

**IN THE CIRCUIT COURT OF THE ELEVENTH JUDICIAL  
CIRCUIT IN AND FOR MIAMI-DADE COUNTY, FLORIDA**

**CASE NO: 2021-015089-CA-01**

**SECTION: CA43**

**JUDGE: Michael Hanzman**

**In Re:**

**Champlain Towers South Collapse Litigation**

**RECEIVER'S MOTION TO MODIFY ORDER GRANTING  
RECEIVER'S MOTION FOR ENTRY OF AN ORDER APPROVING  
PROTOCOL FOR PROCESSING AND RETURNING PERSONAL  
PROPERTY ITEMS TO VICTIMS AND CASH FOUND AT THE PROPERTY**

Michael I. Goldberg (the "Receiver"), pursuant to Rule 4 of the Complex Business Litigation Rules, seeks entry of an Order modifying this Court's October 10, 2021 Order Approving Protocol for Processing and Returning Personal Property Items to Victims and Cash Found at the Property. Specifically, the Receiver seeks an amendment to the Order solely to change the 30 day timeframe set forth in paragraphs 5, 6 and 7 to a 60 day timeframe as set forth below:

1. At a hearing conducted on July 2, 2021 (the "Commencement Date"), in the captioned cases, the Court ordered the appointment of Michael I. Goldberg as Receiver for Association. Following the hearing, the Court entered an order so appointing Mr. Goldberg.

2. This receivership is the result of multiple lawsuits that were filed after the tragic collapse of a portion of the real property with a physical address of 8777 Collins Avenue, Surfside, Florida 33154 (the "Property").

3. On October 10, 2021, this Court entered an Order Approving Protocol for Processing and Returning Personal Property Items. In pertinent part, the Order provides that

with respect to photographs of the items uploaded to the Receiver's website for viewing and/or claiming by victims and/or Personal Representatives:

The photographs will be accessible for 30 days. During the 30 day period, victims and/or their Personal Representatives will be able to submit claims to the Receiver for personal property items.

4. The website is scheduled to be running on or about April 11, 2022 at which point the Receiver will send notification to the victims and Personal Representatives, to the extent possible, along with secure login information.

5. The Receiver has spoken with several victims' families and the County who agree that 60 days to review and make claims is more appropriate given that more than 5,400 photos have been uploaded for review to date.<sup>1</sup> Moreover, 30 days would require the victims to review more approximately 180 photos a day 7 days a week for the entire month. Accordingly, the Receiver requests that the protocol approved in the October 10, 2021 be extended so that victims and/or Personal Representatives have 60 days to view the photographs and submit their claims to the Receiver. The Receiver further requests that all references to the "30 day period" in the Order be amended to "60 day period".

**WHEREFORE**, the Receiver respectfully requests that the Court amend its October 10, 2021 Order as set forth herein.

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<sup>1</sup> In addition to the approximately 5,400 property items which are part of the current claims process, the County is continuing to decontaminate, photograph and inventory additional items it has recovered. As of the filing of this Motion, the Receiver was provided with a spreadsheet for an additional 740 decontaminated property items. The Receiver understands that the County is also in the process of decontaminating, photographing and inventorying further property items which it will then provide to the Receiver. Accordingly, the Receiver anticipates at least one additional claims process following the completion of the initial claims process addressed in this motion.

Respectfully submitted,

/s/ Michael I. Goldberg

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*Court-Appointed Receiver*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on April 8, 2022, a copy of the foregoing was electronically filed with the Clerk of Court by using the Florida Courts E-Filing Portal and a copy of same was furnished to all counsel of record through the Florida Court's E-Filing Portal.

By: s/ Michael I. Goldberg

Michael I. Goldberg