

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 15-CV-80946-MIDDLEBROOKS/BRANNON

**JAMES D. SALLAH, ESQ., not
individually, but solely in his capacity as
Court-Appointed Receiver for JCS
Enterprises Inc., d/b/a JCS Enterprises
Services Inc., T.B.T.I. Inc., My Gee Bo,
Inc., JOLA Enterprise Inc., and PSCS
Holdings, LLC,**

Plaintiff,

-vs.-

**JOSEPH SIGNORE, individually, and
LAURA SIGNORE, individually,**

Defendants.

**PLAINTIFF’S POST-JUDGMENT MOTION DIRECTING CLERK TO ISSUE
WRIT OF GARNISHMENT WITH SUPPORTING MEMORANDUM OF LAW**

Pursuant to Fed. R. Civ. P. 69 and Fla Stat. Chapter 77, Plaintiff James D. Sallah, Esq., not individually, but solely in his capacity as the Court-Appointed Receiver (the “Receiver”) for JCS Enterprises Inc., d/b/a JCS Enterprises Services Inc. (“JCS”), T.B.T.I. Inc. (“TBTI”), My Gee Bo, Inc. (“Gee Bo”), JOLA Enterprise Inc. (“JOLA”), and PSCS Holdings, LLC (“PSCS”), through undersigned counsel, hereby moves the Court to direct the Clerk of Court to issue the attached proposed Writ of Garnishment to Regions Bank (“Regions”), which is attached as Exhibit A, in partial satisfaction of the subject Final Judgment against Defendants Joseph Signore (“Signore”) and Laura Signore¹ (DE 131). The Receiver understands that there are two items subject to garnishment and that Regions previously froze pursuant to the asset freeze over Signore’s assets:

¹ Laura Signore is now known as Laura Grande.

(i) all of the funds (at least \$57,666.09) held in a Regions account ending 4372 in the name of Joseph Signore, individually; and (ii) \$49,100 in U.S. currency that was held in a safe deposit box, (safe box number 1015), which was co-leased, or co-owned, by Joseph Signore and Laura Signore.

The Signores' safe deposit box was located within the Regions branch located at 4741 Military Trail, Jupiter, Florida 33458 ("Jupiter Branch"). Because Regions is in the process of closing the Jupiter Branch, on August 27, 2018, Regions personnel inventoried the safe deposit box with the Receiver, his counsel, and Laura Signore's Power of Attorney, Ms. Donna Latella-Tuzzeo, all present. Signore's former Power of Attorney, Mr. Joseph Grande, was also permitted to be present, but showed up late, and then met with bank personnel while they were continuing to package the box's contents. Regions personnel, with a third-party witness/notary present, inventoried the box's contents and then packaged the contents for relocation to another Regions location. Notably, neither the Receiver nor his representatives took possession of any of the safe deposit box's contents. The only item subject to garnishment in the safe deposit box is the subject \$49,100 in U.S. currency.

BACKGROUND

On December 7, 2016, this Court entered its Final Judgment against Defendants Joseph Signore and Laura Signore (DE 131). The Final Judgment is attached as Exhibit B (for purposes of Regions' easy reference). The principal judgment amount against Defendant/Judgment Debtor Joseph Signore was \$2,723,397.00, of which \$1,604,672.55 is liable jointly and severally with Defendant/Judgment Debtor Laura Signore. The principal judgment amount against Defendant/Judgment Debtor Laura Signore was \$2,834,849.54, of which \$1,604,672.55 is liable jointly and severally with Defendant/Judgment Debtor Joseph Signore. There were additional judgment amounts entered, including an equitable lien on real property and taxable costs, but this

Motion and the proposed, attached Writ of Garnishment only involve garnishing funds in partial satisfaction of the principal judgment amount.

In paragraph 10(a) of the Final Judgment, this Court retained jurisdiction to enforce the Receiver's collection efforts against Defendants, including through writs of execution or garnishment, as may be necessary to secure complete relief for the benefit of the Receivership Estate and the many victims of the JCS Ponzi Scheme.

MEMORANDUM OF LAW

A. Request for Issuance of Writs of Garnishment

The Receiver hereby requests the issuance of the attached Writ of Garnishment directed to Regions (the "Garnishee"), which has an account in the name of Joseph Signore and a separate safe deposit box in the names of Joseph Signore and Laura Signore. Therefore, the Garnishee has possession, custody or control of property in which Signore and Laura Signore have a substantial, non-exempt interest that the Receiver is entitled to garnish in partial satisfaction of the judgment amount owed to the Receiver. The details for both Signore and Laura Signore are below:

First Defendant's Name: Joseph Signore

First Defendant's Address:	Register Number 05081-104 FMC Lexington Federal Medical Center P.O. Box 14500 Lexington, KY 40512
Date of Entry of Judgment:	December 7, 2016
Nature of Judgment:	Final Judgment
Amount of Judgment:	\$2,723,397.00, plus post-judgment interest at the rate of 4.91%

Second Defendant's Name: Laura Signore

Second Defendant's Address: Register Number 05259-104
FMC Coleman Medium
Federal Correctional Center
P.O. Box 1032
Coleman, FL 33521

Date of Entry of Judgment: December 7, 2016

Nature of Judgment: Final Judgment

Amount of Judgment: \$2,864,849.54, plus post-judgment interest at the rate of 0.77%, compounded, on an annual basis

Neither Signore nor Laura Signore has paid and both owe the judgment amount. The Receiver does not believe that either Signore or Laura Signore has visible property on which levy can be made sufficient to satisfy the judgment amount. The Receiver requests that this Court direct the Clerk to issue the attached Writ of Garnishment, the proposed form of which is attached as Exhibit A. Pursuant to Federal Rule 69 and Fla Stat. Chapter 77, the Writ of Garnishment enforces the monetary judgment amount against Signore and Laura Signore, and involves monetary funds subject to levy that can be used to partially satisfy the Judgment. *See Jackson v. Hobart Enterprises, Inc.*, 2017 WL 1533836, at *1 (S.D. Fla. Apr. 12, 2017) (“In accordance with Rule 69, Federal Rules of Procedure, the procedure on execution of a judgment ‘must accord with the procedure of the state where the court is located, but federal statute governs to the extent it applies.’ Fed. R. Civ. P. 69. Chapter 77, Florida Statutes, governs the issuance of writs of garnishment.”). As stated above, the Receiver understands that there are two (2) items subject to garnishment and that Regions previously froze pursuant to the asset freeze over Signore’s assets: (i) all of the funds (at least \$57,666.09) in a Regions account ending 4372 in the name of Joseph Signore, individually; and (ii) \$49,100 in U.S. currency that was held in a safe deposit box, (safe box number 1015), which was co-leased, or co-owned, by Joseph Signore and Laura Signore.

A proposed Order granting the requested relief herein is attached as Exhibit C.

WHEREFORE, the Receiver respectfully requests that this Court enter the proposed Order attached as Exhibit C, which directs the Clerk to issue the attached Writ of Garnishment (Exhibit A), and grants such other relief that this Court deems just and proper.

Dated: August 31, 2018

Respectfully submitted,

SALLAH ASTARITA & COX, LLC
Counsel for the Receiver
3010 North Military Trail, Ste. 210
Boca Raton, FL 33431
Tel.: (561) 989-9080
Fax: (561) 989-9020

/s/Patrick J. Rengstl

Jeffrey L. Cox, Esq.

Fla. Bar No. 0173479

Email: jlc@sallahlaw.com

Patrick J. Rengstl, P.A.

Fla. Bar No. 0581631

Email: pjr@sallahlaw.com

Joshua A. Katz, Esq.

Fla. Bar No. 0848301

Email: jak@sallahlaw.com

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on 31st of August, 2018, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system. I further certify that the foregoing document and the notice of electronic filing are being served via U.S. Mail, prepaid postage to the following non-CM/ECF participants:

JOSEPH SIGNORE, *Pro Se* Defendant
Register Number 05081-104
FMC Lexington
Federal Medical Center
3301 Leestown Road
Lexington, KY 40511

LAURA GRANDE-SIGNORE, *Pro Se* Defendant
Register Number 05259-104
FCI Coleman Medium
Federal Correctional Center
P.O. Box 1032
Coleman, FL 33521

DONNA LATELLA-TUZZEO
as Power of Attorney for Laura Grande-Signore
158 Catrock Lane
Jupiter, FL 33458

/s/Patrick J. Rengstl

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 15-CV-80946-MIDDLEBROOKS/BRANNON

**JAMES D. SALLAH, ESQ., not
individually, but solely in his capacity as
Court-Appointed Receiver for JCS
Enterprises Inc., d/b/a JCS Enterprises
Services Inc., T.B.T.I. Inc., My Gee Bo,
Inc., JOLA Enterprise Inc., and PSCS
Holdings, LLC,**

Plaintiff,

-vs.-

**JOSEPH SIGNORE, individually, and
LAURA SIGNORE, individually,**

Defendants.

WRIT OF GARNISHMENT

**TO THE UNITED STATES MARSHAL FOR THE SOUTHERN DISTRICT OF
FLORIDA, DULY CONSTITUTED PUBLIC OFFICER QUALIFIED TO SERVE
PROCESS, AND/OR RECEIVER (PLAINTIFF/JUDGMENT CREDITOR):**

YOU ARE COMMANDED to summon the Garnishee, **Regions Bank, c/o Corporation
Service Company, 1201 Hays Street, Tallahassee, FL 32301**, to serve an answer to this Writ
of Garnishment on Jeffrey L. Cox. Esq., counsel for Plaintiff/Judgment Creditor James D. Sallah,
Esq., not individually, but solely in his capacity as the Court-Appointed Receiver for JCS
Enterprises Inc., d/b/a JCS Enterprises Services Inc., T.B.T.I. Inc., My Gee Bo, Inc., JOLA
Enterprise Inc., and PSCS Holdings, LLC, whose address is Sallah Astarita & Cox, LLC, 3010
Military Trail, Suite 210, Boca Raton, Florida 33431, within twenty (20) days after service on
the Garnishee, exclusive of the day of service, and to file the original with the Clerk of this Court
either before service on the attorney or immediately thereafter, stating whether the Garnishee is
indebted to **Defendant/Judgment Debtor Joseph Signore and Defendant/Judgment Debtor**

Laura Signore¹ at the time of the answer or was indebted at the time of service of the Writ of Garnishment, or at any time between such times, and in what sum and what tangible and intangible personal property of the Defendants/Judgment Debtors the Garnishee is in possession or control of at the time of the answer or had at the time of service of this Writ of Garnishment, or at any time between such times, and whether the Garnishee knows of any other person indebted to the Defendants/Judgment Debtors or who may be in possession or control of any of the property of the Defendants/Judgment Debtors. The amounts set in Plaintiff/Judgment Creditor's Motion Directing Clerk to Issue Writ of Garnishment is the sum of \$2,723,397.00, plus post-judgment interest at the rate of 4.91%, against Defendant/Judgment Debtor Joseph Signore (of which \$1,604,672.55 is liable jointly and severally with Defendant/Judgment Debtor Laura Signore) and the sum of \$2,834,849.54, plus post-judgment interest of 0.77% compounded on an annual basis, against Defendant/Judgment Debtor Laura Signore (of which \$1,604,672.55 is liable jointly and severally with Defendant/Judgment Debtor Joseph Signore).

CLERK OF COURT

Date

By: _____
Deputy Clerk

¹ Laura Signore is now known as Laura Grande.

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA
CASE NO. 15-80946-CV-MIDDLEBROOKS/BRANNON**

**JAMES D. SALLAH, ESQ., not individually,
but solely in his capacity as Court-Appointed
Receiver for JCS Enterprises Inc., d/b/a JCS
Enterprises Services Inc., T.B.T.I. Inc., My Gee
Bo, Inc., JOLA Enterprise Inc., and PSCS
Holdings, LLC,**

Plaintiff,

v.

**JOSEPH SIGNORE, individually, and
LAURA SIGNORE, individually,**

Defendants.

**FINAL JUDGMENT AGAINST DEFENDANTS JOSEPH SIGNORE AND
LAURA SIGNORE**

This CAUSE comes before the Court on the Receiver's Motion for Final Judgment against Defendants Joseph Signore and Laura Signore, k/n/a Laura Grande, filed by James D. Sallah, Esq., the court-appointed Receiver for JCS Enterprises Inc., d/b/a JCS Enterprises Services Inc., T.B.T.I. Inc., My Gee Bo, Inc., JOLA Enterprises, Inc., and PSCS Holdings, LLC, their principals, affiliates, subsidiaries, successors and assigns (DE 130) ("Motion"), filed December 5, 2016.

Having reviewed the Motion and its exhibits, the executed Consent of Defendant Laura Signore to Final Judgment as to Count II of the Complaint ("Consent") (DE 61-1), this Court's Order of Summary Judgment (DE 125), the proposed Final Judgment, and otherwise being advised in the matter, the Court finds that the Receiver is entitled to entry of this Final Judgment against Defendants Joseph Signore and Laura Signore and that approval of the Consent is in the best interests of the creditors of the Receivership Estate with terms that constitute sound business judgment on the part of the Receiver. Accordingly, it is hereby

ORDERED AND ADJUDGED that the Motion (DE 130) is **GRANTED**.

Final Judgment is hereby entered against Defendants Joseph Signore and Laura Signore as follows:

1. Based on Defendant Laura Signore's Consent and the record, the Court finds that Laura Signore:

- a. entered into the Consent voluntarily and without any threats, offers, promises, or inducements of any kind by Plaintiff, or anyone else, as inducement;
- b. waived the entry of any findings of fact or conclusions of law for the entry of this Final Judgment as to Count II of the Complaint against Laura Signore; and
- c. waived service of the Final Judgment and agreed that the entry of this Final Judgment by the Court and filing with the Clerk of Court constitutes notice to her of its terms and conditions.

2. The Consent of Defendant Laura Signore to Final Judgment as to Count II of the Complaint is hereby accepted, approved, and incorporated into this Final Judgment with the same force and effect as if fully set forth herein.

3. The Receiver, whose address is One Boca Place, 2255 Glades Road, Ste. 300E, Boca Raton, Florida 33431, shall recover from Defendant Laura Signore, whose last known address is Register Number 05259-104, FCI Coleman Medium, Federal Correctional Center, P.O. Box 1032, Coleman, Florida 33521, the principal amount of **\$2,834,849.54**, of which **\$1,604,672.55** is liable jointly and severally with Joseph Signore. The Receiver is entitled to post-judgment interest accruing at the rate of 0.77%, compounded, on an annual basis, or 0.002109589% on a daily basis, in accordance with 28 U.S.C. § 1961(a), on the outstanding balance, from November 18, 2016, until paid in full FOR ALL OF WHICH LET EXECUTION ISSUE FORTHWITH;

4. The Receiver, whose address is One Boca Place, 2255 Glades Road, Ste. 300E, Boca Raton, Florida 33431, shall recover from Defendant Joseph Signore, whose last known address is Register Number 05081-104, FMC Lexington, Federal Medical Center, P.O. Box 14500, Lexington, KY 40512,

the principal amount of **\$2,723,397.00**, of which **\$1,604,672.55** is liable jointly and severally with Defendant Laura Signore. The Receiver is entitled to post-judgment interest accruing at the rate of 4.91%, simple interest, in accordance with Fla. Stat. § 55.03, or 0.0134153% on a daily basis, on the outstanding balance, from November 18, 2016, until paid in full FOR ALL OF WHICH LET EXECUTION ISSUE FORTHWITH;

5. Because the Receiver obtained judgment against both Defendants for transfers from Joseph Signore to Laura Signore in the amount of \$819,923.42, if either Defendant pays a portion or all of the principal amount of \$819,923.42, the other Defendant shall receive a set-off on this amount for any portion of it paid to the Receiver.

6. The real property located at 14161 64th Drive North, Palm Beach Gardens, Florida, 33418-7212, also known as

Parcel Z-217

A parcel of land in Section 22, Township 41 South, Range 42 East, in Palm Beach County, Florida, and more particularly described as follows:

The East 244 feet of a certain part of the North 235 feet of the South 70 feet of said Section 22, with the East line of said certain part being at right angles to the South line of said Section, and so located that the Northerly projection of said East line intercepts the North line of the South 1250 feet of said section at a point 2720 feet East of the intersection of said North line with West section line; and with all indicated dimensions being measured along lines parallel to the West and South lines of Section 22. Subjection to and together with easements of record, including a road easement for ingress and egress over the South 30 feet and East 30 feet thereof with Property Appraisers Parcel Identification (Folio) Number: 00-42-41-22-00-000-8140;

(the "Signore Residence"), which was deeded to Joseph Signore and Laura Signore on September 25, 2013, is hereby impressed with an equitable lien in the total amount of **\$552,695.03**, which includes \$535,119.27 set forth in this Court's Summary Judgment Order and \$17,575.76 for the amounts expended by the Receiver to maintain the Signore Residence, in favor of the Receiver for the benefit of the Receivership Estate;

7. The homestead exemption under Article X, Section 4 of the Constitution of the State of Florida shall not be available to Defendants as a defense to any action taken by the Receiver to enforce his equitable lien by foreclosure, by separate order of this Court, or otherwise;

8. Title to the Signore Residence is hereby deemed vested in and transferred as of this date from Defendants Laura Signore and Joseph Signore, thereby extinguishing title in their names, to James D. Sallah, Esq., as Court-Appointed Receiver for JCS Enterprises Inc., d/b/a JCS Enterprises Services Inc., T.B.T.I. Inc., My Gee Bo, Inc., JOLA Enterprise, Inc., and PSCS Holdings, LLC, to be sold for the benefit of the Receivership Estate. This Final Judgment shall serve as a self-executing deed and no further transfer of title is required. Further, a certified copy of this Final Judgment may be recorded with any register of deeds, Secretary of State, or other public office and have the same force and effect as if such instrument had, in fact, been executed. The Receiver is further authorized, to the extent necessary, to institute legal proceedings to effectuate the terms of this Final Judgment (including foreclosure, quiet title, or other proceedings);

9. The Receiver shall recover from Defendant Joseph Signore taxable costs, in accordance with the Summary Judgment Order, in the amount of **\$1,824.55**, which the Court finds are reasonable and necessary, **FOR ALL OF WHICH LET EXECUTION ISSUE FORTHWITH**; and

10. This Court retains jurisdiction of this action to:

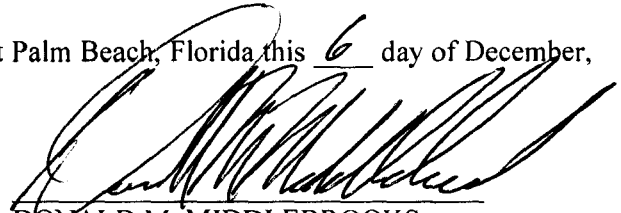
- a. Enter such other and further orders as may be necessary or appropriate, including without limitation, writs of possession, execution or otherwise, which may be issued by the Clerk of the Court without further order of this Court; and
- b. Enter supplemental orders awarding post-judgment attorney's fees and costs.

IT IS FURTHER ORDERED AND ADJUDGED that Joseph Signore shall complete, *under oath*, Florida Rule of Civil Procedure Form 1.977 (Fact Information Sheet), attached hereto, including all required attachments, and serve it on the Receiver, in care of Joshua A. Katz, Esq., Sallah Astarita & Cox,

LLC, 2255 Glades Road, Suite 300E, Boca Raton, FL 33431, within forty-five (45) days from the date of the service of this Final Judgment.

Jurisdiction of this case is retained to enter further orders that are proper to compel Joseph Signore to complete Form 1.977, including all required attachments, and serve it on the Receiver, in care of Joshua A. Katz, Esq.

DONE AND ORDERED in Chambers at West Palm Beach, Florida this 6 day of December, 2016.


DONALD M. MIDDLEBROOKS
UNITED STATES DISTRICT JUDGE

Copies furnished to:

Counsel of Record

JOSEPH SIGNORE, *Pro Se* Defendant
Register Number 05081-104
FMC Lexington
Federal Medical Center
P.O. Box 14500
Lexington, KY 40512

JOSEPH SIGNORE, *Pro Se* Defendant
14161 64th Drive North
Palm Beach Gardens, FL 33418

JOSEPH P. GRANDE,
as Power of Attorney for Joseph Signore
1837 SE Van Kleff Ave.
Port St. Lucie, FL 34952

LAURA GRANDE-SIGNORE, *Pro Se* Defendant
Register Number 05259-104
FCI Coleman Medium
Federal Correctional Center
P.O. Box 1032
Coleman, FL 33521

LAURA SIGNORE (GRANDE), *Pro Se* Defendant
158 Catrock Lane
Jupiter, FL 33458

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 15-80946-CV-MIDDLEBROOKS/BRANNON

**JAMES D. SALLAH, ESQ., not
individually, but solely in his capacity as
Court-Appointed Receiver for JCS
Enterprises Inc., d/b/a JCS Enterprises
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Inc., JOLA Enterprise Inc., and PSCS
Holdings, LLC,**

Plaintiff,

-vs.-

**JOSEPH SIGNORE, individually, and
LAURA SIGNORE, individually,**

Defendants.

**ORDER GRANTING PLAINTIFF'S POST-JUDGMENT
MOTION DIRECTING CLERK TO ISSUE WRIT OF GARNISHMENT**

This CAUSE comes before the Court on the Plaintiff's Post-Judgment Motion Directing Clerk to Issue Writ of Garnishment filed by James D. Sallah, Esq., the court-appointed Receiver for JCS Enterprises Inc., d/b/a JCS Enterprises Services Inc., T.B.T.I. Inc., My Gee Bo, Inc., JOLA Enterprises, Inc., and PSCS Holdings, LLC, their principals, affiliates, subsidiaries, successors and assigns (DE 213) (the "Motion").

Having reviewed the Motion and its exhibits (DE 213), this Court's Final Judgment (DE 131), and otherwise being advised in the matter, it is hereby

ORDERED AND ADJUDGED that the Motion is **GRANTED** as follows:

1. The Clerk shall issue the Writ of Garnishment which was attached to the Motion.

2. The U.S. Marshal, a duly constituted public officer qualified to serve process, and/or the Receiver are authorized to serve the Writ of Garnishment on the subject garnishee, Regions Bank.

DONE AND ORDERED in Chambers at West Palm Beach, Florida this ____ day of _____, 2018.

DONALD M. MIDDLEBROOKS
UNITED STATES DISTRICT JUDGE

Copies furnished to:

Counsel of Record

JOSEPH SIGNORE, *Pro Se* Defendant
Register Number 05081-104
FMC Lexington
Federal Medical Center
P.O. Box 14500
Lexington, KY 40512

LAURA GRANDE-SIGNORE, *Pro Se* Defendant
Register Number 05259-104
FCI Coleman Medium
Federal Correctional Center
P.O. Box 1032
Coleman, FL 33521

DONNA LATELLA-TUZZEO
as Power of Attorney for Laura Grande-Signore
158 Catrock Lane
Jupiter, FL 33458