

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

COMPLEX LITIGATION UNIT

CASE NO. 12-034123 (07)

MARGARET J. SMITH as Managing General
Partner of P&S ASSOCIATES, GENERAL
PARTNERSHIP, a Florida limited partnership, and
S&P ASSOCIATES, GENERAL PARTNERSHIP,
a Florida limited partnership; P&S ASSOCIATES,
GENERAL PARTNERSHIP, a Florida limited
partnership; and S&P ASSOCIATES, GENERAL
PARTNERSHIP, a Florida limited partnership,

Plaintiffs,

vs.

MICHAEL D. SULLIVAN, an individual,
STEVEN JACOB, an individual, MICHAEL D.
SULLIVAN & ASSOCIATES, INC., a Florida
corporation, STEVEN F. JACOB, CPA &
ASSOCIATES, INC., a Florida corporation,
FRANK AVELLINO, an individual, MICHAEL
BIENES, an individual, KELKO FOUNDATION,
INC., a Florida Non Profit Corporation, and
VINCENT T. KELLY, an individual,

Defendants.

**DEFENDANT'S UNOPPOSED
MOTION FOR ENLARGEMENT OF TIME**

Defendant, Michael Bienes ("Defendant"), hereby files this Unopposed Motion for
Enlargement of Time ("Motion") to respond to Plaintiff's Amended Complaint and, in support
thereof, states as follows:

BROAD and CASSEL

One Biscayne Tower, 21st Floor 2 South Biscayne Blvd. Miami, Florida 33131-1811 305.373.9400

1. Defendant was served with the Amended Complaint on or about December 2, 2013. As such, Defendant's response is due to be served on or before December 17, 2013.

2. Defendant requires additional time to prepare his response and, accordingly, requests an enlargement of time, through and including January 7, 2014.

3. Pursuant to Business Court Rule 5.3, the undersigned hereby certifies that he conferred with counsel for Plaintiff regarding the relief requested in this Motion, and counsel for Plaintiff advised that he has no objection to the enlargement Defendant seeks.

WHEREFORE, Defendant, Michael Bienes, respectfully requests that this Court enter an Order granting him an enlargement of time, through and including January 7, 2014, to serve a response to the Amended Complaint.

Respectfully submitted,

/s/ Jonathan Etra

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Counsel for Defendant, Michael Bienes

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on December 13, 2013, the foregoing document was served via E-mail to: Thomas E. Messina, Esq., Messina, P.A., 401 East Las Olas Boulevard, Suite 1400, Ft. Lauderdale, FL 33301 (tmessana@messana-law.com); Leonard K. Samuels, Esq., Berger Singerman LLP, 350 East Las Olas Boulevard, Suite 1000, Ft. Lauderdale, FL 33301 (lsamuels@bergersingerman.com); Peter G. Herman, Esq., Tripp Scott, 110 S.E. 6th Street, 15th Floor, Ft. Lauderdale, FL 33301 (pgh@trippscott.com); Paul V. DeBianchi, Esq., Paul V. DeBianchi, P.A., 111 S.E. 12th Street, Ft. Lauderdale, FL 33316 (Debianchi236@bellsouth.net); Gary A. Woodfield, Esq., Haile, Shaw & Pfaffenberger, P.A., 660 U.S. Highway One, Third Floor, North Palm Beach, FL 33408 (gwoodfield@haileshaw.com, bpetroni@haileshaw.com, eservice@haileshaw.com); and via Regular-U.S. Mail to: Michael D. Sullivan & Associates, Inc., 6550 N. Federal Highway, Suite 210, Ft. Lauderdale, FL 33308; Michael Sullivan, 2590 N.E. 41st Street, Ft. Lauderdale, FL 33308; and Frank Avellino, 223 Coral Lane, Palm Beach, FL 33480.

/s/ Jonathan Etra

Jonathan Etra