

IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PASCO COUNTY, FLORIDA
CIVIL DIVISION

OFFICE OF THE ATTORNEY
GENERAL, DEPARTMENT OF LEGAL
AFFAIRS, STATE OF FLORIDA,
Plaintiff,

CASE NO.: 51-2010-CA-2912-WS/G

v.

BOTFLY L.L.C., DAVID R. LEWALSKI,
JON J. HAMMILL, and JON J. HAMMILL, P.A.,
Defendants.

**ORDER AUTHORIZING INTERIM DISTRIBUTION TO
THE HOLDERS OF ALLOWED CLASS I CLAIMS AND FINAL
ADJUDICATION OF UNCONTESTED CLAIM DETERMINATIONS**

This case came before the Court on March 26, 2012, upon notice to all necessary parties, for consideration of the Receiver's Motion for Authority to Make an Interim Distribution to the Holders of Allowed Class I Claims and for Final Adjudication of Uncontested Claim Determinations (the "**Motion**"). Upon consideration of the Motion, it is **ORDERED** that:

The Motion seeks entry of an Order approving an interim distribution to certain claimants asserting claims against the Receivership estate. The Motion further requests that this Court approve the Allowed Amount¹ for each claim as set forth in the Allowed Claim and Distribution List attached hereto and authorizing the Receiver to make an interim distribution to each holder of an Allowed Claim in the Distribution Amount for that claim. The Allowed Claim and Distribution List, is attached hereto as Schedule "A." The Motion further requests that the Court enter final judgment as to certain Class 2 and Class 3 Claims attached hereto as Schedules "B" and "C", approving the Receiver's determination of the amount and priority of the Class 2

¹ All capitalized terms in this Order not specifically defined herein shall have the same meanings as set forth in the Motion.

Claims set forth on Schedule "B" and disallowing the Class 3 Claims on Schedule "C" in their entirety.

This Court having reviewed the Motion, having heard the argument of counsel, and being otherwise fully advised in the premises, the Court finds that the relief requested in the Motion is appropriate and as such, the Motion should be granted. Accordingly, it is hereby

ORDERED that the Motion is granted. It is further,

ORDERED that the Allowed Amount for each claim listed on Schedule "A" is approved.

It is further,

ORDERED that the Receiver is authorized and directed to make an interim distribution to holders of the Claims in the amounts stated on Schedule "A" attached hereto in accordance with the terms set forth in the Motion and to use the claimant addresses that are set forth on either the proof of claim or subsequently provided during the claims process for purposes of making the distribution. It is further,

ORDERED that the Receiver is authorized and directed to make an interim distribution to Disputed Claims upon final resolution of any objection to the Receiver's determination of the amount and/or priority of the Claims, provided, however, before making a distribution to any such claimant the order allowing the claim must specify that the Receiver Trustee will make the interim distribution and also expressly state the amount of such interim distribution (which will be based on twenty percent (20%) of the allowed amount of the claim). Future interim distributions to additional claimants under this procedure may be made upon filing a motion for approval with the Court on fourteen (14) days negative notice. It is finally,

ORDERED the determination of the amount and priority of the Class 2 Claims set forth on Schedule "B" is approved and the Class 3 Claims on Schedule "C" are disallowed in their

entirety. No interim distribution payment shall be made from the Receivership on account of those Claims.

DONE AND ORDERED in open court, New Port Richey, Pasco County, Florida on this 26th day of March, 2012.

ORIGINAL SIGNED

MAR 26 2012

STANLEY R. MILLS

~~CIRCUIT JUDGE~~

The Honorable Stanley R. Mills

CIRCUIT JUDGE

Copies furnished to:

Karen Cox, Esq.
Gregory S. Slemp, Esq.
Gabriel Mazzeo, Esq.

SCHEDULE A

Allowed Claim and Distribution List

Claim No.	Allowed Amount	Interim Distribution Amount (20%)
3	\$20,000.00	\$4,000.00
4	\$128,800.00	\$25,760.00
6	\$8,400.00	\$1,680.00
10	\$200,000.00	\$40,000.00
12	\$50,000.00	\$10,000.00
14	\$25,000.00	\$5,000.00
15	\$0.00	\$0.00
23	\$20,000.00	\$4,000.00
25	\$20,000.00	\$4,000.00
29	\$38,000.00	\$7,600.00
31	\$100,000.00	\$20,000.00
32	\$53,500.00	\$10,700.00
34	\$40,600.00	\$8,120.00
36	\$193,628.00	\$38,725.60
37	\$17,000.00	\$3,400.00
39	\$24,000.00	\$4,800.00
41	\$25,000.00	\$5,000.00
42	\$10,000.00	\$2,000.00
43	\$99,000.00	\$19,800.00
47	\$80,000.00	\$16,000.00
48	\$43,000.00	\$8,600.00
50	\$25,000.00	\$5,000.00
53	\$110,000.00	\$22,000.00
55	\$64,000.00	\$12,800.00
57	\$6,135.00	\$1,227.00
59	\$15,000.00	\$3,000.00
64	\$20,000.00	\$4,000.00
65	\$75,000.00	\$15,000.00
68	\$30,000.00	\$6,000.00
71	\$37,500.00	\$7,500.00
72	\$25,000.00	\$5,000.00
74	\$40,000.00	\$8,000.00
75	\$10,500.00	\$2,100.00
77	\$19,000.00	\$3,800.00

79	\$4,000.00	\$800.00
81	\$25,000.00	\$5,000.00
82	\$30,000.00	\$6,000.00
83	\$40,000.00	\$8,000.00
84	\$30,000.00	\$6,000.00
86	\$25,000.00	\$5,000.00
91	\$25,000.00	\$5,000.00
95	\$48,000.00	\$9,600.00
98	\$32,000.00	\$6,400.00
100	\$37,000.00	\$7,400.00
101	\$5,000.00	\$1,000.00
104	\$25,000.00	\$5,000.00
105	\$155,000.00	\$31,000.00
108	\$1,400.00	\$280.00
109	\$25,000.00	\$5,000.00
113	\$100,000.00	\$20,000.00
118	\$25,000.00	\$5,000.00
120	\$22,500.00	\$4,500.00
126	\$35,000.00	\$7,000.00
128	\$9,000.00	\$1,800.00
129	\$17,000.00	\$3,400.00
130	\$50,000.00	\$10,000.00
131	\$20,000.00	\$4,000.00
132	\$32,000.00	\$6,400.00
133	\$10,000.00	\$2,000.00
134	\$11,127.11	\$2,225.42
135	\$129,100.00	\$25,820.00
137	\$10,000.00	\$2,000.00
138	\$50,000.00	\$10,000.00
140	\$64,600.00	\$12,920.00
141	\$22,750.00	\$4,550.00
143	\$20,000.00	\$4,000.00
144	\$25,000.00	\$5,000.00
145	\$10,000.00	\$2,000.00
146	\$195,900.00	\$39,180.00
149	\$100,180.10	\$20,036.02
150	\$40,000.00	\$8,000.00
151	\$30,000.00	\$6,000.00
152	\$50,000.00	\$10,000.00

155	\$47,000.00	\$9,400.00
156	\$111,930.00	\$22,386.00
161	\$15,500.00	\$3,100.00
162	\$42,000.00	\$8,400.00
163	\$25,000.00	\$5,000.00
164	\$40,000.00	\$8,000.00
167	\$2,800.00	\$560.00
170	\$50,000.00	\$10,000.00
171	\$100,000.00	\$20,000.00
173	\$58,350.00	\$11,670.00
176	\$10,000.00	\$2,000.00
177	\$10,000.00	\$2,000.00
178	\$30,000.00	\$6,000.00
180	\$14,000.00	\$2,800.00
181	\$25,000.00	\$5,000.00
182	\$25,000.00	\$5,000.00
183	\$10,000.00	\$2,000.00
184	\$38,000.00	\$7,600.00
186	\$10,000.00	\$2,000.00
187	\$31,595.00	\$6,319.00
188	\$200,335.66	\$40,067.13
190	\$20,000.00	\$4,000.00
194	\$25,000.00	\$5,000.00
196	\$25,000.00	\$5,000.00
197	\$10,000.00	\$2,000.00
201	\$23,000.00	\$4,600.00
202	\$13,000.00	\$2,600.00
204	\$20,000.00	\$4,000.00
207	\$75,000.00	\$15,000.00
210	\$10,000.00	\$2,000.00
211	\$100,000.00	\$20,000.00
212	\$35,000.00	\$7,000.00
215	\$20,000.00	\$4,000.00
219	\$247,500.00	\$49,500.00
222	\$170,511.00	\$34,102.20
224	\$12,000.00	\$2,400.00
225	\$35,000.00	\$7,000.00
227	\$25,000.00	\$5,000.00
228	\$25,000.00	\$5,000.00

230	\$30,000.00	\$6,000.00
232	\$23,000.00	\$4,600.00
233	\$20,000.00	\$4,000.00
235	\$25,000.00	\$5,000.00
236	\$13,700.00	\$2,740.00
240	\$33,000.00	\$6,600.00
243	\$75,000.00	\$15,000.00
245	\$9,000.00	\$1,800.00
247	\$41,000.00	\$8,200.00
250	\$5,000.00	\$1,000.00
252	\$25,000.00	\$5,000.00
253	\$42,000.00	\$8,400.00
255	\$15,000.00	\$3,000.00
256	\$25,000.00	\$5,000.00
259	\$45,000.00	\$9,000.00
262	\$50,000.00	\$10,000.00
264	\$125,000.00	\$25,000.00
265	\$10,000.00	\$2,000.00
266	\$300,000.00	\$60,000.00
267	\$30,000.00	\$6,000.00
268	\$50,000.00	\$10,000.00
269	\$24,000.00	\$4,800.00
270	\$95,000.00	\$19,000.00
274	\$51,000.00	\$10,200.00
275	\$5,000.00	\$1,000.00
277	\$59,500.00	\$11,900.00
278	\$50,000.00	\$10,000.00
281	\$25,000.00	\$5,000.00
282	\$12,500.00	\$2,500.00
283	\$20,000.00	\$4,000.00
284	\$10,000.00	\$2,000.00
285	\$100,000.00	\$20,000.00
288	\$101,000.00	\$20,200.00
290	\$25,000.00	\$5,000.00
291	\$7,500.00	\$1,500.00
292	\$25,000.00	\$5,000.00
293	\$20,000.00	\$4,000.00
300	\$11,000.00	\$2,200.00
302	\$5,000.00	\$1,000.00

303	\$14,000.00	\$2,800.00
305	\$75,000.00	\$15,000.00
306	\$50,000.00	\$10,000.00
308	\$20,000.00	\$4,000.00
311	\$7,000.00	\$1,400.00
313	\$93,500.00	\$18,700.00
315	\$7,000.00	\$1,400.00
316	\$7,500.00	\$1,500.00
319	\$19,400.00	\$3,880.00
320	\$13,300.00	\$2,660.00
322	\$25,000.00	\$5,000.00
323	\$47,500.00	\$9,500.00
325	\$25,000.00	\$5,000.00
327	\$16,000.00	\$3,200.00
329	\$60,000.00	\$12,000.00
330	\$34,000.00	\$6,800.00
333	\$25,000.00	\$5,000.00
334	\$7,000.00	\$1,400.00
336	\$40,000.00	\$8,000.00
337	\$34,000.00	\$6,800.00
339	\$50,000.00	\$10,000.00
344	\$12,500.00	\$2,500.00
347	\$127,120.17	\$25,424.03
348	\$12,500.00	\$2,500.00
349	\$25,000.00	\$5,000.00
350	\$190,000.00	\$38,000.00
351	\$25,000.00	\$5,000.00
352	\$10,000.00	\$2,000.00
353	\$620,000.00	\$124,000.00
356	\$38,000.00	\$7,600.00
357	\$200,000.00	\$40,000.00
362	\$58,386.00	\$11,677.20
365	\$74,000.00	\$14,800.00
366	\$30,000.00	\$6,000.00
368	\$13,500.00	\$2,700.00
369	\$10,000.00	\$2,000.00
372	\$25,000.00	\$5,000.00
375	\$35,500.00	\$7,100.00
377	\$10,000.00	\$2,000.00

379	\$37,000.00	\$7,400.00
380	\$60,000.00	\$12,000.00
383	\$49,000.00	\$9,800.00
388	\$21,000.00	\$4,200.00
390	\$30,000.00	\$6,000.00
391	\$30,000.00	\$6,000.00
392	\$29,000.00	\$5,800.00
393	\$10,000.00	\$2,000.00
395	\$54,000.00	\$10,800.00
396	\$17,000.00	\$3,400.00
397	\$25,000.00	\$5,000.00
400	\$62,000.00	\$12,400.00
402	\$60,000.00	\$12,000.00
403	\$15,000.00	\$3,000.00
405	\$205,000.00	\$41,000.00
408	\$18,000.00	\$3,600.00
410	\$66,075.00	\$13,215.00
411	\$60,000.00	\$12,000.00
414	\$23,000.00	\$4,600.00
416	\$14,000.00	\$2,800.00
418	\$18,700.00	\$3,740.00
420	\$21,000.00	\$4,200.00
421	\$50,000.00	\$10,000.00
422	\$109,000.00	\$21,800.00
424	\$25,000.00	\$5,000.00
426	\$25,000.00	\$5,000.00
427	\$27,500.00	\$5,500.00
428	\$25,000.00	\$5,000.00
429	\$30,000.00	\$6,000.00
431	\$42,800.00	\$8,560.00
432	\$8,000.00	\$1,600.00
433	\$30,000.00	\$6,000.00
436	\$10,000.00	\$2,000.00
437	\$40,000.00	\$8,000.00
441	\$59,000.00	\$11,800.00
442	\$35,000.00	\$7,000.00
443	\$110,000.00	\$22,000.00
445	\$5,000.00	\$1,000.00
448	\$20,000.00	\$4,000.00

449	\$268,675.02	\$53,735.00
450	\$25,000.00	\$5,000.00
451	\$25,000.00	\$5,000.00
454	\$10,000.00	\$2,000.00
458	\$6,000.00	\$1,200.00
459	\$75,000.00	\$15,000.00
462	\$25,000.00	\$5,000.00
463	\$22,500.00	\$4,500.00
464	\$107,000.00	\$21,400.00
465	\$3,000.00	\$600.00
466	\$10,000.00	\$2,000.00
467	\$25,000.00	\$5,000.00
468	\$20,000.00	\$4,000.00
472	\$25,000.00	\$5,000.00
473	\$10,000.00	\$2,000.00
475	\$6,000.00	\$1,200.00
477	\$20,000.00	\$4,000.00
480	\$49,000.00	\$9,800.00
481	\$4,500.00	\$900.00
482	\$10,500.00	\$2,100.00
486	\$15,000.00	\$3,000.00
492	\$100,000.00	\$20,000.00
493	\$58,000.00	\$11,600.00
496	\$35,000.00	\$7,000.00
497	\$100,000.00	\$20,000.00
498	\$45,000.00	\$9,000.00
502	\$0.00	\$0.00
504	\$12,000.00	\$2,400.00
505	\$50,000.00	\$10,000.00
506	\$7,275.98	\$1,455.20
510	\$25,000.00	\$5,000.00
513	\$19,328.00	\$3,865.60
515	\$112,000.00	\$22,400.00
517	\$27,500.00	\$5,500.00
519	\$255,000.00	\$51,000.00
522	\$50,000.00	\$10,000.00
523	\$4,000.00	\$800.00
524	\$16,900.00	\$3,380.00
526	\$88,300.00	\$17,660.00

529	\$40,000.00	\$8,000.00
530	\$27,000.00	\$5,400.00
532	\$18,000.00	\$3,600.00
534	\$31,000.00	\$6,200.00
535	\$20,000.00	\$4,000.00
537	\$45,000.00	\$9,000.00
539	\$12,000.00	\$2,400.00
540	\$15,000.00	\$3,000.00
541	\$130,000.00	\$26,000.00
542	\$69,600.00	\$13,920.00
543	\$3,000.00	\$600.00
544	\$100,000.00	\$20,000.00
546	\$15,000.00	\$3,000.00
548	\$100,000.00	\$20,000.00
549	\$33,000.00	\$6,600.00
550	\$100,000.00	\$20,000.00
552	\$25,000.00	\$5,000.00
553	\$20,000.00	\$4,000.00
554	\$83,005.64	\$16,601.13
555	\$30,000.00	\$6,000.00
558	\$60,000.00	\$12,000.00
560	\$10,000.00	\$2,000.00
562	\$141,000.00	\$28,200.00
563	\$11,000.00	\$2,200.00
564	\$25,000.00	\$5,000.00
566	\$31,000.00	\$6,200.00
569	\$50,000.00	\$10,000.00
575	\$10,400.00	\$2,080.00
576	\$12,000.00	\$2,400.00
578	\$25,000.00	\$5,000.00
583	\$25,000.00	\$5,000.00
584	\$53,000.00	\$10,600.00
587	\$30,000.00	\$6,000.00
589	\$95,000.00	\$19,000.00
590	\$20,000.00	\$4,000.00
591	\$24,500.00	\$4,900.00
592	\$10,000.00	\$2,000.00
593	\$10,000.00	\$2,000.00
595	\$29,000.00	\$5,800.00

597	\$257,898.00	\$51,579.60
600	\$9,800.00	\$1,960.00
602	\$25,000.00	\$5,000.00
611	\$40,500.00	\$8,100.00
613	\$245,000.00	\$49,000.00
614	\$27,500.00	\$5,500.00
615	\$10,000.00	\$2,000.00
616	\$7,000.00	\$1,400.00
617	\$245,000.00	\$49,000.00
618	\$25,000.00	\$5,000.00
619	\$41,450.00	\$8,290.00
621	\$46,000.00	\$9,200.00
622	\$57,500.00	\$11,500.00
624	\$42,000.00	\$8,400.00
626	\$100,000.00	\$20,000.00
627	\$25,000.00	\$5,000.00
628	\$357,330.00	\$71,466.00
629	\$175,000.00	\$35,000.00
630	\$74,000.00	\$14,800.00
631	\$50,000.00	\$10,000.00
632	\$45,000.00	\$9,000.00
634	\$40,000.00	\$8,000.00
636	\$250,000.00	\$50,000.00
640	\$25,000.00	\$5,000.00
642	\$213,000.00	\$42,600.00
643	\$25,000.00	\$5,000.00
647	\$23,000.00	\$4,600.00
649	\$9,000.00	\$1,800.00
651	\$45,359.00	\$9,071.80
652	\$10,000.00	\$2,000.00
653	\$35,000.00	\$7,000.00
654	\$25,000.00	\$5,000.00
658	\$100,000.00	\$20,000.00
666	\$21,080.00	\$4,216.00
667	\$25,000.00	\$5,000.00
668	\$9,021.00	\$1,804.20
670	\$20,000.00	\$4,000.00
671	\$16,500.00	\$3,300.00
672	\$42,000.00	\$8,400.00

673	\$48,000.00	\$9,600.00
679	\$12,000.00	\$2,400.00
683	\$36,000.00	\$7,200.00
684	\$46,000.00	\$9,200.00
687	\$13,500.00	\$2,700.00
688	\$10,000.00	\$2,000.00
690	\$15,000.00	\$3,000.00
691	\$24,500.00	\$4,900.00
692	\$56,500.00	\$11,300.00
693	\$100,000.00	\$20,000.00
694	\$0.00	\$0.00
695	\$15,000.00	\$3,000.00
696	\$10,000.00	\$2,000.00
697	\$10,000.00	\$2,000.00
698	\$6,914.52	\$1,382.90
700	\$180,000.00	\$36,000.00
701	\$49,150.00	\$9,830.00
702	\$15,000.00	\$3,000.00
703	\$30,000.00	\$6,000.00
706	\$50,000.00	\$10,000.00
707	\$19,500.00	\$3,900.00
708	\$20,000.00	\$4,000.00
	\$17,411,110.20	\$3,482,222.04

SCHEDULE B

Class 2 Claims

Claim No.	Allowed Amount
19	\$5,000.00
46	\$6,000.00
294	\$58,000.00
406	\$84,500.00
409	\$62,000.00

SCHEDULE C

Disallowed Class 3 Claims

Claim No.	Claim Amount	Allowed Amount
9	claim reflects a net gain	None
20	\$13,000	None
22	\$2,500	None
27	\$20,000	None
51	\$12,000	None
63	\$6,400	None
80	claim reflects a net gain	None
103	\$42,000	None
127	\$7,000	None
158	\$17,000	None
198	claim reflects a net gain	None
208	\$0	None
261	\$23,200	None
299	\$2,500	None
309	\$20,000	None
374	\$555,960	None
381	\$10,000	None
401	?	None
457	?	None
494	\$31,000	None
538	\$10,000	None
585	\$9,100	None
596	?	None
606	\$40,500	None
637	claim reflects net gain	None
657	\$10,000	None
669	\$11,300	None
699	\$0	None
704	\$18,000	None
705	\$21,730	None