

P&S ASSOCIATES, GENERAL
PARTNERSHIP and S&P ASSOCIATES
GENERAL PARTNERSHIP,

CASE NO.: 12-028324(07)

Plaintiff,

Vs.

ROBERTA P. ALVES, et al.,

Defendants.

ORDER ON CONSERVATOR'S MOTION FOR SUMMARY JUDGMENT

THIS CAUSE is before me on Conservator's Motion for Summary Judgment to (i) Approve Determination of Claims, (ii) Approve Plan of Distribution, and (iii) Establish Objection Procedure. I have considered the Motion, and supporting memoranda, Objections filed, and the arguments of counsel and certain Defendants/investors appearing pro se.

For the reasons articulated in the Motion and in the arguments made before me, I conclude that the Net Investment Method is the appropriate formula to utilize for distribution of partnership assets.

Issues to be tried by me on November 19, 20 and 21 include the following:

- 1) Any and all recommended holdbacks, including but not limited to Guardian Angel Trust, LLC, SPJ, LLC, and persons identified as "insiders";
- 2) Any disputed issues regarding the accuracy of the calculation of individual investor accounts;
- 3) Any other issue identified by the parties pursuant to the Pre-Trial Stipulation to be filed.

Accordingly, the Motion is granted in part, and denied in part.

DONE AND ORDERED in Chambers, this 7th day of October, 2013, Broward
County, Fort Lauderdale, Florida.



JEFFREY E. STREITFELD, Circuit Judge

Copies furnished:

Thomas M. Messana, Esq., who is directed to serve same upon all interested parties.