

IN THE CIRCUIT COURT OF THE 17<sup>TH</sup> 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.

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**SUBPOENA DUCES TECUM WITHOUT DEPOSITION**

(Records May Be Mailed in Lieu of Deposition)

To: Records Custodian  
The Festus & Helen Stacy Foundation  
5110 N. Federal Highway  
Suite 100  
Fort Lauderdale, FL 33308

YOU ARE COMMANDED to appear at Haile, Shaw & Pfaffenberger, P.A., 660 U.S. Highway One, Third Floor, North Palm Beach, FL 33418, or other mutually convenience location, on January 17, 2014 at 10:00 AM., and to have with you at that time and place the following:

**See Attached Exhibit A.**

These items will be inspected and may be copied at that time. You will not be required to surrender the original items. You may comply with this subpoena by providing legible copies of the items to be produced to the attorney whose name appears on this subpoena on or before the scheduled date of production. You may condition the preparation of the copies upon the payment in advance of the reasonable cost of preparation. You may mail or deliver the copies to the attorney whose name appears on this subpoena and thereby eliminate your appearance at the time and place specified above. You have the right to object to the production pursuant to this subpoena at any time before production by giving written notice to the attorney whose name appears on this subpoena. **THIS WILL NOT BE A DEPOSITION. NO TESTIMONY WILL BE TAKEN.**

If you fail to:

- (1) appear as specified; or
- (2) furnish the records instead of appearing as provided above; or

(3) object to this subpoena,

you may be in contempt of court. You are subpoenaed to appear by the following attorney, and unless excused from this subpoena by this attorney or the court, you shall respond to this subpoena as directed.

Dated this 30th day of December, 2013

FOR THE COURT

By: /s/ Susan Yoffee  
Susan Yoffee, Esq.  
Florida Bar No. 511919

HAILE, SHAW & PFAFFENBERGER, P.A.  
Attorneys for Defendant Avellino  
660 U. S. Highway One, Third Floor  
North Palm Beach, FL 33408  
Tel: (561) 627-8100  
Fax: (561) 622-7603  
[syoffee@haileshaw.com](mailto:syoffee@haileshaw.com)

If you are a person with a disability who needs any accommodation in order to respond to this subpoena, you may request such assistance by contacting Susan Yoffee, Esq., Haile, Shaw & Pfaffenberger, P.A., 660 U.S. Highway One, Third Floor, North Palm Beach, FL 33418 at 561-627-8100.

## EXHIBIT A

Any and all records evidencing, relating and/or referring to: (1) any due diligence conducted by The Festus & Helen Stacy Foundation (the "Foundation") or by Pat Kelly on behalf of the Foundation of the S & P Associates, General Partnership, P & S Associates, General Partnership and S & P Associates, General Partnership (hereinafter collectively "the Partnerships") from 1992 to the present time; and (2) any referral fees, commissions, management fees, gifts, charitable contributions and/or kickbacks the Foundation received from Michael Sullivan and/or the Partnerships for the Foundation, or any of its principals, directors, including, but not limited to Doug Stepleton and Sean Stepleton, bringing any persons or entities (including themselves) to the Partnerships as investors from 1992 to the present time.