

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA**

CIVIL ACTION 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,
EA SIP, LLC,**

Defendants, and

128 E. DAVIS BLVD, LLC, et al.,

Relief Defendants.

**AGREED MOTION TO ALLOW THE PARTIES TO
HOLD THEIR RULE 26(f) CONFERENCE VIA WEBEX**

Plaintiff Securities and Exchange Commission files this Agreed Motion to Allow the Parties' Conference Pursuant to Fed.R.Civ.P. 26(f) and Local Rule 3.05(c) ("the Conference") to be held via the WebEx virtual platform and in support states:

The Court's Case Management Report Form requires that lead counsel meet in person in order to prepare and file the Case Management Report. Due to COVID-19 and because the parties are located in different states, making it difficult for the Parties to meet in person, the Commission requests that the parties be allow to hold the Conference via the WebEx platform. This Motion is brought in good faith and is not intended to unduly delay these proceedings.

Pursuant to Local Rule 3.01(g) undersigned counsel for the Commission has conferred with counsel for the Defendants who do not oppose the relief requested in this motion.

WHEREFORE, for the foregoing reasons, the Commission respectfully requests that this Court allow the Parties to hold the Rule 26(f) Conference via WebEx.

Respectfully submitted,

June 30, 2020

By: /s/ Alise Johnson, Esq.

Alise Johnson, Esq.

Senior Trial Counsel

Fla. Bar No. 0003270

Direct Dial: (305) 982-6385

Email: johnsonali@sec.gov

Attorney for Plaintiff

**SECURITIES AND EXCHANGE
COMMISSION**

801 Brickell Avenue, Suite 1950

Miami, Florida 33131

Telephone: (305) 982-6300

Facsimile: (305) 536-4154

CERTIFICATE OF SERVICE

I hereby certify that on June 30, 2020, I electronically filed the foregoing Agreed Motion to Allow the Parties to Hold their Rules 26(f) Conference Via Webex with the Clerk of the Court using CM/ECF, which will send a notice of such filing to all counsel of record.

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA**

CIVIL ACTION 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,
EA SIP, LLC,**

Defendants, and

**128 E. DAVIS BLVD, LLC,
et al.,**

Relief Defendants.

**[PROPOSED] ORDER GRANTING AGREED MOTION TO ALLOW THE
PARTIES TO HOLD THEIR RULE 26(f) CONFERENCE VIA WEBEX**

THIS MATTER is before the Court on Plaintiff's Agreed Motion to Allow the Parties' Conference Pursuant to Fed.R.Civ.P. 26(f) and Local Rule 3.05(c) to be held via the WebEx virtual platform.

The Court, having considered the Motion, and being fully advised, hereby **GRANTS** the Motion. It is therefore, **ORDERED and ADJUDGED** that the Parties may hold the Rule 26(f) Conference via the WebEx virtual platform.

DONE AND ORDERED this ____ day of _____ 2020, at Tampa, Florida.

MARY S. SCRIVEN
UNITED STATES DISTRICT JUDGE