

**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;

Defendants, and

128 E. DAVIS BLVD, LLC;
310 78TH AVE, LLC;
551 3D AVE S, LLC;
604 WEST AZEELE, 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;
TB OLDEST HOUSE EST. 1842, LLC;

Relief Defendants.

**DEFENDANT BRIAN DAVISON’S UNOPPOSED
MOTION FOR EXTENSION OF TIME TO
FILE RESPONSE TO PLAINTIFF’S AMENDED COMPLAINT**

Defendant, Brian Davison (“Defendant” or “Davison”), pursuant to the Federal Rules of Civil Procedure, hereby moves this Court for an extension of time for the service and filing of a response to Plaintiffs’ Amended Complaint (Dkt. No. 138). In support of this motion, Defendant states as follows:

1. On July 9, 2020, Plaintiff Securities and Exchange Commission (“Plaintiff”) filed an Amended Complaint.

2. On August 8, 2020, Defendant filed his Motion to Dismiss the Amended Complaint and Memorandum of Law in support thereof (Dkt. No. 177).

3. On March 8, 2021, the Court entered an Order which denied Defendant’s motion to dismiss and required the Defendant to file an answer to the amended complaint on or before March 29, 2021 (Dkt. 277).

4. Plaintiff and Defendant have engaged in extensive settlement discussions to amicably resolve all issues between Plaintiff and Defendant.

5. The undersigned seeks a forty-five (45) day extension until May 13, 2021 in which to prepare and serve an answer to Plaintiff’s Amended Complaint.

6. Allowing this limited additional time will not prejudice any party to this proceeding and will allow Defendant to preserve limited resources in the event Plaintiff and Defendant resolve all issues between them..

WHEREFORE, Davison respectfully requests that this Court grant an extension of time until May 13, 2021 for the service and filing of his answer, along with any further relief that the Court deems just and proper.

Local Rule 3.01(g) Certification

The undersigned counsel hereby certifies that Howard Fischer conferred with Plaintiff's counsel, Alise Johnson, who agreed to the relief sought in this motion. Counsel further certifies that this motion is brought in good faith and not for any improper purpose.

/s/ Gerald D. Davis
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that the foregoing has been filed via the Court's CM/ECF system, which will send an electronic copy of the foregoing and a notice of filing same to all counsel of record, on this 26th day of March, 2021.

/s/ Gerald D. Davis
Attorney