

IN THE CIRCUIT COURT OF THE 17TH
JUDICIAL CIRCUIT IN AND FOR
BROWARD COUNTY, FLORIDA

COMERICA BANK,
a Texas banking corporation,

CASE NO. 12-013597 (18)

Plaintiff,

FLORIDA BAR NOS. 19968 & 28585

vs.

TROPIC RANCH, INC. a Florida
corporation, H.K. HOTEL
MANAGEMENT, LLC, a Michigan limited
liability company, HANNA KARCHO-
POLSELLI, individually, BROWARD
COUNTY, FLORIDA, a political
subdivision of the State of Florida, and
KENNETH A. FRANK, individually,

Defendants.

PLAINTIFF'S RESPONSES TO DEFENDANTS' REQUEST FOR PRODUCTION

Plaintiff Comerica Bank ("Plaintiff"), by and through its undersigned counsel, hereby responds to the Request for Production served upon it by Defendants H.K. Hotel Management, LLC, Tropic Ranch, Inc., and Hanna Karcho-Polselli ("Defendants") and states as follows:

Requested Documents

1. A current payment ledger showing the application of all payments received on the Subject Loan, since its inception.

Response: Pursuant to Florida Rule of Civil Procedure 1.350(b), Plaintiff is producing all documents as they are kept in the usual course of business. The documents are available for inspection at undersigned counsel's office at a mutually agreeable time between the parties. Plaintiff, however, objects to the production of all confidential business documents or documents protected by either the attorney client privilege or the work product privilege, all of which are included on Plaintiff's privilege log.

2. Front and back copies of all checks or other payments received on the subject Loan, since its inception.

Response: Pursuant to Florida Rule of Civil Procedure 1.350(b), Plaintiff is producing all documents as they are kept in the usual course of business. The documents are available for inspection at undersigned counsel's office at a mutually agreeable time between the parties. Plaintiff, however, objects to the production of all confidential business documents or documents protected by either the attorney client privilege or the work product privilege, all of which are included on Plaintiff's privilege log.

3. Any and all correspondence between any of the Defendants and Plaintiff, or any of Plaintiffs representatives, including participating brokers, from the time Defendants first made application for the Subject Loan, until the inception of the Subject Loan, including, but not limited to, all negotiations concerning the terms and origination thereof.

Response: Pursuant to Florida Rule of Civil Procedure 1.350(b), Plaintiff is producing all documents as they are kept in the usual course of business. The documents are available for inspection at undersigned counsel's office at a mutually agreeable time between the parties. Plaintiff, however, objects to the production of all confidential business documents or documents protected by either the attorney client privilege or the work product privilege, all of which are included on Plaintiff's privilege log.

4. Any and all correspondence between any of the Defendants and Plaintiff concerning the Subject Loan, since its inception.

Response: Pursuant to Florida Rule of Civil Procedure 1.350(b), Plaintiff is producing all documents as they are kept in the usual course of business. The documents are available for inspection at undersigned counsel's office at a mutually agreeable time between the parties. Plaintiff, however, objects to the production of all confidential business documents or documents protected by either the attorney client privilege or the work product privilege, all of which are included on Plaintiff's privilege log.

5. Any and all correspondence relating to repairs and/or renovations relating to the Subject Property.

Response: Pursuant to Florida Rule of Civil Procedure 1.350(b), Plaintiff is producing all documents as they are kept in the usual course of business. The documents are available for inspection at undersigned counsel's office at a mutually agreeable time between the parties. Plaintiff, however, objects to the production of all confidential business documents or documents protected by either the attorney client privilege or the work product privilege, all of which are included on Plaintiff's privilege log.

6. Any and all correspondence specifically relating to the Forbearance Agreement, including but not limited to those items which demonstrate how the Forbearance was negotiated with and/or explained to Defendants, how the payments were adjusted and/or re-amortized, and how the post-forbearance payments were applied.

Response: Pursuant to Florida Rule of Civil Procedure 1.350(b), Plaintiff is producing all documents as they are kept in the usual course of business. The documents are available for inspection at undersigned counsel's office at a mutually agreeable time between the parties. Plaintiff, however, objects to the production of all confidential business documents or documents protected by either the attorney client privilege or the work product privilege, all of which are included on Plaintiff's privilege log.

7. Any documents which are not privileged and are not encompassed by the previous requests, which are part of Plaintiff's loan file for the Subject Loan.

Response: Pursuant to Florida Rule of Civil Procedure 1.350(b), Plaintiff is producing all documents as they are kept in the usual course of business. The documents are available for inspection at undersigned counsel's office at a mutually agreeable time between the parties. Plaintiff, however, objects to the production of all confidential business documents or documents protected by either the attorney client privilege or the work product privilege, all of which are included on Plaintiff's privilege log.

8. To the extent they are not encompassed by prior requests or protected by privilege, all documents which relate to, or which would serve to support or refute, the allegations contained in Plaintiff's Complaint.

Response: Pursuant to Florida Rule of Civil Procedure 1.350(b), Plaintiff is producing all documents as they are kept in the usual course of business. The documents are available for inspection at undersigned counsel's office at a mutually agreeable time between the parties. Plaintiff, however, objects to the production of all confidential business documents or documents protected by either the attorney client privilege or the work product privilege, all of which are included on Plaintiff's privilege log.

9. To the extent they are not encompassed by prior request or protected by privilege, all documents which relate to, or which would serve to support or refute, Defendants' Answer & Affirmative Defenses to Plaintiff's Complaint.

Response: Pursuant to Florida Rule of Civil Procedure 1.350(b), Plaintiff is producing all documents as they are kept in the usual course of business. The documents are available for inspection at undersigned counsel's office at a mutually agreeable time between the parties. Plaintiff, however, objects to the production of all confidential business documents or documents protected by either the attorney client privilege or the work product privilege, all of which are included on Plaintiff's privilege log.

Dated: October 15, 2012

Respectfully submitted,

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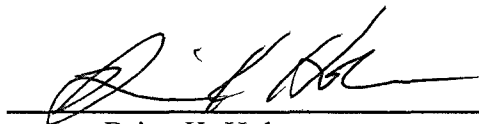
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CERTIFICATE OF SERVICE

I hereby certify that on **October 15, 2012**, a true and correct copy of the foregoing was served on all parties on the Service List below in the manner specified.



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