

**STATE OF FLORIDA
FLORIDA HOUSING FINANCE CORPORATION**

FLORIDA HOUSING FINANCE
CORPORATION,

Petitioner,

v.

FHFC Case No. 2017-029GA

PINNACLE HOUSING GROUP, LLC,
PHG BUILDERS, LLC, FELIX
BRAVERMAN, DAVID O. DEUTCH,
MITCHELL M. FRIEDMAN, MICHAEL
D. WOHL, and LOUIS WOLFSON, III,

Respondents.

AMENDED TEMPORARY ORDER OF SUSPENSION

1. On May 1, 2017, the above Respondents were served an Administrative Complaint regarding allegations that they engaged in fraudulent actions and materially misrepresented information to Petitioner in connection with its funding programs.

2. Unless otherwise noted herein, all capitalized terms shall have the meaning provided in Fla. Admin. Code R. 67-48.002, Rev. 5-24-17.

3. On May 2, 2017, Petitioner issued a Temporary Order of Suspension pursuant to Fla. Admin. Code R. 67-48.004(2)(b), suspending all "pending transactions" under any program administered by Petitioner and involving the Respondents, their Principals and Affiliates as defined in Fla. Admin. Code R. 67-48.002.

4. On or about May 26, 2017, Counsel for Respondents submitted the following five Petitions for Rule Waiver pursuant to §120.542, Fla. Stat., requesting that the five corresponding

FILED WITH THE CLERK OF THE FLORIDA
HOUSING FINANCE CORPORATION

 /DATE: 6-27-17

proposed Developments be held exempt from the Temporary Order of Suspension and be permitted to proceed prior to any Final Order issued in this matter:

- a. *In re: Caribbean Village, Ltd.* – Case No. 2017-045VW (“Caribbean Village” 2014-418S);
- b. *In re: Cocoa Housing Preservation II, LLC* – Case No. 2017-046VW (“Pineda Village” 2016-293C);
- c. *In re: Suncrest Court Redevelopment, LLC* – Case No. 2017-043VW (“Suncrest Court” 2016-378BS);
- d. *In re: Verbena, LLC.* – Case No. 2017-044VW (“Verbena” 2017-161C);
- e. *In re: Woodland Park Redevelopment I, LLC* – Case No. 2017-042VW (“Woodland Park”).

4. Petitioner herein now issues this Amended Temporary Order of Suspension to clarify the interpretation and applicability of the term “pending transactions” in regards to the Developments listed above.

5. For the purposes of the instant case and the temporary suspension of transactions involving Respondents, its Principals and Affiliates, “pending transactions” **shall not** apply to any proposed Development for which an Invitation to Credit Underwriting has been issued, or, any proposed Development which has been preliminarily selected for funding by Petitioner prior to the issuance of the Administrative Complaint on May 1, 2017.

6. Of the proposed Developments listed above, all have been issued Invitations to Credit Underwriting, with the exception of Suncrest Court and Verbena. Suncrest Court was preliminarily selected for funding by Petitioner on December 9, 2016. Verbena was preliminarily selected for funding by Petitioner on February 3, 2017.

IT IS THEREFORE ORDERED:

All pending transactions involving Respondents, their Principals and Affiliates, remain SUSPENDED until such time as a Final Order is issued in this case, or until the Administrative Complaint is dismissed. For the purposes of this Amended Order and the instant proceedings, the proposed Developments Caribbean Village, Pineda Village, Suncrest Court, Verbena and Woodland Park are not considered "pending transactions" and are not suspended per Fla. Admin. Code. R. 67-48.004(2).

DONE and ORDERED this 27th day of June, 2017.

FLORIDA HOUSING FINANCE CORPORATION

By:



Hugh R. Brown
General Counsel

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing AMENDED TEMPORARY ORDER OF SUSPENSION has been furnished by electronic and US Mail this 27th day of June,

2017 to Counsel for Respondents:

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Hugh R. Brown
General Counsel

NOTICE OF RIGHTS

Please be advised that mediation under Section 120.573, Florida Statutes, is not available for administrative disputes involving this type of agency action.

Please be advised that Respondent has the right to request a hearing to be conducted in accordance with Sections 120.569 and 120.57, Florida Statutes, to be represented by counselor or other qualified representative, to present evidence and argument, to call and cross-examine witnesses and to have subpoenas and subpoenas duces tecum issued on his, her, or its behalf if a hearing is requested. Any request for an administrative proceeding to challenge or contest the charges contained in the Administrative Complaint must conform to Rule 28-106.2015, Florida Administrative Code. Rule 28-106.111, Florida Administrative Code, which provides in part that if Respondent fails to request a hearing within 21 days of receipt of an agency pleading, Respondent waives the right to request a hearing on the facts alleged.