

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

v.

Case No: 8:20-cv-325-T-35AEP

BRIAN DAVISON, BARRY M. RYBICKI,  
EQUIALT LLC, EQUIALT FUND, LLC,  
EQUIALT FUND II, LLC, EQUIALT  
FUND III, LLC, EA SIP, LLC, 128 E.  
DAVIS BLVD, LLC, 310 78TH AVE, LLC,  
551 3D AVE S, LLC, 604 WEST  
AZEEL, 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,

Defendants.

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**ORDER**

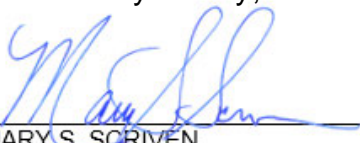
**THIS CAUSE** comes before the Court upon consideration of the Receiver's "Motion for Return of Deposits Paid to Audemars Piguet (A/K/A SIMWEST INC.)." (Dkt. 96) Therein, the Receiver requests that the Court order SIMWEST, Inc. to return the \$310,000.00. Defendant Brian Davison paid from EquiAlt LLC's bank account as a deposit for two custom watches. (Id. at 2) The Receiver asserts that "[t]hese monies rightfully belong to EquiAlt and ultimately to the Receivership Estate for the benefit of the defrauded investors." (Id. at 3) Defendant Davison agrees with the return of the

deposits but believes that at least a portion of the funds should be used to secure living expenses and legal fees for Mr. Davison. (Id. (citing Dkt. 96-7))

Upon consideration of the foregoing, the Court finds that the previous Orders entered in this action sufficiently cover Defendant Davison's legal fees and living expenses, (see e.g., Dkts. 54, 124), until the Court can reassess the need for additional funds during the July 31, 2020 show cause hearing. Accordingly, it is hereby **ORDERED** that the Receiver's "Motion for Return of Deposits Paid to Audemars Piguet (A/K/A SIMWEST INC.)," (Dkt. 96), is **GRANTED**. Unless the Court directs additional funds to be released from the asset freeze, any deposit funds retained by the Receiver from SIMWEST, Inc. **shall** be used for the benefit of the defrauded investors.

Audemars Piguet (A/K/A SIMWEST INC.) is **DIRECTED** to remit the \$310,000.00 paid to it by Brian Davison to the Receiver in this action within fourteen (14) days of the date of this Order.

**DONE and ORDERED** in Tampa, Florida, this 27th day of July, 2020.

  
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MARY S. SCRIVEN  
UNITED STATES DISTRICT JUDGE

Copies furnished to:  
Counsel of Record  
Any pro se party