

**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 FOR ENTRY OF AN ORDER
AUTHORIZING MIAMI-DADE COUNTY TO RETURN
RECOVERED PROPERTY ITEMS IDENTIFIABLE TO INDIVIDUALS**

Michael I. Goldberg (the "Receiver"), pursuant to Rule 4 of the Complex Business Litigation Rules, seeks entry of an Order authorizing Miami-Dade County (the "County") to return personal property items recovered in the rubble and/or vehicles at the collapse site to the extent the Receiver and the County are able to identify the owners. In support thereof, the Receiver states:

1. Following the collapse of the Champlain Tower South Condominium, Miami-Dade County recovered thousands of personal property items from the rubble.

2. Some of the recovered decontaminated items contain an engraved name, monogram or other identifying information from which the Receiver can determine they clearly belong to a particular individual(s). Therefore, it makes little sense to have the owner(s) of the property (or their heirs) wait until the conclusion of the entire property recovery process to be able to obtain such readily identifiable property.

3. Therefore, and in accordance with this Court's Order dated October 1, 2021, the Receiver respectfully requests this Court authorize the County to release the recovered decontaminated property items which have been identified as described in paragraph 2. The Receiver will provide the item numbers to the County for the immediate release of those items and will contact the

individuals to provide them the contact information for the County so that the owners and/or court-appointed personal representatives can coordinate retrieval of their items from Miami-Dade County. This Motion and Order will be posted on the Receiver's website.

4. Neither the Receiver nor the County warrants the safety of the personal property items and/or that they are free of all bio-hazardous materials despite the County's completion of the decontamination process. Accordingly, it is requested that the Court's order approving the return of personal property provide that an individual's acceptance of the property shall constitute a waiver of any and all claims against the County and the Receiver with respect to the personal property and coins, including but not limited to, any claims or damages relating to any bio-hazardous materials, such as asbestos and mold, remaining on the personal property.

5. The County and the Receiver also request that the Court's order approving the release of property items provide that the Receiver and the County are not responsible for the turnover of personal property or currency inadvertently to the wrong person so long as they followed the procedures set forth in the applicable Court Orders.

WHEREFORE the Receiver respectfully requests that the Court grant this Motion, thereby authorizing the County to return the items the Receiver determines contain engravings, monograms or other information clearly identifying ownership. The Receiver respectfully requests this Court

grant any other and further relief it deems just and proper.

Respectfully submitted,

/s/ Michael I. Goldberg
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Court-Appointed Receiver

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on August 1, 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