

1           And I request that your Honor, please,  
2           because they have improperly held money pursuant  
3           to a court order, they should not be the  
4           fiduciaries for this money. The estate has the  
5           fiduciary obligation to --

6           THE COURT: What evidence do I have that  
7           you're ready to prepare that tells me that  
8           there's a lack of trustworthiness that the money  
9           will be there to comply with court orders?

10          MR. DENMAN: Because, your Honor, they  
11          took the proceeds of the sale, have never  
12          brought it to your Honor's attention one time,  
13          one time until I brought it, that they have  
14          improperly retained money.

15          THE COURT: That's a different subject  
16          than the trustworthiness of the escrow being  
17          there.

18          Mr. Denman, in this category you are  
19          really barking up the wrong tree because despite  
20          the contentiousness of this case and now the  
21          branches that it is going including federal  
22          court and maybe the Florida Bar, I mean, the  
23          Ciklin Lubitz law firm has a well-earned  
24          reputation of honesty. And this is honesty.  
25          Okay.

1           And not for a moment do I have any  
2           concern because their reputation is well-earned  
3           in this respect. You may disagree agree with  
4           the notices and things like that. But I don't  
5           have any sense whatsoever, and never have in the  
6           years I've dealt with this firm, as a lawyer and  
7           a judge, all of which I can take into  
8           consideration, that they are not trustworthy to  
9           have that money available for control over the  
10          jurisdiction so that request is denied.

11           MR. DENMAN: I understand. But  
12          respectfully, the Florida Bar Rules prescribe  
13          what an escrow agent is required to do, your  
14          Honor. An escrow agent it not entitled to hold  
15          money without advising. If an order says --

16           THE COURT: All right. But we are passed  
17          that point because I entered an order today.  
18          And I will enter orders tomorrow or the next day  
19          or whenever I have matters, but for today that's  
20          my order.

21           MR. DENMAN: All right. I will prepare  
22          the order now.

23           THE COURT: All right. And show it to  
24          them. Please go outside, I have people waiting.

25           And from now on, please don't, you know,