

In re:

ASSIGNMENT FOR BENEFIT OF CREDITORS  
OF:

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

PROPER BSD, LLC, a Colorado limited liability  
company

Assignor,

To:

NIR GAVRA,

Case No. 2023-018976-CA-01  
Division: CA44

Assignee,

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**SECOND AMENDED OBJECTION TO CLAIMS OF BSD 18, LLC CLAIMANTS**

**Through this Second Amended Objection, the Assignee is objecting to the proofs of claim filed by the following claimants related to investments in BSD 18, LLC (the “BSD 18 Claimants”)**

- |                           |                              |
|---------------------------|------------------------------|
| 1) Lior Shemer            | 19) Yosi Lechiani & Yaakov   |
| 2) Shlomi Eliyahu         | Levi                         |
| 3) Ron Alon               | 20) Moria (Haim) Haiman      |
| 4) Gavriel Sasson         | 21) Dvir Birger              |
| 5) Jacob Gat              | 22) Yonatan Bing             |
| 6) Roy Gazit              | 23) Jacob Arian              |
| 7) Dov & Daniella Lebel   | 24) Matanya Stein            |
| 8) Benjamin Krausz        | 25) Roi Maoz                 |
| 9) Yael Kleinburd Horwitz | 26) Orit Shalom              |
| 10) Ehud Rabin            | 27) Elchanan Friedman        |
| 11) Alfred Thee           | 28) Elhanan Dreifuss         |
| 12) Chaim Shtrobach       | 29) Sara Kerner              |
| 13) Tobi Rose             | 30) Amichai & Shiri Friedman |
| 14) Assaf Feldmar         | 31) Yair Friedman            |
| 15) Elyada Barak          | 32) Israel Gamliel           |
| 16) Omer Pessach          | 33) Or Tzion Gamliel         |
| 17) Ariel Catane          | 34) Talia Gross              |
| 18) Orli Rozenwajg        | 35) Yuval Shvartsman         |
|                           | 36) Azriel Law firm          |
|                           | 37) Doron Sabag              |
|                           | 38) Meira and Shlomo Yammer  |
|                           | 39) O dagan Hafokot          |

**NOTICE OF OPPORTUNITY TO OBJECT AND REQUEST A HEARING**

TO CREDITORS AND OTHER INTERESTED PARTIES:

PLEASE TAKE NOTICE that, pursuant to s. 727.113, Florida Statutes, Nir Gavra, Assignee for Proper BSD, LLC files this Objection to Claim of the above-listed BSD 18 Claimants on negative notice.

The Court may consider the Objection without further notice or hearing unless a party in interest files an objection within 21 days from the date this paper is served.

If you object to the relief requested in this paper, you must file your objection with the Clerk of the Court at 73 West Flagler Street, Miami, FL 33301 and serve a copy on the Assignee's attorney, Michael S. Hoffman, Esq., 909 North Miami Beach Boulevard, Suite 201, North Miami Beach, FL 33162 and [mshoffman@hlalaw.com](mailto:mshoffman@hlalaw.com) and any other appropriate person.

If you file and serve an objection within the time permitted, the objection shall be set for hearing. If you do not file an objection within the time permitted, the Assignee and the Court will presume that you do not oppose the granting of the relief requested in the paper and an order may be entered without a hearing.

Nir Gavra (the "Assignee"), as assignee for the benefit of creditors of Proper BSD, LLC (the "Assignor"), by and through undersigned counsel and pursuant to Section 727.113 objects to the Proof of Claim of the above listed BSD 18 Claimants and states:

1. Prior to the Petition Date, the principal owners and operators of the Assignors were individuals named Moshe Mann ("Mann") and Moshe Friedman ("Friedman"). Mann and Friedman raised money from individuals in Israel to invest in Florida real estate projects.

2. The investments were generally structured as follows: Israeli investors (the "Investors") entered into partnership agreements with Mann and Friedman's Israeli based entity M.A.M Real Estate Initiation Investments, LTD ("MAM"). The partnerships gave the investor rights to profits and incomes generated from an identified real estate project in Florida. Friedman

and Mann used the funds to acquire partial interests in Florida limited liability companies that owned and operated Florida real estate. The membership interests in these entities were held either by Mann individually or by a Florida entity owned by Mann named S T BSD, LLC (“ST BSD”).

3. The partnerships then entered into agreements with the Assignor pursuant to which the Assignor would manage the investors interests and disburse profits and incomes. Upon receipt of funds, the Assignor would therefor incur obligations to the Israeli partnerships.

4. In relevant part, Mann and Friedman used the Israeli investor funds to acquire interests in the following Florida limited liability companies (the “Florida LLCs”): BSD Viewmax, LLC, BSD 18, LLC, BSD Hallandale, LLC, BSD North Dixie, LLC, BSD North Federal, LLC, BSD Carter Park, LLC, BSD12 Hallandale, and BSD Madison, LLC.

5. In 2021 disputes arose between Mann and Ran concerning the management of the Florida LLCs. Mann filed a series of lawsuits against Ran in Broward County Circuit Court.

6. On January 31, 2023, Mann, Ran and other interested parties entered into a Settlement Agreement and Full and Final Release of Claims (the “Settlement Agreement”) to settle all disputed matters between them. Under the terms of the Settlement Agreement, the real estate owned by the Florida LLCs was to be sold and the proceeds to be distributed to Mann, ST BSD, Ran and the other equity partners according to an agreed formula. The Settlement Agreement further resolved disputes related to the various parties’ capital contributions and loans and provided for payment of various management fees and commissions to Ran and Mann.

7. In April 2023, Mann, ST BSD and Ran entered into a series of buyout agreements (the “Buyout Agreements”) which had the effect of revising the Settlement Agreement. Under the terms of the Buyout Agreements, the Mann and ST BSD sold their interests in BSD 18, LLC,

BSD Hallandale, LLC, BSD North Dixie, LLC and BSD North Federal to Ran for an agreed payout to be distributed within 10 days after the sale of the real estate paid by BSD Viewmax, LLC. The payout amounts were determined based upon appraisals of the real estate owned by each of the remaining Florida LLCs.

8. Under the Buyout Agreement, BSD 18, LLC was sold for \$665,000.00 and, had the Assignor performed under its agreements with MAM, each BSD 18 Claimant would have received its pro rata share of this amount.

9. The Assignee objects to each of BSD 18 Claimants claims to the extent that it exceeds the amount that would have been received by such Claimant had the Assignor distributed proceedings in accordance with its agreement with MAM.

10. Attached as Exhibit A is a calculation detailing the name of each BSD 18 Claimant, the percentage of the total investments of each BSD 18 Claimant in BSD 18, LLC and the proposed allowed claim for each BSD 18, LLC claimant in this assignment for the benefit of creditors proceeding.

**WHEREFORE**, the Assignee respectfully requests that this Court enter an Order (i) sustaining this objection; (ii) allowing the claim of each BSD 18 Claimant in the amount set forth in the “Proposed Allowed Claim” Column in Exhibit A; and (iii) granting such other relief this Court deems just and proper.

Dated: February 19, 2025

Respectfully submitted,

/s/ Michael Hoffman  
Michael S. Hoffman, Esq.  
Florida Bar No. 41161  
LESSNE HOFFMAN, PLLC  
Counsel for the Assignee  
100 SE 3rd Avenue, 10th Floor  
Fort Lauderdale, Florida 33394  
Tel: 954-372-5759

E. [mhoffman@lessnehoffman.law](mailto:mhoffman@lessnehoffman.law)

## EXHIBIT A: PROPOSED ALLOWED CLAIM

Name of BSD 18 Claimant	Share of BSD 18 Claimant's Investment in BSD 18, LLC (Rounded)	Proposed Allowed Claim <sup>1</sup>
Lior Shemer	6.28%	\$41,793.44
Shlomi Eliyahu	5.03%	\$33,434.75
Ron Alon	4.23%	\$28,140.92
Gavriel Sasson	4.19%	\$27,862.30
Jacob Gat	4.19%	\$27,862.30
Roy Gazit	3.35%	\$22,289.84
Dov& Daniella Lebel	3.14%	\$20,896.72
Benjamin Krausz	3.14%	\$20,896.72
Yael Kleinburd Horwitz	3.14%	\$20,896.72
Ehud Rabin	3.14%	\$20,896.72
Alfred Thee	3.14%	\$20,896.72
Chaim Shtrobach	3.14%	\$20,896.72
Tobi Rose	3.14%	\$20,896.72
Assaf Feldmar	3.14%	\$20,886.13
Elyada Barak	2.09%	\$13,931.15
Omer Pessach	2.09%	\$13,931.15
Ariel Catane	2.09%	\$13,931.15
Orli Rozenchwajg	1.46%	\$9,722.83

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<sup>1</sup> The Proposed Allowed Claim is calculated by multiplying the Share of each BSD 18, LLC's Claimant's Investment in BSD 18, LLC by the sale price received by the Assignee for BSD 18, LLC.

Yosi Lechiani & Yaakov Levi	1.25%	\$8,293.77
Moria (Haim) Haiman	1.07%	\$7,104.89
Dvir Birger	1.05%	\$6,965.57
Yonatan Bing	1.05%	\$6,965.57
Jacob Arian	1.05%	\$6,965.57
Matanya Stein	1.05%	\$6,965.57
Roi Maoz	1.05%	\$6,965.57
Orit Shalom	1.05%	\$6,965.57
Elchanan Friedman	1.05%	\$6,965.57
Elhanan Dreifuss	1.05%	\$6,965.57
Sara Kerner	0.59%	\$3,956.45
Amichai & Shiri Friedman	0.52%	\$3,482.79
Yair Friedman	0.52%	\$3,482.79
Israel Gamliel	0.43%	\$2,848.36
Or Tzion Gamliel	0.42%	\$2,775.64
Talia Gross	1.05%	\$6,965.57
Yuval Shvartsman	1.05%	\$6,965.57
Azriel Law Firm	10.93%	\$72,705.55
Doron Sabag	1.95%	\$2,983.83
Meira and Shlomo Yammer	0.95%	\$6,319.75
O Dagan Hafokot	10.73%	\$71,327.48

