

**IN THE CIRCUIT COURT OF THE SIXTH JUDICIAL CIRCUIT
IN AND FOR PINELLAS COUNTY, FLORIDA
CIVIL DIVISION**

STATE OF FLORIDA,
OFFICE OF FINANCIAL REGULATION,

Plaintiff,

vs.

Case No.: 14-001695-CI

TRI-MED CORPORATION,
TRI-MED ASSOCIATES INC.,
JEREMY ANDERSON,
ANTHONY N. NICHOLAS, III,
ERIC AGER, IRWIN AGER,
TERESA SIMMONS BORDINAT
a/k/a TERESA SIMMONS,
and ANTHONY N. NICHOLAS, JR.,

Defendants,

vs.

TMFL HOLDINGS, LLC,

Relief Defendant.

_____ /

ORDER

This cause comes before the Court for consideration of the Receiver's Final Report and Motion to Close Receivership (the "Motion"). The State of Florida does not oppose the granting of the relief sought. Having considered the Motion, and being otherwise fully advised, it is ORDERED AND ADJUDGED that the Motion is GRANTED. The Court hereby:

1. Authorizes the Receiver to pay estimated final fees and costs of \$80,400 to complete the closing of the Receivership, to be paid from the remaining Receivership assets;

2. Authorizes the Receiver to make a final distribution in the total amount of \$814,622.47 as set forth above and in the attached **Exhibit 1**;

3. Authorizes the abandonment of all remaining assets and liabilities of the Receivership, specifically including all medical accounts receivable remaining on the Receivership books and all outstanding judgments held in favor of the Receivership;

4. Assigns the Receiver's interest in any future restitution payments to the Crime Victims Fund;

5. Authorizes the Receiver to release any and all remaining frozen funds;

6. Authorizes the Receiver to remit distribution funds to the Florida Division of Unclaimed Property after the expiration of a distribution check and after the Receiver has made reasonable efforts, in his sole discretion, to provide the claimant or his or her beneficiaries an opportunity to recover the funds;

7. Authorizes the Receiver to remit unclaimed distribution funds that he is unable to remit to the Florida Division of Unclaimed Property according to paragraph 6 above to the Pinellas County Clerk of Court;

8. Authorizes the Receiver to destroy, or otherwise dispose of, all books, records, computer equipment, other computer-related devices, and other items related to the Receivership in the Receiver's discretion if the OFR does not take custody of such records and other items within thirty days after written notice from the Receiver;

9. Authorizes the Receiver to retain the books and records necessary to support the tax returns filed by the Receiver for a period of four (4) years and thereafter destroy those books and records;

10. Discharges the Receiver and his agents, employees, members, officers, independent contractors, attorneys, representatives, predecessors, successors and assignees, and relieving the Receiver and his agents, employees, members, officers, independent contractors, attorneys, representatives, predecessors, successors, and assignees of all duties, liabilities and responsibilities pertaining to the Receivership previously established in this action effective upon the Receiver filing a closing declaration in which he attests that he has completed the final distribution as specified herein, filed the final necessary tax returns, and paid the final fees and costs of the Receivership;

11. Enjoins all persons from commencing or prosecuting, without leave of this Court, any action against the Receiver or his agents in connection with or arising out of the Receiver's or his agents' services to this Court in this Receivership;

12. Retains jurisdiction for the purpose of enforcing the above injunctive relief; and

13. Closes this Receivership without further order from this Court effective upon the Receiver filing a closing declaration in which he attests that he has completed the final distribution as specified herein, filed the final necessary tax returns, and paid the final fees and costs of the Receivership.

DONE and **ORDERED** in Chambers in Pinellas County, Florida this ____ day of _____, 2023.

Electronically Conformed 1/25/2024
Cynthia Newton

The Honorable Judge Cynthia J. Newton
Circuit Court Judge

COPIES TO:
Counsel of Record