

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Burton W. Wiand, not individually, but solely as Receiver

(b) County of Residence of First Listed Plaintiff Pinellas Cty, FL (EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Katherine Donlon, Guerra King P.A., 5505 West Gray St., Tampa, FL 33609, 813-347-5100

DEFENDANTS

Erik Adamek, et al. (see attached Exhibit A for other defendants)

County of Residence of First Listed Defendant Clark County, Nevada (IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- 1 U.S. Government Plaintiff, 2 U.S. Government Defendant, 3 Federal Question (U.S. Government Not a Party), 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- Citizen of This State, Citizen of Another State, Citizen or Subject of a Foreign Country, PTF DEF, Incorporated or Principal Place of Business In This State, Incorporated and Principal Place of Business In Another State, Foreign Nation

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

Table with columns: CONTRACT, REAL PROPERTY, TORTS, CIVIL RIGHTS, PRISONER PETITIONS, FORFEITURE/PENALTY, LABOR, IMMIGRATION, BANKRUPTCY, SOCIAL SECURITY, FEDERAL TAX SUITS, OTHER STATUTES. Includes various legal categories like Personal Injury, Real Property, Labor, etc.

V. ORIGIN (Place an "X" in One Box Only)

- 1 Original Proceeding, 2 Removed from State Court, 3 Remanded from Appellate Court, 4 Reinstated or Reopened, 5 Transferred from Another District, 6 Multidistrict Litigation - Transfer, 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): 7 USC 13a-1, 28 USC 754, 28 USC 1367. Brief description of cause: Clawback of fraudulent transfers pursuant to Ponzi scheme (Ch 726 Fraudulent Transfers)

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$ CHECK YES only if demanded in complaint: JURY DEMAND: Yes No

VIII. RELATED CASE(S) IF ANY

(See instructions): JUDGE Mary S. Scriven DOCKET NUMBER 8:20-cv-00325-MSS-AEP

DATE 2/13/2021 SIGNATURE OF ATTORNEY OF RECORD /s/ Katherine C. Donlon

FOR OFFICE USE ONLY

RECEIPT # AMOUNT APPLYING IFP JUDGE MAG. JUDGE

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44

Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I.(a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
- (b) County of Residence.** For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- (c) Attorneys.** Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
 United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here. United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
 Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.
 Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; **NOTE: federal question actions take precedence over diversity cases.**)
- III. Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit.** Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: [Nature of Suit Code Descriptions](#).
- V. Origin.** Place an "X" in one of the seven boxes.
 Original Proceedings. (1) Cases which originate in the United States district courts.
 Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441.
 Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.
 Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.
 Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
 Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.
 Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket.
PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7. Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.
- VI. Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service.
- VII. Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.
 Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.
 Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases.** This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.

EXHIBIT A

EXHIBIT A TO CIVIL COVER SHEET

Defendant Helen Adamian, Resident of Los Angeles County, California
Defendant Hamlet Adamian, Resident of Los Angeles County, California
Defendant John Allen, Resident of Los Angeles County, California
Defendants Jeffrey Anderson and Cynthia Anderson, Residents of Yavapai County, Arizona
Defendant James P. Andriessen, Resident of Lake County, Indiana
Defendant Joan M. Angelosanto, Resident of Middlesex County, Massachusetts
Defendant The Phillip J. and Joyce D. Bach Revocable Trust, Resident of Contra Costa County, California
Defendants James M. and Donna M. Baither, Residents of Tarrant County, Texas
Defendant Terry J. Ballard, Resident of Orange County, California
Defendants James and Ann Bartusek, Residents of Yavapai County, Arizona
Defendant Carla Bates, Resident of Douglas County, Colorado
Defendant Robert W. Bell, Resident of Yavapai County, Arizona
Defendants James A. Berv and Sumaya Abuhaidar, Residents of Fremont County, Colorado
Defendant David S. Blitz, Resident of Orange County, California
Defendant Roland Bohrer, Resident of Wetzel County, West Virginia
Defendant Joan Borman, Resident of San Diego County, California
Defendant Silvana Briguglio, Resident of Middlesex County, Massachusetts
Defendant Buckeye Sports & Family Chiropractic Center, Inc., an Ohio corporation, with its principal place of business in Marysville, Ohio
Defendant Sandra Cable, Resident of Douglas County, Colorado
Defendant Michael A. Carrier, Resident of Lake County, Illinois
Defendant Arthur Chamberlain is a resident of Riverside County, California
Defendant Eric D. Chapman, Resident of Los Angeles County, California
Defendant Mikhail Cherner, Resident of Kings County, New York
Defendant Linda Clawson, Resident of Calhoun County, Michigan

Defendant Doug Clouse, Resident of Maricopa County, Arizona
Defendant Roy Colosimo, Resident of San Diego County, California
Defendant Deborah A. Cook, Resident of Lake County, Ohio
Defendant Elvira Cooper, Resident of Yavapai County, Arizona
Defendant Stephen F. Cooper, Resident of Yavapai County, Arizona
Defendant Edmundo P. Cotas, Resident of Contra Costa County, California
Defendants Glenn and Jill Davis, Residents of Maricopa County, Arizona
Defendant Ron Doherty, Resident of Maricopa County, Arizona
Defendant Hans R. Van Doornum, Jr., Resident of Orange County, California
Defendant Eric Drinkwater, Resident of Sedgwick County, Kansas
Defendant Cynthia G. Duckett, Resident of Moore County, North Carolina
Defendant Howard M. Eggers, Resident of New York County, New York
Defendant The Ralph J. Elwood Jr. Living Trust, Resident of Yavapai County, Arizona
Defendant James Flynn, Resident of Yavapai County, Arizona
Defendant David H. Friedman, Resident of Cook County, Illinois
Defendant Virginia R. Furness, Resident of Jefferson County, Colorado
Defendant Lance R. Gilbert, Resident of Westmoreland County, Pennsylvania
Defendant Laurie Ann Gonsoulin, Resident of Yavapai County, Arizona
Defendant Lauren K. Grable, Resident of Jackson County, Missouri
Defendant Brian R. Graybill, Resident of Solano County, California
Defendants Shirley A. and Stan J. Hachmann, Residents of Chaffee County, Colorado.
Defendant The Halstead Family Trust, Resident of Yavapai County, Arizona
Defendant Harald Hansen, Resident of Yavapai County, Arizona
Defendant Carl Michael Herrmann, Resident of Maricopa County, Arizona
Defendant Steven Hotchkiss, Resident of Merrick County, Nebraska
Defendant Richard W. Hull, Resident of Orange County, California
Defendant John M. Hunt, Resident of Jefferson County, Missouri
Defendant John Iverson, Resident of Sandoval County, New Mexico

Defendant Jessmat LLC, a Colorado limited liability corporation, with its principal place of business located in Adams County, Colorado

Defendant Freddie N. Jordan, Resident of Washtenaw County, Michigan

Defendant Joseph Financial, a California limited liability company with its principal place of business in San Diego County, California

Defendant Karen Keeney, Resident of Clark County, Nevada

Defendant Raymond W. Kerbaugh, Resident of Yavapai County, Arizona

Defendant Norma Kidd, Resident of McLennan County, Texas

Defendant Thomas Krudwig, Resident of Placer County, California

Defendant Marilyn E. Lambe, Resident of Orange County, California

Defendant Raymond Lemberg, Resident of Yavapai County, Arizona

Defendant Daniel Love, Resident of San Diego County, California

Defendant Blake Mahler, Resident of Orange County, California

Defendant Wanda L. Mathias, Resident of Maricopa County, Arizona

Defendant Mary Matook, Resident of Plymouth County, Massachusetts

Defendant Carrol Mauro, Resident of Alameda County, California

Defendant Angela A. McCambridge, Resident of Orange County, California

Defendant Robert D. Merrill, Resident of Hampden County, Massachusetts

Defendant Cindy M. Merrill, Resident of Mecklenburg County, North Carolina

Defendant James H. Mitchell, Resident of Pima County, Arizona

Defendant Kenneth J. Nowak, Resident of Cook County, Illinois

Defendants David H. and Eugenia M. O'Brien, Residents of Jefferson County, Colorado

Defendant Karen O'Connor, Resident of Gwinnett County, Georgia

Defendant Margaret Ogtong, Resident of Bergen County, New Jersey

Defendants Valerie A. and Douglas A. Owen, Residents of Yavapai County, Arizona

Defendant Nydia Palomino, Resident of Maricopa County, Arizona

defendants Sudhaker G. and Jyotihka Patel, Residents of DuPage County, Illinois

Defendant Buster Peeples, Resident of Sunflower County, Mississippi
Defendant Janice Perry, Resident of Clint County, Michigan
Defendant Michael S. Power, Resident of Prince William County, Virginia
Defendant Frank X. Prestigiovanni, resident of Brazoria County, Texas
Defendant Peter H. Reilly, Resident of Yavapai County, Arizona
Defendant Pete and Billye A. Reilly Trust, Resident of Yavapai County, Arizona
Defendant Josephine F. Reynolds, Resident of Iredell County, North Carolina
Defendant Becky Rohrbacker, Resident of Los Angeles County, California
Defendant Teresa M. Rosental, Resident of Yavapai County, Arizona
Defendant Nancy Ross, Resident of Lancaster County, Nebraska
Defendant Anthony Ross, Resident of Lancaster County, Nebraska
Defendant Patricia Rothstein, Resident of Palm Beach County, Florida
Defendant Garr Roudy, Resident of Davis County, Utah
defendant Lawrence J. Ryan, Resident of Cook County, Illinois
Defendant Rose Rybicki, Resident of Maricopa County, Arizona
Defendant Claude H. Schauer, Resident of Yavapai County, Arizona
Defendant Kenny R. Schmidt, Resident of Harvey County, Kansas
Defendant Gary Shidaker, Resident of Yavapai County, Arizona
Defendant Yaw-Shi Shie, Resident of Santa Clara County, California
Defendant Kathryn S. Shively, Resident of Jefferson County, Ohio
Defendant Thomas W. Simmons, Resident of Orange County, California
Defendant Simmons and McCambridge Trust, Resident of Orange County, California
Defendant Charles Sims, Resident of Mobile County, Alabama
Defendant Robert A. Slogoske, Resident of Yavapai County, Arizona
Defendant Richard Smisek, Resident of Los Angeles County, California
Defendant Judith Spooner, Resident of Maricopa County, Arizona
Defendant Dawn A. Stallmo, Resident of Riverside County, California
Defendant Scott Stallmo, Resident of Riverside County, California

Defendant Karen Suter-Brady, Resident of San Diego County, California
Defendant Dale Tenhulzen, Resident of Orange County, California
Defendant Lawrence M. Tiede, Resident of Los Angeles County, California
Defendant Mark Tovar, Resident of San Joaquin County, California
Defendant Tudor Family Living Trust, Resident of Orange County, California
Defendant Frankie N. Turner, Resident of Mississippi County, Missouri
Defendant Heroldine Ukelson, Resident of Maricopa County, Arizona
Defendant Landard G. Ulmer, Resident of Durham County, North Carolina
Defendant Edith Vanicek, Resident of Ventura County, California
Defendant Roy Vermilyea, Resident of Coconino County, Arizona
Defendant Jing-May Wang, Resident of Santa Clara County, California
Defendant David Waxman, Resident of Providence County, Rhode Island
Defendant James A. Wichterman, Resident of Maricopa County, Arizona
Defendant John Wiesner Trust, Resident of Allegheny County, Pennsylvania
Defendant Kathy Wilcox, Resident of Broome County, New York
Defendant Helen Williams, Resident of Riverside County, California
Defendant Walter B. Wooldridge, Resident of Collin County, Texas
Defendant Robrick Wright, Resident of Yavapai County, Arizona
Defendant Mark Zdrojewski , Resident of Orange County, California

From: cmecf_fimd_notification@fimd.uscourts.gov
To: cmecf_fimd_notices@fimd.uscourts.gov
Subject: Activity in Case 8:21-cv-00360 Wiand v. Adamek et al Notice (Other)
Date: Saturday, February 13, 2021 10:04:05 AM

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

*****NOTE TO PUBLIC ACCESS USERS***** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

U.S. District Court

Middle District of Florida

Notice of Electronic Filing

The following transaction was entered by Donlon, Katherine on 2/13/2021 at 10:03 AM EST and filed on 2/13/2021

Case Name: Wiand v. Adamek et al
Case Number: [8:21-cv-00360](#)
Filer: Burton W. Wiand
Document Number: [2](#)

Docket Text:

NOTICE by Burton W. Wiand *Civil Cover Sheet* (Attachments: # (1) Exhibit A) (Donlon, Katherine)

8:21-cv-00360 Notice has been electronically mailed to:

Katherine C. Donlon kdonlon@guerraking.com, mhill@guerraking.com

8:21-cv-00360 Notice has been delivered by other means to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1069447731 [Date=2/13/2021] [FileNumber=20576944-0] [4a437fdbbfff83174062a5174d2d82d55e5e5d27c0d1840ef929535d8998d3555088add737ff59927a52ddae3ba9b8740751d77578f6158afb20d9e4233a65050]]

Document description:Exhibit A

Original filename:n/a

Electronic document Stamp:

[STAMP dcecfStamp_ID=1069447731 [Date=2/13/2021] [FileNumber=20576944-

1] [53dd9aab9c40ded533cf1234d1787e30e58ef44f7c42234b3ea144a9e2e64aee72
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