

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 A FURTHER 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 January 25, 2021.

1. On November 23, 2020, Investor Plaintiffs Motion for Leave to Serve Subpoena on Receiver [Doc. 229]. Since then, the parties have agreed and the Court has granted the Receiver’s Unopposed Motions for extensions to respond to this motion. Receiver’s response to that motion is currently due January 11, 2021.

2. The parties are continuing to confer regarding issues related to the proposed subpoena. These discussions may moot the motion. It is anticipated that these discussions will be concluded within the next two weeks. Therefore, the Plaintiffs have agreed to a further two week extension until January 25, 2021 for the Receiver to respond to the Motion.

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

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 January 11, 2021, 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 of record in the matter of *Gleinn, et al. v. Wassgren, et al.* (Case No.: 8:20-cv-01677-MSS-CPT):

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<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>
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Dated: January 11, 2021

Respectfully submitted,

/s/ Katherine C. Donlon

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