

IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL
CIRCUIT IN AND FOR PALM BEACH COUNTY,
FLORIDA
DIVISION FY
CASE NO. 502012DR011864XXXXSB

IN RE: The Marriage of
LINDA D. SHAI,
Petitioner/Wife,

v.

JACOB SHAI,
Respondent/Husband.

FINAL JUDGMENT

THIS CAUSE came before the Court for Final Hearing October 24 and November 4, 2013, upon the Petition and Counterpetition for Dissolution of Marriage. Both parties were represented by counsel.

The facts of this case are simply astounding. During two days of trial, counsel for each of the parties not only allowed, but affirmatively presented incriminating testimony that would make a rookie criminal lawyer cringe.

In what can be only described as an amazing display of *chutzpah*, the Wife, Husband, and their business partner, HARRY GLANTZ, all testified that they are engaged in an ongoing, multi-year criminal conspiracy to defraud the U.S Treasury and evade income taxes by taking huge amounts of unreported cash from their business, AUTO CLINIC OF BOCA RATON, INC. The parties actually filed a written stipulation that they were taking cash from the business in an amount somewhere between \$60,000 and \$120,000 per year.

In addition, the parties candidly admitted they have placed assets in the Wife's mother's name, and run their household expenses through a bank account in the Husband's brother's name to avoid judgment creditors. There is also a safe in the marital home containing in excess of \$100,000 in cash.

Both parties come before this Court seeking equitable relief. Neither deserve it. But even if their claims were not barred by their unclean hands, there is also a lack of evidence.

The Husband presented no evidence whatsoever that the marriage is irretrievably broken. The Wife used the magic words by testifying that the marriage is "irretrievably broken", but the facts belie her testimony. In addition to her lack of credibility, the Court had the occasion to observe the parties' behavior in Court, both on the record and off (*e. g.*, the banter, their expressions and body language). Additionally, they still reside together in the marital home. Considering the legal effect of the evidence as a whole, the marriage is NOT irretrievably broken. The Wife simply became dissatisfied with her "cut" from the illicit conspiracy.

This Court is unable to impose the appropriate remedy for the parties since this is not a criminal court, but, if the appropriate agencies do not read this transcript, or if the indictments are slow in coming, perhaps the parties may remain out of jail long enough to raise their fifteen year old daughter to the age of majority. For now, the only appropriate remedy is for them to remain married to each other.

Based upon the above findings of fact, it is hereby

ORDERED and ADJUDGED as follows:

1. The Petition for Dissolution of Marriage is **DENIED**.
2. The Counterpetition for Dissolution of Marriage is **DENIED**.
3. Each party shall bear their own attorney fees and costs.

DONE AND ORDERED this ____ day of November, 2013, at Delray Beach, Florida.

EDWARD A. GARRISON, Acting Circuit Judge

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