

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

CASE NO. 12-034123 (07)

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

Plaintiffs,

vs.

MICHAEL D. SULLIVAN, et al.,

Defendants.

**NON-PARTY NANCY AVELLINO'S RESPONSE AND OBJECTION TO PLAINTIFF'S
SUBPOENA DUCES TEUM WITH DEPOSITION**

Non-party, Nancy Avellino, files this response and objection to Plaintiff's Subpoena Duces Tecum with Deposition Upon Nancy Avellino (the "Subpoena"), as states as follows:

Nancy Avellino objects to Schedule A, paragraph W, in that the Federal Rules of Civil Procedure are not applicable in this action.

Nancy Avellino responds to the itemized document requests as follows:

1. No documents exist.
2. No documents exist.
3. No documents exist.
4. Documents which may be responsive to this request are not within the possession, custody or control of Nancy Avellino. In any event, the document responsive to such request has been previously produced in this action [AVELLINO_P&S000692].
5. Documents which may be responsive to this request are not within the possession, custody or control of Nancy Avellino.

6. Documents which may be responsive to this request are not within the possession, custody or control of Nancy Avellino.

7. Documents which may be responsive to this request are not within the possession, custody or control of Nancy Avellino. Additionally, such documents constitute personal and confidential financial information which is protected from disclosure by the Florida Constitution, Art. I, Section 23.

8. No documents exist.

9. Documents which may be responsive to this request are not within the possession, custody or control of Nancy Avellino.

10. Documents which may be responsive to this request are not within the possession, custody or control of Nancy Avellino. Additionally, such documents constitute personal and confidential financial information which is protected from disclosure by the Florida Constitution, Art. I, Section 23. Documents responsive to this request have been previously sought from Defendant, Frank Avellino, who has objected to such production and the issue is before the court.

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By: /s/ Gary A. Woodfield
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 4th day of September, 2015, 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.

By: /s/ Gary A. Woodfield
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