ORDERED in the Southern District of Florida on November 25, 2019.

Scott M. Grossman

Scott M. Grossman, Judge
United States Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
FORT LAUDERDALE DIVISION

In re:	Case No. 18-23750-SMG (substantively consolidated)
Daymark Realty Advisors Inc., *et al.*,	Chapter 7
Debtor. _____/	

ORDER STRIKING NOTICE OF SERVICE OF SPECIAL INTERROGATORIES AND OBJECTING CREDITORS' FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS TO CHAD S. PAIVA, AS CHAPTER 7 TRUSTEE

THIS MATTER came before the Court *sua sponte*. It has come to the Court's attention that attorneys Kenneth J. Catanzarite and Todd S. Frankenthal, on behalf of the Objecting Creditors,[1] filed a *Notice of Service of Special Interrogatories* (ECF

[1] The Objecting Creditors are defined by Mr. Catanzarite and Mr. Frankenthal in their filings as follows: Richard Carlson as Beneficiary of GREIT Liquidating Trust and terminated trust on behalf of himself and all others similarly situated, Tyrone Wynfield derivatively on behalf of and as liquidating trustee for NNN Capital Fund I, LLC, Milton O. Brown as liquidating trustee for NNN Congress Center, LLC, Dennis Dierenfield, individually and in his capacity as trustee of the Dennis Dierenfield Living Trust; 350 Seventh Avenue Associates, L.P. and co-plaintiffs, Willowbrook Apartments, LLC

No. 328) and an *Objecting Creditors' First Set of Requests for Production of Documents to Chad S. Paiva, as Chapter 7 Trustee* (ECF No. 336) on the docket in violation of Local Rule 7026-1(C), which provides that discovery, including written interrogatories and request for production of documents, "shall not be filed with the court, nor shall proof of service be filed, unless upon order of the court." The Court did not order the parties to file discovery with the Court, and in fact specially directed the parties not to do so at the hearing conducted on November 13, 2019.

Accordingly, it is **ORDERED** that the *Notice of Service of Special Interrogatories* (ECF No. 328) and the *Objecting Creditors' First Set of Requests for Production of Documents to Chad S. Paiva, as Chapter 7 Trustee* (ECF No. 336) are hereby stricken from the record.

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Copies furnished to:

Todd S. Frankenthal, Esq.

Kenneth J. Catanzarite, Esq.

Barry P Gruher, Esq.

Chad Paiva, Trustee

and co-plaintiffs, Plantations at Haywood 1, LLC and co-plaintiffs, 1600 Barberry Lane 8, LLC and co-plaintiff, Dennis Dierenfield and co-plaintiffs.