

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

Case No: 8:20-cv-00325-MSS-  
AEP

v.

BRIAN DAVISON, BARRY M.  
RYBICKI, EQUIALT LLC, EQUIALT  
FUND, LLC, EQUIALT FUND II, LLC,  
EQUIALT FUND III, LLC, EA SIP,  
LLC,

Defendants,

128 E. DAVIS BLVD, LLC, 310 78TH  
AVE, LLC, 551 3D AVE S, LLC, 604  
WEST AZEELE, LLC, BLUE WATERS  
TI, LLC, 2101 W. CYPRESS, LLC, 2112  
W. KENNEDY BLVD, LLC, BNAZ,  
LLC, BR SUPPORT SERVICES, LLC,  
CAPRI HAVEN, LLC, EANY, LLC,  
BUNGALOWS TI, LLC, EQUIALT 519  
3RD AVE S., LLC, MCDONALD  
REVOCABLE LIVING TRUST, 5123 E.  
BROADWAY AVE, LLC, SILVER  
SANDS TI, LLC, TB OLDEST HOUSE  
EST. 1842, LLC,

Relief Defendants.

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**SUPPLEMENT TO MOTION FOR LEAVE TO FILE REPLY IN SUPPORT OF  
MOTION TO COMPEL RECEIVER TO BRING CLAIMS IN THIS DISTRICT**

Earlier today, the Receiver provided this Court with a copy of a February 24, 2021 order from the Central District of California dismissing the Receiver's federal case against Paul Wassgren, Fox Rothschild LLP, and DLA Piper LLP (US) (collectively, "Movants") and declining to transfer the Receiver's case to this District under 28 U.S.C. § 1631 (the "Order"). *See* Ex. A. Movants respectfully submit that the Order (which was just entered yesterday) is an additional reason to grant their Motion for Leave to File a Reply In Support of Motion to Compel Receiver to Bring Claims Against Movants in this District. Doc. 271. In that reply (if allowed), Movants will address the Order and explain how it affects the relief requested in their motion.

Dated: February 25, 2021

Respectfully submitted,

*/s/ Simon A. Gaugush*

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**CERTIFICATE OF SERVICE**

I hereby certify that on February 25, 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.

*/s/ Simon A. Gaugush*  
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