

**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

Plaintiff(s)

vs.

N/A

Defendant(s)

_____/

**ORDER GRANTING RECEIVER'S MOTION FOR ENTRY OF AN ORDER
AUTHORIZING MIAMI-DADE COUNTY TO RETURN CLAIMED PERSONAL
PROPERTY ITEMS WITHOUT COMPETING CLAIMS**

THIS CAUSE came before the Court on the Receiver's Motion for Entry of An Order Authorizing Miami-Dade County to Return Claimed Personal Property Items Without Competing Claims. The Court, having considered the Motion and being otherwise fully advised in the premises, ORDERS AND ADJUDGES as follows:

1. The Receiver's Motion is GRANTED.
2. Miami-Dade County is authorized to return the personal property items listed on Exhibit A to the claimants (identified by Claimant ID) on Exhibit A.
3. In addition to the 2,483 items listed on Exhibit A, there are 120 additional claimed items (made by 33 different claimants) which were not finalized by claimants. Those items were claimed but are in draft form without the claimant having attested to them or hitting the "submit" button. In an abundance of caution and in a continued effort to return as many personal property items as possible to their owners, the Receiver will be notifying those individuals of the incomplete nature of their claims and giving them an opportunity through January 11, 2023 in which to finalize and

submit their claims. Failure of an individual to do so by that date will constitute an abandonment of any claim for the items in the draft submissions.

4. To the extent there are any unclaimed items remaining after January 11, 2023, the Receiver is authorized, at his discretion, to: (1) attempt to sell any items that he determines have resale value, the sales proceeds of which will be distributed to class members on a *pro rata* basis; (2) donate items to charity, including the Surfside memorial; and (3) dispose of any remaining items that do not fall into categories (1) or (2).

5. 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. 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 contents, 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.

6. The Receiver and the County are not responsible for the turnover of personal property inadvertently to the wrong person so long as they followed the procedures set forth in the applicable Court Orders.

7. Upon issuance of this Order, the Receiver, to the extent possible, will contact the individuals referenced in Exhibit A 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 Order will be posted on the Receiver's website, www.ctsreceivership.com.

8. This Court shall retain jurisdiction of this matter for all purposes.

DONE and **ORDERED** in Chambers at Miami-Dade County, Florida on this 5th day of December, 2022.



2021-015089-CA-01 12-05-2022 12:58 PM

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Hon. Michael Hanzman

CIRCUIT COURT JUDGE

Electronically Signed

No Further Judicial Action Required on **THIS MOTION**

CLERK TO **RECLOSE** CASE IF POST JUDGMENT

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