

September 30, 2005

Abraham Galbut
President
Hudson Capital
999 Washington Avenue
Miami Beach, FL 33139

RE: INQUIRY 05-163

Dear Mr. Galbut:

You requested an opinion regarding your ability to serve as a member of the Public Health Trust. I am rendering this opinion based on the facts contained in your request.

You have recently applied for a position on the Public Health Trust. In your letter, you stated that you have been involved in many local businesses including a law practice, real-estate development, hotel operations and long-term health care. You are currently the managing member or president of four companies which own nursing home properties that are leased to subsidiaries of the Hebrew Homes Health Network. You also serve as president of the Hebrew Homes Captive Services, a collective risk management subsidiary charged with the responsibility of supervising and managing the defense of alleged claims against these facilities. You are not involved in the day-to-day operation of any facility and your compensation is not tied to the performance of the facility.

The Conflict of Interest and Code of Ethics ordinance permits you to serve as a member of the Public Health Trust. However, under the limited circumstances where you are a partner, officer, director, or of counsel of

an entity appearing before the Trust, you would be prohibited from voting on those matters. Therefore, you may serve as a member of the Public Health Trust. You need only recuse yourself in those instances where you may have a voting conflict.

This opinion construes the Miami-Dade Conflict of Interest and Code of Ethics ordinance only and is not applicable to any conflict under state law. Please contact the State of Florida Commission on Ethics if you have any questions regarding possible conflicts under state law.

If you have any questions regarding the opinion, please call the undersigned at (305) 579-2954.

Sincerely Yours,



ROBERT MEYERS
Executive Director

Signed by: 



September 29, 2005

Robert Meyers
Commission of Ethics, Miami Dade County
111 NW 1st Street
Miami, Florida 33130

Via E-mail

RE: Application of Abraham A. Galbut to the Public Health Trust.

Dear Mr. Meyers:

Lynn Westall has asked that I correspond with you and request an opinion in reference to a potential conflict of interest if I were to serve on the Public Trust.

Although her request does not specifically identify a potential conflict, I am of the opinion that the issue of my involvement in the ownership of skilled nursing homes and my employment by the Hebrew Homes Health Network in reference to Risk Management has prompted the committee to request your opinion. Please accept this letter as my consent and authority for you to review my application and provide such opinion.

Since my return to the Miami area in 1973 from college, I have been involved in many businesses, which include the Practice of Law, Real Estate Development, Hotel Operations, and Long-term Health Care. I am currently the managing member or president of four (4) individual companies, each owning a Nursing Home Property which is leased to subsidiaries of the Hebrew Homes Health Network under long-term triple net leases and serve as president of the Hebrew Homes Captive Services, a collective risk management subsidiary charged with the responsibility of supervising and managing the defense of alleged claims against these facilities. I am not involved in the operation of any facility nor any rental or compensation is tied to the performance of any facility.

Please do not hesitate to contact me if you require any additional information.

I remain,

Very truly yours,

A handwritten signature in black ink, appearing to read 'Abraham A. Galbut', is written over the typed name and title.

ABRAHAM A. GALBUT, President

AAG/mv

