

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
(WEST PALM BEACH DIVISION)**

CASE NO. 09-81222-CIV-HURLEY/HOPKINS

JONATHAN E. PERLMAN, Esq., as court
appointed Receiver of Creative Capital
Consortium, LLC, et al.,

Plaintiff,

v.

DEAN MEAD EGERTON BLOODWORTH
CAPUANO & BOZARTH, P.A.,

Defendant.

**RECEIVER'S NOTICE OF STIPULATION REGARDING THE FILING OF WITNESS
AND EXHIBIT LISTS AND AGREED MOTION FOR APPROVAL OF STIPULATION**

The Plaintiff, Jonathan E. Perlman, Esq., the court-appointed Receiver (the "Receiver") of Creative Capital Consortium, LLC and related entities hereby files this Notice Of Stipulation Regarding The Filing Of Witness And Exhibit Lists And Agreed Motion For Approval Of Stipulation and states as follows:

1. This case is scheduled for calendar call before the United States District Court for the Southern District of Florida on October 4, 2010.
2. On September 1, 2010, the Receiver filed the Agreed Motion for Leave to Amend Complaint and Request for Extension of Case Management Deadlines (D.E. #22) (the "Agreed Motion to Amend.")
3. By virtue of the Agreed Motion to Amend, the parties seek by agreement to amend the Complaint in this case to include additional claims which arose during the course of

discovery, to extend the trial date, and to extend all corresponding pretrial and case management deadlines accordingly.

4. In accordance with this Court's Order Setting Trial date and Discovery Deadlines (D.E #4), the deadline for the parties to exchange Rule 26(a)(3) witness and exhibit lists is September 3, 2010 (the "Rule 26(a)(3) Deadline.")

5. In anticipation of a favorable ruling by this Court on the Agreed Motion to Amend, the parties have stipulated to a one-week extension of the Rule 26(a)(3) Deadline until September 10, 2010 (the "Stipulation") in order to avoid having to prepare and exchange witness and exhibit lists which are incomplete and ineffective.

6. In an abundance of caution and in a good faith effort to avoid non-compliance with this Court's Order Setting Trial date and Discovery Deadlines, the parties seek an order approving the Stipulation.

WHEREFORE, for the reasons set forth above, the Receiver, on behalf of both parties in this case, respectfully requests that this Court enter an order approving the Stipulation.

Respectfully submitted this 3rd day of September, 2010.

GENOVESE JOBLOVE & BATTISTA, P.A.
Attorneys for the Receiver
Bank of America Tower
100 S.E. Second Street, Suite 4400
Miami, Florida 33131
Tel.: (305) 349-2300 Fax.: (305) 349-2310

By: /s/ David P. Lemoie, Esq

David P. Lemoie, Esq.
Florida Bar No.: 188311
dlemoie@gjb-law.com
David C. Cimo, Esq.
Florida Bar No.: 775400
dcimo@gjb-law.com
Carmen Contreras-Martinez
Florida Bar No.: 093475
ccontreras@gjb-law.com

CERTIFICATE OF SERVICE

I hereby certify that on September 3, 2010, the foregoing document was electronically filed with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel or parties who are not authorized to receive electronically Notices of Electronic Filing.

/s/ David P. Lemoie

David P. Lemoie

SERVICE LIST

**JONATHAN E. PERLMAN, ESQ., as court appointed Receiver of Creative Capital
Consortium, LLC, et al. v. DEAN MEAD, et al.
CASE NO. 09-81222-CIV-HURLEY/HOPKINS
United States District Court, Southern District of Florida**

David C. Cimo, Esq.

dcimo@gjb-law.com

David P. Lemoie, Esq.

dlemoie@gjb-law.com

GENOVESE JOBLOVE & BATTISTA, P.A.

Miami Tower, 44th Floor

100 Southeast Second Street

Miami, FL 33131

Telephone: (305) 349-2300

Facsimile: (305) 349-2310

Attorneys for the Receiver Jonathan E. Perlman

Via CM/ECF

Nichole M. Mooney, Esq.

E-mail: nmooney@deanmead.com

Dean, Mead, et al.

Post Office Box 2346

Orlando, Florida 32802-2346

Telephone: (407) 841-1200

Fax: (407) 423-1831

Attorneys for Defendants

Via CM/ECF

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Defendant.

**ORDER REGARDING RECEIVER'S NOTICE OF STIPULATION REGARDING
THE FILING OF WITNESS AND EXHIBIT LISTS AND AGREED MOTION FOR
APPROVAL OF STIPULATION**

THIS CAUSE is before this Court upon the Receiver's Notice Of Stipulation Regarding The Filing Of Witness And Exhibit Lists And Agreed Motion For Approval Of Stipulation (the "Motion") filed September 3, 2010 [DE 24]. Upon consideration, it is **ORDERED and ADJUDGED** that:

1. The Receiver's Motion [DE 24] is **GRANTED**. The stipulation by the parties to extend the deadline for the parties to exchange Rule 26(a)(3) witness and exhibit lists to September 10, 2010 is approved.

DONE and **SIGNED** in Chambers at West Palm Beach, Florida this ____ day of September, 2010.

DANIEL T.K. HURLEY
United States District Judge

Copies provided to Counsel of Record:

David C. Cimo

dcimo@gjb-law.com

David P. Lemoie

dlemoie@gjb-law.com

GENOVESE JOBLOVE & BATTISTA, P.A.

Miami Tower, 44th Floor

100 Southeast Second Street

Miami, Florida 33131

Phone: (305) 349-2300

Facsimile: (305) 349-2310

Attorneys for Receiver Jonathan E. Perlman, Esq.

Nichole M. Mooney, Esq.

E-mail: nmooney@deanmead.com

Dean, Mead, et al.

Post Office Box 2346

Orlando, Florida 32802-2346

Telephone: (407) 841-1200

Fax: (407) 423-1831

Attorneys for Defendants Dean Mead et al.