

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION
Case No. 8:20-cv-00325-T-35AEP**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

**BRIAN DAVISON, BARRY M. RYBICKI,
EQUIALT LLC, EQUIALT FUND, LLC,
EQUIALT FUND II, EQUIALT FUND III,
EA SIP, LLC,**

Defendants,

**128 E. DAVIS BLVD, LLC, 310 78TH
AVE, LLC, 551 3D AVE S, LLC, 604
WEST AZEELE, LLC, BLUE WATERS
TI, LLC, 2101 W. CYPRESS, LLC, 2112
W. KENNEDY BLVD, LLC, BNAZ, LLC,
BR SUPPORT SERVICES, LLC, CAPRI
HAVEN, LLC, EANY, LLC, BUNGALOWS
TI, LLC, EQUIALT 519 3RD AVE S., LLC,
MCDONALD REVOCABLE LIVING TRUST,
5123 E. BROADWAY AVE, LLC, SILVER SANDS
TI, LLC, TB OLDEST HOUSE EST. 1842, LLC,**

Relief Defendants.

**DEFENDANT BRIAN DAVISON'S AGREED MOTION
FOR LEAVE TO UNSEAL COURT TRANSCRIPT**

Defendant Brian Davison (“Davison”), by and through his undersigned counsel, hereby files this Agreed Motion to Unseal Court Transcript, directed at the transcript (the “Transcript”) of the hearing held before this Court on February 13, 2020 (the “Hearing”), on

Plaintiff's Emergency Ex Parte Motion for Temporary Restraining Order, Asset Freeze, and Other Injunctive Relief (ECF No. 4) and Plaintiff's Emergency Ex Parte Motion for Appointment of Receiver (ECF No. 6), and in support thereof states:

1. As the Plaintiff's motions (ECF No.'s 4 and 6) were heard by the Court Ex Parte, Davison was neither present nor represented at the Hearing.

2. The Transcript is currently under seal.

3. Davison's counsel require an opportunity to review the Transcript as they continue to prepare Davison's defense in this matter.

4. Davison requests leave of Court to allow the Transcript to be unsealed, for the limited purpose of permitting the Court Reporter present at the Hearing to provide Davison with a copy of the Transcript upon Davison's payment to the Court Reporter of all associated costs and fees.

5. This Motion is brought in good faith and is not intended to unduly delay proceedings in the above-styled action.

6. Counsel for the Plaintiff and Receiver have agreed to the relief sought in this Motion.

7. This Motion is accompanied by a proposed Agreed Order attached hereto as Exhibit "A."

WHEREFORE, Defendant, Brian Davison, respectfully requests that this Court grant his Motion and enter an order unsealing the Transcript for the limited purpose of allowing Davison to obtain a copy thereof.

LOCAL RULE 3.01(g) CERTIFICATE

Pursuant to Local Rule 3.01(g), counsel or Defendant Brian Davison has conferred with counsel for Plaintiff, Alise M. Johnson, and with counsel for the Receiver, who agree to the requested relief.

/s/ Gerald D. Davis

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Attorneys for Defendant Brian Davison

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing has been filed via the Court's CM/ECF system, which will send an electronic copy of the foregoing and a notice of filing same to all counsel of record, on this 19th day of March, 2020.

/s/ Gerald D. Davis
Attorney

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Relief Defendants.

_____ /

**AGREED ORDER ON DEFENDANT, BRIAN DAVISON'S
AGREED MOTION FOR LEAVE TO UNSEAL COURT TRANSCRIPT**

THIS MATTER came before the Court upon consideration of Defendant, Brian Davison's Agreed Motion for Leave to Unseal Court Transcript (the "Motion"), and the

Court being advised of the agreement of the parties, and being otherwise fully advised in the premises, it is hereby:

ORDERED and ADJUDGED that the Motion is GRANTED. The transcript (the “Transcript”) of the hearing held before this Court on February 13, 2020 (the “Hearing”), on Plaintiff’s Emergency Ex Parte Motion for Temporary Restraining Order, Asset Freeze, and Other Injunctive Relief (ECF No. 4) and Plaintiff’s Emergency Ex Parte Motion for Appointment of Receiver (ECF No. 6), is hereby unsealed for the limited purpose of permitting the Court Reporter present at the Hearing to provide Davison with a copy of the Transcript upon Davison’s payment to the Court Reporter of all associated costs and fees.

DONE AND ORDERED in Tampa, Florida this _____ day of March, 2020.

The Honorable Mary S. Scriven
United States District Judge

Copies to:
Counsel of Record
Any Unrepresented Parties