authorization and Consent to Release Records was executed by Bienes and forwarded to AOL. Undersigned counsel discovered an error in AOL's email address and on April 25, 2016, Bienes resent the AOL Authorization and Consent to Release Records to AOL.

6. On May 6, 2016 AOL sent an email to the undersigned counsel stating that it would be sending documents via Federal Express, which the undersigned counsel received in the form of a CD on May 9, 2016.

I HEREBY CERTIFY that on this 9th day of August, 2016, the foregoing document is being served on those on the attached service list by electronic service via the Florida Court E-Filing Portal in compliance with Fla. Admin Order No. 13-49.

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