

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 II, LLC,

Defendants, and

128 E. DAVIS BLVD, LLC
310 78TH AVE, LLC
551 3D AVE S, LLC604 WEST AZEELE, LLC
2101 W. CYPRESS, LLC,
2112 W. KENNEDY BLVD, LLC
5123 E. BROADWAY AVE, LLC
BLUE WATRS TI, LLC
BNAZ, LLC
BR SUPPORT SERVERCES, LLC
BUNGALOWS TI, LLC
CAPRI HAVEN, LLC
EA NY, LLC
EQUIALT 519 3RD AVE S., LLC,
MCDONALD REVOCABLE LIVING
TRUST, SILVER SANDS TI, LLC
TB OLDEST HOUSE EST. 1842, LLC,

Relief Defendants.

**RECEIVER'S UNOPPOSED MOTION FOR AN EXTENSION OF TIME TO
RESPOND TO INVESTOR PLAINTIFFS' MOTION FOR LEAVE TO SERVE
SUBPOENA ON RECEIVER [DOC. 229]**

NOW COMES Burton W. Wiand, as Receiver (the “**Receiver**”), by and through undersigned counsel, and respectfully moves this Court to extend the deadline by which Receiver must respond to Investor Plaintiffs’ Motion for Leave to Serve Subpoena on Receiver [Doc. 229] until and including December 14, 2020.

1. On November 23, 2020, Investor Plaintiffs Motion for Leave to Serve Subpoena on Receiver [Doc. 229]. Receiver’s response to that motion is currently due December 7, 2020.

2. On December 7, 2020, Investor Plaintiffs’ counsel agreed to grant the Receiver a one-week extension in which to file and serve his Response to the Motion for Leave to Serve Subpoena on Receiver.

3. No prior extensions of time have been requested or obtained regarding this issue.

4. The instant motion is made in good faith and will not prejudice any party nor is it made for any improper purpose or delay.

5. If the Court grants this relief, Receiver’s response to Investor Plaintiffs, Motion for Leave to Serve Subpoena on Receiver will be due on or before December 14, 2020.

WHEREFORE, Receiver respectfully requests that the Court grant this Motion and extend Receiver’s time to respond to Investor Plaintiff’s Motion for Leave to Serve Subpoena on Receiver.

LOCAL RULE 3.01(G) CERTIFICATION

The undersigned counsel certifies that opposing counsel has no objection to the relief sought.

CERTIFICATE OF SERVICE

I hereby certify that on December 7, 2020, I electronically filed the foregoing with the Clerk of Court by using the Court's CM/ECF system, thereby serving this document on all attorneys of record in this case. An electronic copy was also sent to the following counsel or record in the matter of *Gleinn, et al. v. Wassgren, et al.* (Case No.: 8:20-cv-01677-MSS-CPT):

David S. Casey , Jr. Gayle M. Blatt James M. Davis Casey, Gerry, Schenk, Francavilla, Blatt & Penfield, LLP 110 Laurel Street San Diego, CA 92101 (619) 238-1811 dcasey@cglaw.com gmb@cglaw.com jdavis@cglaw.com	Leonard B. Simon The Law Offices of Leonard B. Simon P.C. 655 West Broadway., Suite 1900 San Diego, CA 92101 (619) 338-4549 lens@rgrdlaw.com
Adam M. Moskowitz Adam A. Schwartzbaum The Moskowitz Law Firm, PLLC 2 Alhambra Plaza, Suite 601 Coral Gables, FL 33134 (305) 740-1423 Adam@moskowitz-law.com Adams@moskowitz-law.com	Andrew S. Friedman Francis J. Balint, Jr. Bonnett, Fairbourn, Friedman & Balint, PC 2325 E. Camelback Rd., Suite 300 Phoenix, AZ 85016 (602) 279-1100 afriedman@bffb.com fbalint@bffb.com

<p>Jeffrey Roger Sonn Sonn Law Group PA 19495 Biscayne Blvd Ste 607 Aventura, FL 33180-2320 (305) 912-3000 jsonn@sonnlaw.com</p>	<p>Simon Alexander Gaugush David Matthew Allen Erin J. Hoyle Carlton Fields , P.A. 4221 W. Boy Scout Blvd., Suite 1000 Tampa, FL 33607 813-229-4227 sgaugush@carltonfields.com mallen@carltonfields.com choyle@cfjblaw.com</p>
<p>David R. Atkinson Justin Patrick Bennett Lauren Vickroy Purdy William J. Schifino , Jr. Gunster, Yoakley & Stewart, PA Suite 500 E 777 S Flagler Dr West Palm Beach, FL 33401-6194 561/655-1980 datkinson@gunster.com jbennett@gunster.com lpurdy@gunster.com bschifino@gunster.com</p>	<p>Arthur Lee Bentley , III Giovanni P. Giarratana Jason Paul Mehta Bradley Arant Boult Cummings LLP 100 N Tampa St Ste 2200 Tampa, FL 33602-5809 813-559-5500 lbentley@bradley.com ggiarratana@bradley.com jmehta@bradley.com</p>
<p>David S. Blatt David M. Horniak John K. Villa Williams & Connolly LLP 725 12th St., N.W. Washington, DC 20005 202-434-5135 dblatt@wc.com dhorniak@wc.com jvilla@wc.com</p>	

Dated: December 7, 2020

Respectfully submitted,

/s/ Katherine C. Donlon

Katherine C. Donlon, FBN 0066941

Email: kdonlon@wiandlaw.com

Jared J. Perez, FBN 0085192

Email: jperez@wiandlaw.com

WIAND GUERRA KING P.A.

5505 West Gray Street

Tampa, FL 33609

Tel: (813) 347-5100/Fax: (813) 347-5198

Attorneys for the Receiver, Burton W. Wiand