

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

CASE NO. 12-24051 (07)  
COMPLEX LITIGATION UNIT

MATTHEW CARONE, et al.,

Plaintiffs,

v.

MICHAEL D. SULLIVAN, individually,

Defendant.

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**ORDER GOVERNING SETTLEMENT OF CLAIMS IN RELATED MATTERS**

THIS MATTER came before the Court during a Status Conference held on December 6, 2013, upon the *ore tenus* motion of the Conservator, Philip von Kahle's (the "Conservator"), requesting that the Court set forth a procedure governing the Court's approval of any settlements between the parties and/or non-parties related to the claims in the matters titled *Smith, et al., v. Hooker, et al.*, Case No. 12034121 ("Case No. 12034121").

The Court having reviewed the record in this case and in Case No. 12034121, having heard argument and proffer of counsel, being otherwise familiar with the cases, and finding, for the reasons stated on the record, that public disclosure of settlements reached by Plaintiffs in Case No. 12034121 could compromise the ability of such Plaintiffs to recover amounts through settlement in the future, it is

**ORDERED** and **ADJUDGED** as follows:

1. The Plaintiffs in Case No. 12034121, through the Conservator, shall have and possess the power to enter into any settlement related to the claims asserted in Case No. 12034121 according to the Conservator's business judgment. No further Court order approving any such settlement agreement is required.

2. The Conservator shall pay any compensation due to Berger Singerman, LLP pursuant to its respective engagement agreement upon the Conservator's receipt and clearance of settlement proceeds related to Case No. 12034121.

Done and ordered in Chambers this \_\_\_\_\_, 2013.

JEFFREY E. STREITFELD

**DEC 12 2013**

A TRUE COPY

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HONORABLE JEFFREY E. STREITFELD  
Circuit Court Judge

Copies furnished to:

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