

**IN THE COUNTY COURT IN AND FOR MIAMI-DADE COUNTY, FLORIDA**

JENNIFER GOLD,

Plaintiff,

CASE NO.: 2024-036019-CC-26

vs.

ROGER GOLD,

Defendant.

\_\_\_\_\_ /

**DEFENDANT'S ANSWER, AFFIRMATIVE DEFENSES,  
AND COUNTERCLAIM**

ROGER GOLD ("Mr. Gold") hereby files his Answer and Affirmative Defenses to Plaintiff

JENNIFER GOLD ("Ms. Gold")'s Complaint and states:

1. The allegations in Paragraph 1 are DENIED.
2. The allegations in Paragraph 2 are DENIED.
3. The allegations in Paragraph 3 are DENIED.
4. The allegations in Paragraph 4 are DENIED.
5. The allegations in Paragraph 5 are DENIED.
6. The allegations in Paragraph 6 are DENIED.

**AFFIRMATIVE DEFENSES**

**Unclean Hands**

7. Plaintiff has engaged in inequitable behavior, including fraud, deceit, unconscionability, and bad faith relating to their claim.

**Setoff**

8. Any damages award to Plaintiff/Counter-Defendant must be set off with any damages awarded to Defendant/Counter-Plaintiff stemming from the various counts.

#### Abandonment

9. Ms. Gold abandoned her responsibilities to the partnership.

#### Breach of Contract

10. Ms. Gold unjustifiably refused to perform her agreement in whole or in any substantial part, allowing Mr. Gold to rescind the partnership agreement, which he did within a reasonable time, and provided Ms. Gold her rightful share of the proceeds of the sale of inventory.

#### Discharge

11. Ms. Gold materially breached her agreement with Mr. Gold, thereby discharging Mr. Gold from his obligations thereunder.

#### Hindering the Performance of Another

12. One who prevents or makes impossible the performance or happening of a condition precedent upon which his liability by the terms of a contract is made to depend cannot avail himself of its nonperformance. Ms. Gold made it impossible for Mr. Gold to perform his obligations to the partnership by refusing to participate in the operations of the company. See, e.g., *Hanover Realty Corp. vs. Codomo*, 95 So 2d. 420, 423, (Fla 1957).

#### Truth

13. Mr. Gold made statements about Ms. Gold that were truthful, and therefore not defamatory.

**WHEREFORE**, Defendants ROGER GOLD demands that Plaintiffs take nothing, and the Court award Defendants damages, as well as costs and attorney's fees, and such further relief this Court deems proper.

## **COUNTERCLAIM**

COMES NOW, Mr. Gold, and countersues Ms. Gold, and in support of his claim states as follows:

### **INTRODUCTION**

Mr. Gold and Ms. Gold are siblings. Their father owned a business specializing in hoses and fittings. Mr. Gold worked in their father's company for more than fifteen years, and later Ms. Gold joined. When he decided to retire, they started a new company continuing in the same area of expertise. After several years in business together, Mr. Gold felt that Ms. Gold was not contributing equally to the business and proposed that they separate and close their company. Ms. Gold agreed, but wrongfully believed that Mr. Gold had retained the value of her half interest or failed to earn satisfactory returns from the asset sale. Her mistaken belief led her to help herself to funds in the company accounts, and then initiate this suit. In reality, her expectations for the sale of the company assets were inconsistent with the market and Ms. Gold was provided the full value of her half interest. As a result, her withdrawal of funds from the company resulted in her taking more than her rightful share.

### **FACTS**

1. Ms. Gold and Mr. Gold are siblings.
2. After their father retired, he transferred the assets of his import/ export business to a company owned by his two children.
3. Mr. and Ms. Gold formed South Miami Hose & Fittings LLC ("the Company") as of February 1, 2021. See Exhibit A, Articles of Incorporation
4. Mr. Gold had experience working in their father's company since 2003.
5. Ms. Gold began working in their father's company in 2018.

6. The Company earned gross revenue of about \$273,051.91 in 2021. See Exhibit B, Composite Profit and Loss Reports.
7. The Company earned gross revenue of about \$410,737.52 in 2022. *Id.*
8. Upon information and belief, the Company earned gross revenue of about \$517,000.00 in 2023.
9. Mr. Gold handled the majority of customers, about 15-20, along with sales, marketing, purchasing, inventory control, shipping, receiving, deliveries, collections for the Company.
10. Mr. Gold repeatedly asked Ms. Gold to dedicate more time and effort to operating responsibilities between 2022 and 2023.
11. Ms. Gold contributed minimal work effort to the Company toward administration, such as accounts payable, and interacted with two export customers.
12. Ms. Gold did not contribute effort to sales, marketing, purchasing, inventory control, shipping, receiving, deliveries, collections.
13. When it became clear that Ms. Gold did not have the interest or capacity to contribute to the partnership, Mr. Gold proposed selling the assets of the company and separating.
14. Ms. Gold accepted the proposal.
15. On or about August of 2023, Mr. Gold and Ms. Gold sought an appraisal of the value of the Company to determine whether sale of the Company could be accomplished. See Exhibit C, Email regarding Estimated Value.
16. On or about August of 2023, Mr. Gold and Ms. Gold contacted several business brokers to attempt to sell the Company.
17. One business broker, Baton Market, suggested that the Company might be worth \$300,000. However, this estimate was not based on ordinary financial data.

18. Because the Company had inadequate financial records and low profit, none of the business brokers were able to proceed with a sale of the Company.
19. No buyer was interested in purchasing the Company.
20. Since the Company was not attractive for sale, Mr. and Ms. Gold jointly decided to sell the assets.
21. Mr. Gold sold the remaining inventory and delivered to Ms. Gold her half of the proceeds of the sale.
22. Mr. Gold received approximately \$70,000 in proceeds from sale of inventory.
23. Ms. Gold also received approximately \$70,000 in proceeds from sale of inventory.
24. Ms. Gold did not believe that Mr. Gold had given her the entirety of her half of the balance of sale proceeds.
25. Ms. Gold withdrew funds from the company accounts without authorization in the amount of about \$32,000. See Exhibit D, Email dated January 11, 2024 and Exhibit E, Email dated January 19, 2024 re: Payment of Debt for JG.
26. Upon information and belief, Ms. Gold's husband believes that Mr. Gold has not delivered to Ms. Gold her rightful share of the proceeds of the sale of inventory.
27. Upon information and belief, Ms. Gold withdrew \$32,000 because she believed that Mr. Gold had taken more than his fair share of the sale proceeds and was attempting self-help.
28. After Ms. Gold made her \$32,000 distribution, Mr. Gold received about \$14,000 in distributions towards various costs.
29. Ultimately, Ms. Gold received an estimated \$18,000 in distributions in excess of her rightful share of the proceeds of the sale of assets.

### **COUNT I - BREACH OF CONTRACT**

30. Counterplaintiff realleges and incorporates by reference paragraphs 1-29 as if fully set forth herein.

31. Ms. Gold entered into a valid contract with Mr. Gold to jointly manage their company.

32. The agreement entitled Ms. Gold to one half interest in the benefits of ownership of the company and one half of the responsibilities of ownership.

33. Ms. Gold materially breached the contract by failing to dedicate time and effort to the company in equal proportion to Mr. Gold.

34. Ms. Gold materially breached the contract by taking more than her fair share of the proceeds from operations of the company.

35. Mr. Gold has suffered damages and legal expenses.

WHEREFORE, Mr. Gold demands judgment against Ms. Gold for compensatory damages, consequential damages, costs, prejudgment and post-judgment interest, costs and attorney's fees and such other relief as this Court deems proper.

### **COUNT II - BREACH OF FIDUCIARY DUTY**

36. Counterplaintiff realleges and incorporates by reference paragraphs 1-29 as if fully set forth herein.

37. Ms. Gold owed a fiduciary duty to Mr. Gold as co-owner and member of their company.

38. Ms. Gold breached her duty to Mr. Gold by failing to fulfill her responsibilities to their company and by taking more than her rightful share of the proceeds from the company's operations.

39. Mr. Gold has suffered damages as a direct and proximate result of Ms. Gold's breach of her fiduciary duty.

WHEREFORE, Mr. Gold demands judgment against Ms. Gold for compensatory damages, consequential damages, costs, prejudgment and post-judgment interest, costs and attorney's fees and such other relief as this Court deems proper.

**COUNT III - CONVERSION**

40. Counterplaintiff realleges and incorporates by reference paragraphs 1-29 as if fully set forth herein.

41. Ms. Gold has taken possession of Mr. Gold's income from their company.

42. Ms. Gold's actions were unauthorized.

43. Ms. Gold has deprived Mr. Gold of his income permanently and for an indefinite period of time.

WHEREFORE, Mr. Gold demands judgment against Ms. Gold for compensatory damages, consequential damages, costs, prejudgment and post-judgment interest, costs and attorney's fees and such other relief as this Court deems proper.

**JURY DEMAND**

Counterplaintiff demands jury trial on all issues thereby triable.

Respectfully Submitted,  
By: By: s/ Roger Gold  
Roger Gold  
rogerjgold@mac.com  
5950 SW 74<sup>th</sup> Street, Apartment 209  
South Miami, Florida 33143

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a copy hereof has been furnished via email pursuant to Florida Rule of Judicial Administration 2.516 this 19 March 2024 to the parties listed below.

By: s/ Roger Gold

**SERVICE LIST**

Jennifer Gold  
9845 SW 117<sup>th</sup> Place  
Miami, FL 33186  
***Plaintiff***



**Exhibit A, Articles of Incorporation**

**Electronic Articles of Organization  
For  
Florida Limited Liability Company**

L21000041909  
FILED 8:00 AM  
January 21, 2021  
Sec. Of State  
cmwood

**Article I**

The name of the Limited Liability Company is:  
SOUTH MIAMI HOSE & FITTINGS LLC

**Article II**

The street address of the principal office of the Limited Liability Company is:  
5950 SW 74TH ST  
# 209  
MIAMI, FL. 33143

The mailing address of the Limited Liability Company is:  
5950 SW 74TH ST  
# 209  
MIAMI, FL. 33143

**Article III**

The name and Florida street address of the registered agent is:  
ROGER J GOLD  
5950 SW 74TH ST  
# 209  
MIAMI, FL. 33143

Having been named as registered agent and to accept service of process for the above stated limited liability company at the place designated in this certificate, I hereby accept the appointment as registered agent and agree to act in this capacity. I further agree to comply with the provisions of all statutes relating to the proper and complete performance of my duties, and I am familiar with and accept the obligations of my position as registered agent.

Registered Agent Signature: ROGER J GOLD

#### **Article IV**

The name and address of person(s) authorized to manage LLC:

Title: MGR  
ROGER J GOLD  
5950 SW 74TH ST #209  
MIAMI, FL. 33143

Title: MGR  
JENNIFER A GOLD  
9845 SW 117TH PLACE  
MIAMI, FL. 33186

L21000041909  
FILED 8:00 AM  
January 21, 2021  
Sec. Of State  
cmwood

#### **Article V**

The effective date for this Limited Liability Company shall be:

02/01/2021

Signature of member or an authorized representative

Electronic Signature: ROGER J GOLD

I am the member or authorized representative submitting these Articles of Organization and affirm that the facts stated herein are true. I am aware that false information submitted in a document to the Department of State constitutes a third degree felony as provided for in s.817.155, F.S. I understand the requirement to file an annual report between January 1st and May 1st in the calendar year following formation of the LLC and every year thereafter to maintain "active" status.

**Exhibit B, Composite Profit and Loss Reports**

# South Miami Hose and Fittings LLC

8510 NW 70th Street  
Miami, FL 33166

## Profit & Loss Statement

January 2021-December 2021

8/23/2023  
09:34:08 AM

SMHF\_v27.0.myo

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Income		
Sales	\$269,289.13	
Inbound Freight	(\$1,270.21)	
Outbound Freight	<u>\$5,032.99</u>	
Total Income		\$273,051.91
Cost Of Sales		
Cost of Merchandise Sold	<u>\$196,801.26</u>	
Total Cost Of Sales		\$196,801.26
Gross Profit		<u>\$76,250.65</u>
Expenses		
Alarm Security Services	\$166.89	
Bank Charges	\$456.70	
Moving Expense	\$1,239.53	
Office Supplies	\$471.51	
Operational Expenses	\$2,237.51	
Organizational Expenses	\$499.88	
Rent	\$21,883.80	
Salaries and Wages	\$34,999.92	
Payroll Expenses	\$3,055.68	
Telephone	\$2,217.98	
Travel	\$2.30	
Meals & Entertainment	\$391.68	
Utilities	<u>\$837.46</u>	
Total Expenses		\$68,460.84
Operating Profit		<u>\$7,789.81</u>
Other Income		
Interest Income	\$300.17	
Other Income	<u>\$700.00</u>	
Total Other Income		\$1,000.17
Other Expenses		
Net Profit/(Loss)		<u><u>\$8,789.98</u></u>

# South Miami Hose and Fittings LLC

8510 NW 70th Street  
Miami, FL 33166

## Profit & Loss Statement

January 2022-December 2022

8/23/2023

09:34:36 AM

SMHF\_v27.0.myo

Income		
Sales	\$409,373.01	
Inbound Freight	(\$6,279.89)	
Outbound Freight	<u>\$7,644.40</u>	
Total Income		\$410,737.52
Cost Of Sales		
Cost of Merchandise Sold	<u>\$246,402.10</u>	
Total Cost Of Sales		\$246,402.10
Gross Profit		<u>\$164,335.42</u>
Expenses		
Alarm Security Services	\$667.56	
Bank Charges	\$1,612.53	
Car Expenses	\$326.35	
Dues and Subscriptions	\$933.29	
Insurance	\$592.08	
Internet Expense	\$75.00	
Legal & Professional Services	\$1,940.85	
Office Supplies	\$1,636.53	
Operational Expenses	\$235.94	
Organizational Expenses	\$331.66	
Rent	\$32,562.99	
Repairs & Maintenance	\$702.12	
Salaries and Wages	\$69,999.84	
Payroll Expenses	\$5,733.36	
Telephone	\$3,213.20	
Meals & Entertainment	\$765.19	
Miscellaneous Expense	\$1,036.60	
Utilities	<u>\$1,183.61</u>	
Total Expenses		\$123,548.70
Operating Profit		<u>\$40,786.72</u>
Other Income		
Interest Income	<u>\$3.94</u>	
Total Other Income		\$3.94
Other Expenses		
Net Profit/(Loss)		<u><u>\$40,790.66</u></u>

# South Miami Hose and Fittings LLC

8510 NW 70th Street  
Miami, FL 33166

## Profit & Loss Statement

January 2023-August 2023

8/23/2023  
09:35:09 AM

SMHF\_v27.0.myo

Income		
Sales	\$318,699.13	
Inbound Freight	(\$5,128.90)	
Outbound Freight	\$6,145.60	
Total Income		\$319,715.83
Cost Of Sales		
Cost of Merchandise Sold	\$196,655.74	
Total Cost Of Sales		\$196,655.74
Gross Profit		\$123,060.09
Expenses		
Alarm Security Services	\$467.28	
Bank Charges	(\$157.98)	
Car Expenses	\$606.06	
Dues and Subscriptions	(\$199.00)	
Insurance	\$946.26	
Legal & Professional Services	\$950.00	
Office Supplies	\$834.13	
Operational Expenses	\$3,115.27	
Organizational Expenses	\$215.70	
Rent	\$24,523.77	
Repairs & Maintenance	\$2,651.97	
Salaries and Wages	\$43,749.90	
Payroll Expenses	\$3,809.10	
Taxes	\$575.77	
Telephone	\$2,705.05	
Meals & Entertainment	\$1,015.40	
Miscellaneous Expense	\$233.07	
Utilities	\$811.56	
Total Expenses		\$86,853.31
Operating Profit		\$36,206.78
Other Income		
Interest Income	\$361.86	
Total Other Income		\$361.86
Other Expenses		
Net Profit/(Loss)		\$36,568.64

**South Miami Hose and Fittings**

**ANNUAL REVENUES AND PROFITS**

	<b>South Miami Hose and Fittings LLC</b>		
	<b>2021</b>	<b>2022</b>	<b>2023</b>
<b>Annual Gross Revenues</b>	\$273,051.91	\$410,737.52	\$319,715.83
<b>Annual Net Profits</b>	\$8,789.98	\$40,790.66	\$365,68.64
<b>Sales Domestic (RG)</b>		\$265,788.99	\$344,634.32
<b>Sales Export (JG)</b>		\$142,375.17	\$173,234.87



**Exhibit C, Email dated August 23, 2023**



Poliane Argolo &lt;polianeargolo@gmail.com&gt;

**Fwd: floridabusinessvaluation.com Request Quote Form**

1 message

**Customer Service** <somihoseandfittings@gmail.com>  
 To: Poliane Argolo Gold <polianeargolo@gmail.com>

Thu, Mar 14, 2024 at 6:55 PM

----- Forwarded message -----

From: **Customer Service** <somihoseandfittings@gmail.com>  
 Date: Wed, Aug 23, 2023 at 9:50 AM  
 Subject: Re: [floridabusinessvaluation.com](https://floridabusinessvaluation.com) Request Quote Form  
 To: Daniel Jordan <djordan@floridabusinessvaluation.com>

Good morning Daniel,

We are a wholesaler of hydraulic hoses, fittings and industrial products. We opened the business in 2021. Here is the information you requested:

**South Miami Hose and Fittings LLC**

	2021	2022	2023 (January - August)
<b>Annual Gross Revenues</b>	\$ 273,051.91	\$ 410,737.52	\$ 715.83
<b>Annual Net Profits</b>	\$ 8,789.98	\$ 40,790.66	\$ 568.64

Please let me know if you need anything else.

Thank you and best regards,

**Jennifer Gold**

[www.somihose.com](http://www.somihose.com)  
 Phone: 305-603-8199  
 8510 NW 70th Street  
 Miami, FL 33166

On Aug 22, 2023, at 5:17 PM, Daniel Jordan &lt;djordan@floridabusinessvaluation.com&gt; wrote:

Hi Jennifer:

Thank you for contacting Florida Business Valuation Consultants.

We specialize in the valuation of closely held businesses.

I would like to introduce myself: In addition to my CPA, I am an Accredited Senior Appraiser (ASA) and a Certified Business Appraiser (CBA) doing business valuations full time for 23 years (since 2000) and have valued over 1,500 businesses during my career. The ASA is the most respected designation in business valuation as it has the most stringent requirements. I have published articles on valuation-related matters, lectured seminars, and provided expert testimony in court numerous times.

To give you a quote, can you please provide the annual gross revenues and net profits for the last three years?

What is the nature of the business?

When did you open the business?

I look forward to hearing from you.

Best regards,  
 Daniel

Daniel T. Jordan, ASA, CBA, CPA, MBA  
 Florida Business Valuation Consultants  
 1000 Brickell Ave Ste 715 #5170  
 Miami, FL 33131  
 (305) 704-8839 Phone



Poliane Argolo &lt;polianeargolo@gmail.com&gt;

**(no subject)**

1 message

**Roger Gold** <rogerjgold@mac.com>  
To: Poliane Argolo Gold <polianeargolo@gmail.com>

Thu, Mar 14, 2024 at 6:47 PM

Begin forwarded message:

**From:** Claudia Tamayo <ctamayo@fnbcflorida.com>  
**Subject:** Welcome to FNBC  
**Date:** August 18, 2023 at 11:21:58 AM EDT  
**To:** "somihoseandfittings@gmail.com" <somihoseandfittings@gmail.com>

Good morning,

Thank you for taking the time to speak with Anthony. For your valuation we will **need the prior 3 years of Tax Returns in full and a P&L for the full year of 2022 and 2023 Q2**. I've attached our seller meeting packet. Don't feel obliged to fill out the worksheet right away, as the financial documents are the most important part in the process right now. I just want you to get an idea of the kind of information we will ask for when we get to the marketing part. Please let me know if you have any questions!

Best Regards,

**Claudia Tamayo****Licensed Real Estate Broker & Executive Assistant**Office Headquarters: 1200 NW 17<sup>th</sup> Ave Suite 1

Delray Beach, FL 33445

Office: 561-265-1400

Fax: 561-208-2070

Email: [Ctamayo@fnbcflorida.com](mailto:Ctamayo@fnbcflorida.com)Find out how **YOU can FLIP YOUR BIZ AND CASH OUT BIG!!** [www.flipyourbiz.com](http://www.flipyourbiz.com)Visit us @ [themainman.com](http://themainman.com)

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Begin forwarded message:

**From:** Customer Service <[somihoseandfittings@gmail.com](mailto:somihoseandfittings@gmail.com)>  
**Subject:** Re: Welcome to FNBC  
**Date:** September 5, 2023 at 2:57:33 PM EDT  
**To:** Claudia Tamayo <[ctamayo@fnbcflorida.com](mailto:ctamayo@fnbcflorida.com)>  
**Cc:** Roger Gold <[rogerjgold@mac.com](mailto:rogerjgold@mac.com)>

Good afternoon Claudia,

Here is the information that Anthony requested. From 2022, it should be about the same this year.

Legal and Professional Fees: \$1940  
Meals: \$765  
Misc: \$1036  
Stockholder Loan Repayments: \$29,706

If you need anything else, please let us know.

Thank you and best regards,

## Jennifer Gold

[www.somihose.com](http://www.somihose.com)  
Phone: 305-603-8199  
8510 NW 70th Street  
Miami, FL 33166

On Sep 5, 2023, at 1:19 PM, Claudia Tamayo <[ctamayo@fnbcflorida.com](mailto:ctamayo@fnbcflorida.com)> wrote:

Hi Jennifer,

Anthony called Roger to talk about the valuation. Please let Roger know to contact Anthony.

Best Regards,  
**Claudia Tamayo**  
**Licensed Real Estate Broker & Executive Assistant**  
Office Headquarters: 1200 NW 17<sup>th</sup> Ave Suite 1  
Delray Beach, FL 33445  
Office: 561-265-1400  
Fax: 561-208-2070  
Email: [ctamayo@fnbcflorida.com](mailto:ctamayo@fnbcflorida.com)  
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<image001.jpg>

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Customer Service &lt;somihoseandfittings@gmail.com&gt;

**Re: Baton Market - Inadequate Financials**

1 message

**Customer Service** <somihoseandfittings@gmail.com>

Wed, Aug 23, 2023 at 1:01 PM

To: Sam Rodriguez &lt;sam@batonmarket.com&gt;

Hi Sam,

Attached please find our P&amp;L for the past two years and part of this year.

Please let me know if you need anything else,

Thank you and best regards,

**Jennifer Gold**[www.somihose.com](http://www.somihose.com)

Phone: 305-603-8199

8510 NW 70th Street

Miami, FL 33166

On Aug 23, 2023, at 12:51 PM, Sam Rodriguez <[sam@batonmarket.com](mailto:sam@batonmarket.com)> wrote:

Hi Jennifer,

Our Valuations team has just reviewed the financials you have provided us, but unfortunately, they are inadequate. In order to provide an accurate valuation of your business, we will need the following changes:

- **We need a copy of your Profit & Loss statement for the last 3 years - 1 year minimum**

**Here's a quick tutorial on how to pull your Profit And Loss/Income Statements if you are a Quickbooks account holder!** In order to provide a quicker turnaround, we ask you to provide these documents via email and in .csv or .xlsx (Excel) format.

Samantha 'Sam' Rodriguez  
Customer Success Manager  
512-617-1310  
[LinkedIn](#) · [Calendly](#)

**baton**

Clearing the path for small businesses by giving everyone access to reliable data.

If you'd like me to stop sending you emails, please [click here](#)

**Exhibit D, Email dated January 11, 2024**



**Roger Gold**  
Fwd: Statement  
To: Jennifer

January 11, 2024, 6:23 AM



Hola,

Que paso con los pagos de Mafisa, Central de Mangueras, cheque de Midwest Hose? Recuerda que todo es 50/50 como tu dijiste.

Si ese dinero se ha depositado en cualquier cuenta que no sea South Miami Hose and Fittings eso es FRAUDE!

También, se supone que han llegado cheques y estoy a la espera pero nada se ha depositado, donde están los cheques?.

Y de ultimo, toda la plata que hemos divido no haz cobrado taxes.

Como tu te entrometías con los clientes domésticos yo le mandare todos los días emails a mafisa y central de mangueras.

Recuerda todo esas ventas que se hicieron con el nombre SOUTH MIAMI HOSE AND FITTINGS LLC y no “otra” compañía.

Gracias,

Roger Gold

[See More from Customer Service](#)

South Miami Hose and Fittings LLC  
8510 NW 70th Street  
Miami, FL 33166

Mangueras y Fitineria S.A.  
MAFISA  
150 MTS Oeste de los Tribunales de Justicia Calle Blancos  
San Jose  
Costa Rica

STATEMENT

DATE
1/11/2024

AMOUNT REMITTED

\$ \_\_\_\_\_

Page 1

DATE	INVOICE NO.	DESCRIPTION	CHARGES	PAYMENTS	BALANCE
9/8/2023	00020835	Sale; Mangueras y Fitineria S.A.	\$346.10		\$346.10
9/8/2023	00021077	Sale; Mangueras y Fitineria S.A.	\$1,800.01		\$1,800.01
9/19/2023	00021102	Sale; Mangueras y Fitineria S.A.	\$1,089.08		\$1,089.08
9/19/2023	021062-1	Sale; Mangueras y Fitineria S.A.	\$265.39		\$265.39
9/25/2023	00021112	Sale; Mangueras y Fitineria S.A.	\$566.00		\$566.00
9/26/2023	00021101	Sale; Mangueras y Fitineria S.A.	\$1,175.00		\$1,175.00
10/4/2023	00021119	Sale; Mangueras y Fitineria S.A.	\$1,544.18		\$1,544.18
10/4/2023	021038-2	Sale; Mangueras y Fitineria S.A.	\$9.72		\$9.72
10/20/2023	00021138	Sale; Mangueras y Fitineria S.A.	\$2,811.97		\$2,811.97
10/20/2023	00021139	Sale; Mangueras y Fitineria S.A.	\$562.83		\$562.83
10/20/2023	00021144	Sale; Mangueras y Fitineria S.A.	\$185.35		\$185.35
10/20/2023	021102-1	Sale; Mangueras y Fitineria S.A.	\$243.85		\$243.85
11/9/2023	00021152	Sale; Mangueras y Fitineria S.A.	\$634.24		\$634.24
11/9/2023	021119-1	Sale; Mangueras y Fitineria S.A.	\$12.90		\$12.90
11/28/2023	00021162	Sale; Mangueras y Fitineria S.A.	\$1,126.52		\$1,126.52
11/29/2023	00021163	Sale; Mangueras y Fitineria S.A.	\$5,116.10		\$5,116.10
11/29/2023	00021165	Sale; Mangueras y Fitineria S.A.	\$2,075.90		\$2,075.90

**Exhibit E, Email dated January 19, 2024 re: Payment of Debt for JG**





Customer Service &lt;somihoseandfittings@gmail.com&gt;

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**Dade County Federal Credit Union Debt**

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**SOMI Export** <somiexport@gmail.com>

Fri, Jan 19, 2024 at 11:43 AM

To: Customer Service &lt;somihoseandfittings@gmail.com&gt;

Cc: Roger Gold &lt;rogerjgold07@gmail.com&gt;

The debt from the Dade County Federal Credit Union was \$27K. After fighting in the court and hiring a lawyer, I was able to negotiate the debt with the credit union to \$2500. Attached is the proof. I paid \$2500 from the SOMI checking account. Finally, this is over and I hope I don't get any other letter from Bank of America.

Jennifer.

**Stipulation for Payment - Jennifer Gold - signed.pdf**

199K

01/24	Miscellaneous	-	\$225.00	\$651
Online Transfer 19663084194 from Chase Checking #####7779 transaction #:	Account transfer		\$1.00	\$876
DEPOSIT ID NUMBER 25571	Deposit		\$875.30	\$875
01/23/24	Online Realtime Transfer to Chase Checking 7779 transaction#: 19655583967 reference#: 9655583967RX 01/23	Account transfer	-	\$8,000.00
01/23/24	Online RealTime payroll payment 11120714434 Payment Id REFERENCE#: 1120714434RX to 1037	ACH	-	\$648.59
01/23/24	Online Transfer from MMA ...5265 transaction#: 19656116457	Account transfer	\$1.49	\$8,648
01/23/24	CHIPS CREDIT VIA: STANDARD CHARTERED BANK/0256 B/O: 1/CENTRAL DE MANGUERAS S.A. 3/HN/COMAYAGUELA REF: NBNF=SOUTH MIAMI HOSE & FITTINGS LLC MIAMI FL 33166-2648 US/AC-0000000 07226 ORG=/730164451 3/HN/COMAYAGUE LA OGB=BANCO DE AMERICA CENTRAL HON DURAS TEGUCIGALPA HONDURAS 0000 - H N OBI=PAGO CENTRAL DE MANGUERAS SSN: 0481505 TRN: 1182790023FC	Wire transfer	\$6,166.16	\$8,647
01/19/24	ORIG CO NAME:IRS ORIG ID:3387702000 DESC DATE:011924 CO ENTRY DESCR:USATAXPYMTSEC:CCD TRACE#:061036013745404 EED:240119 IND ID:270441920622906 IND NAME:SOUTH MIAMI HOSE & FIT TRN: 0193745404TC	ACH	-	\$84.00
01/18/24	Same-Day ACH Payroll Payment 11120348973 to #####1037	Basic Payroll	-	\$2,500.00
01/11/24	ADT SECURITY*403801450 WWW.ADT.COM FL 01/10 (...6213)	Debit card	-	\$218.46
01/11/24	Online Transfer from MMA ...5265 transaction#: 19544790910	Account transfer	\$69.00	\$5,283.
01/10/24	COMCAST BUSINESS MOBI 888-936-4968 PA 01/10 (...6221)	Debit card	-	\$88.65
01/10/24	ADT SECURITY*403801450 WWW.ADT.COM FL 01/09 (...6213)	Debit card	-	\$122.38
01/10/24	Online Transfer from MMA ...5265 transaction#: 19535806214	Account transfer	\$500.00	\$5,425.
01/08/24	REMOTE ONLINE DEPOSIT # 1	Deposit	\$3,410.00	\$4,925.
01/04/24	SERVICE CHARGES FOR THE MONTH OF DECEMBER	Fee	-	\$57.65
01/03/24	CLICK-DISSOLVE 188-88324680 TX 01/03 (...6213)	Debit card	-	\$75.00

IN THE COUNTY COURT OF THE 11TH  
JUDICIAL CIRCUIT IN AND FOR MIAMI-  
DADE COUNTY, FLORIDA

DADE COUNTY FEDERAL CREDIT UNION

CASE NO.: 2023-184198-CC-05

Plaintiff,

vs.

CIVIL DIVISION

KENDALL AMERICA INC; EDWARD JAMES  
GOLD; JENNIFER ANNE GOLD.

Defendant(s).

\_\_\_\_\_ /


**STIPULATION FOR PAYMENT AND ORDER OF DISMISSAL**

The undersigned parties stipulate as follows:

1. The Defendant, JENNIFER ANNE GOLD, hereby submits and agrees to the Court's jurisdiction over this matter and the Parties.
2. Plaintiff is entitled to judgment in the sum of \$27,951.63.
3. However, Plaintiff has agreed to accept, and the Defendant, JENNIFER ANNE GOLD, has agreed to pay, a total of \$2,500.00 in order to resolve the matter.
4. Entry of this judgment is stayed provided Defendant, JENNIFER ANNE GOLD, make a lump sum payment of \$2,500.00 on or before January 29, 2024, to Dunn Law, P.A., 66 West Flagler Street, Suite 400, Miami, FL 33130.
5. Defendant, JENNIFER ANNE GOLD, mailing address is 9845 SW 117TH PL MIAMI, FL 33186 and E-mail address is go.jennie@gmail.com.
6. Any change of address shall be furnished in writing to the Clerk of Court and to the opposing party.
7. The parties hereby release each other and Plaintiff's counsel, as to any issues raised or that could have been raised in this matter, as set forth here in full, except performance under this agreement.
8. Accordingly, this cause is dismissed. Jurisdiction is reserved to enforce the terms and conditions of this Stipulation and to grant any additional relief as deemed appropriate.
9. If the Defendant(s) fail to comply, Plaintiff(s) may file an Affidavit of Non-Payment, specifying the amount remaining unpaid and furnishing a copy of the Affidavit to the Defendant(s) by mail or delivery. Upon the filing and serving of the Affidavit, a judgment shall issue in the amount due without further notice or hearing.

Signed this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at MIAMI-DADE County,  
Florida.

\_\_\_\_\_  
PLAINTIFF

  
\_\_\_\_\_  
Jennifer Gold (Jan 17, 2024 11:45 EST)

DEFENDANT  
JENNIFER ANNE GOLD