

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

CASE NO. 8:20-cv-325-T-35AEP

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

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

Defendants,

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

Relief Defendants.

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**DEFENDANT BARRY RYBICKI'S NOTICE OF WITHDRAWAL OF MOTION FOR  
ENLARGEMENT OF TIME TO RESPOND TO COMPLAINT**

Defendant Barry Rybicki (“Rybicki”), by and through the undersigned counsel, hereby files this Notice of Withdrawal of his Second Motion for Enlargement of Time to Respond to the Securities and Exchange Commission’s Complaint (DE 75). After reviewing this Court’s Order Concerning Jury Trials and Other Proceedings, issued on March 19, 2020 (DE 59), which provides that “all civil cases assigned to Judge Scriven and all deadlines associated with those cases are stayed until May 29, 2020,” it is apparent that Rybicki’s motion for extension of time should be withdrawn as the deadline for filing a response to the Complaint has been stayed until May 29, 2020. Accordingly, the Second Motion for Enlargement of Time is being withdrawn and Rybicki will file a response to the Complaint on May 29, 2020 unless otherwise directed by this Court.

Respectfully submitted,

/s/ Adam S. Fels  
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Attorney for Defendant Barry Rybicki

**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 10th day of April, 2020.

/s/ Adam S. Fels