

# EXHIBIT 16

EXHIBIT 16

**ACTION BY WRITTEN CONSENT OF MEMBERS  
OF  
CARDIO VENTURES, LLC**  
A New York Limited Liability Company

**Pursuant to New York Limited Liability Company Law §407**

**WHEREAS**, Cardio Ventures, LLC (the "Company") has heretofore been presented with a written transfer request executed and acknowledged by Member Leonard Gartner on March 25, 2011 requesting that the Company approve the transfer by Leonard Gartner of one-half (½) of Leonard Gartner's current 4.045% Membership Interest in the Company (or 2.0225%) to Adrienne Edelstein, effective February 11, 2011;

**NOW THEREFORE**, the undersigned, being a majority of all the Members and Membership Interests of the Company, hereby adopt the following resolutions by written consent pursuant to New York Limited Liability Company Law §407:

**RESOLVED**, that the transfer request executed and acknowledged by Leonard Gartner on March 25, 2011 for the purpose of transferring one-half (½) of Leonard Gartner's current 4.045% Membership Interest in the Company (or 2.0225% thereof) to Adrienne Edelstein effective as of February 11, 2011 be and is hereby approved and accepted by the Company in all respects; and it is

**RESOLVED FURTHER**, that effective as of February 11, 2011, (a) the Membership Interest of Leonard Gartner in the Company shall be reduced for all purposes to 2.0225% and (b) Adrienne Edelstein shall be admitted as a Member of the Company for all purposes with a 2.0225% Membership Interest; and it is

**RESOLVED FURTHER**, that any Member/Manager or any other officer of the Company is hereby authorized and directed to request and/or execute any and all documents and to take any and all other action as may be necessary or appropriate to carry out the intent and purposes of the transfer requested by Leonard Gartner dated March 25, 2011 consistent with the effective operating agreement of the Company and the foregoing Company resolution; and it is

**RESOLVED FURTHER**, that for all purposes, facsimile signatures of the Members hereon and/or on counterparts of this Written Consent shall be deemed as original signatures hereon.

Dated: New York, New York  
April 1, 2011

  
\_\_\_\_\_  
JAMES S. CARDONE

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JONATHAN WALDEN

  
\_\_\_\_\_  
GERARD P. VARLOTTA

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GERARD C. DESMOND

  
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ALAN M. SWIEDLER

\_\_\_\_\_  
GARY S. STEIN

**CONFIDENTIAL DOCUMENT**

**CARDIO000182**

**ACTION BY WRITTEN CONSENT OF MEMBERS  
OF  
CARDIO VENTURES, LLC**  
A New York Limited Liability Company

**Pursuant to New York Limited Liability Company Law §407**

WHEREAS, Cardio Ventures, LLC (the "Company") has heretofore been presented with a written transfer request executed and acknowledged by Member Leonard Gartner on March 25, 2011 requesting that the Company approve the transfer by Leonard Gartner of one-half (1/2) of Leonard Gartner's current 4.045% Membership Interest in the Company (or 2.0225%) to Adrienne Edelstein, effective February 11, 2011;

NOW THEREFORE, the undersigned, being a majority of all the Members and Membership Interests of the Company, hereby adopt the following resolutions by written consent pursuant to New York Limited Liability Company Law §407:

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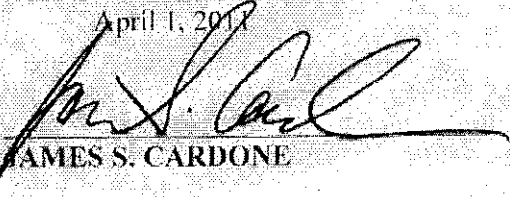
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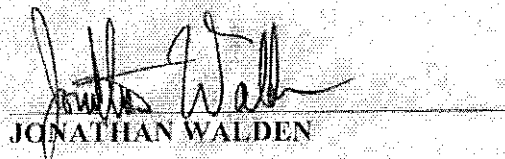
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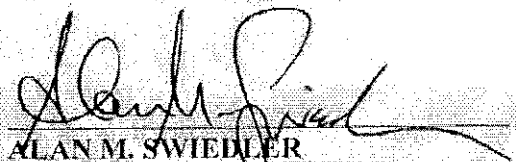
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GARY S. STEIN

**CONFIDENTIAL DOCUMENT**

**CARDIO000183**

**ACTION BY WRITTEN CONSENT OF MEMBERS  
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CARDIO000184

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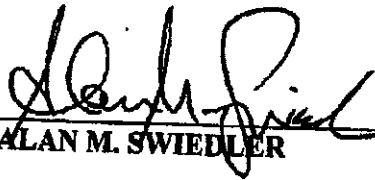
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GARDIO000185