



**ORDERED in the Southern District of Florida on July 28, 2016.**

  
Paul G. Hyman, Jr.  
Chief United States Bankruptcy Judge

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UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF FLORIDA  
WEST PALM DIVISION  
[www.flsb.uscourts.gov](http://www.flsb.uscourts.gov)

IN RE:

PALM BEACH FINANCE PARTNERS, L.P.,  
PALM BEACH FINANCE II, L.P.,

CASE NO. 09-36379-PGH  
CASE NO. 09-36396-PGH  
(Jointly Administered)

Debtors.

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**ORDER GRANTING LIQUIDATING TRUSTEE'S  
TWENTY-THIRD OMNIBUS OBJECTION (LIMITED PARTNER  
SCHEDULED EQUITY INTERESTS IN CASE NO. 09-36396-PGH (PBF II))**

THIS MATTER having been considered without hearing upon the Liquidating Trustee's Twenty-Third Omnibus Objection to Claims (Limited Partner Scheduled Equity Interests in Case No. 09-36396-PGH (PBF II)) [ECF No. 2924] ("*Objection*"), and the objector by submitting this form order having represented that the Objection was served on the parties listed below, that the 30-day response time provided by Local Rule 3007-1(D) has expired, that no one listed below has filed, or served on the objector, a response to the Objection, and that the relief to be granted

in this order is the identical relief requested in the Objection, and this Court having considered the basis for the Objection to each of the claims addressed in the Objection, it is

**ORDERED** as follows:

1. The Objection is **SUSTAINED** as set forth herein.
2. The list of equity security holders in Case No. 09-36396 (PBF II) shall be modified to replace Umbach Financial Group with “Ozcar Multi-Strategies LLC Class C#1 FBO Joe Umbach,” as the correct holder of the equity interest, which allowed equity interest shall be calculated (following the final resolution of all limited partner claims and equity interests) using \$10,091,689.28 as the numerator and the total of all allowed limited partner claims as the denominator.
3. The list of equity security holders in Case No. 09-36396 (PBF II) shall be modified to replace Scotia Capital with “Scotiabanc, Inc.,” as the correct holder of the equity interest, which allowed equity interest shall be calculated (following the final resolution of all limited partner claims and equity interests) using \$8,814,377.58 as the numerator and the total of all allowed limited partner claims as the denominator.
4. The list of equity security holders in Case No. 09-36396 (PBF II) shall be modified to replace Judith Goldsmith with “Judith Ellen Goldsmith,” as the correct holder of the equity interest, which allowed equity interest shall be calculated (following the final resolution of all limited partner claims and equity interests) using \$300,000.00 as the numerator and the total of all allowed limited partner claims as the denominator.
5. The list of equity security holders in Case No. 09-36396 (PBF II) shall be modified to replace Ted Goldsmith with “Theodore Goldsmith,” as the correct holder of the equity interest, which allowed equity interest shall be calculated (following the final resolution

of all limited partner claims and equity interests) using \$350,000.00 as the numerator and the total of all allowed limited partner claims as the denominator.

6. The list of equity security holders in Case No. 09-36396 (PBF II) shall be modified to replace Gantcher Group (The) with “The Gantcher Group,” as the correct holder of the equity interest, which allowed equity interest shall be calculated (following the final resolution of all limited partner claims and equity interests) using \$201,502.20 as the numerator and the total of all allowed limited partner claims as the denominator.

7. Nothing herein is intended to, or should be considered, a limit to the damages that the Liquidating Trustee - or any other party - can claim or recover against third parties.

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**Submitted By:**

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**Copies Furnished To:**

Peter D. Russin, Esquire, is directed to serve copies of this Order on all parties in interest and to file a Certificate of Service.