

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, et al.,

Relief Defendants.

**RECEIVER'S UNOPPOSED MOTION TO MODIFY ASSET FREEZE
TO CLOSE DAVISON'S BANK OF AMERICA SAFE DEPOSIT BOX**

Burton W. Wiand, as Receiver over the assets of the Corporate and
Relief Defendants,¹ moves the Court to modify the asset freeze currently in

¹ The (“**Receiver**” and the “**Receivership**” or “**Receivership Estate**”) has been expanded to include not only the Corporate and Relief Defendants but also the following entities: EquiAlt Qualified Opportunity Zone Fund, LP; EquiAlt QOZ Fund GP, LLC; EquiAlt Secured Income Portfolio REIT, Inc.; EquiAlt Holdings LLC; EquiAlt Property Management LLC; and EquiAlt Capital Advisors, LLC. *See* Doc. 184, at 6–7.

place in this case to allow the closing of Brian Davison's safe deposit box at Bank of America located at 337 E. Davis Boulevard, Tampa, Florida.

BACKGROUND

On February 11, 2020, the Securities and Exchange Commission ("SEC") filed a complaint (Doc. 1) against the above-captioned Defendants and Relief Defendants. On July 9, 2020, the SEC filed an amended complaint (Doc. 138) (the "Amended Complaint") against the same Defendants and Relief Defendants.

On February 14, 2020, the Court entered an order (Doc. 11) appointing Burton W. Wiand as temporary Receiver. (Doc. 11) The Court also entered an Order Granting Emergency Ex Parte Motion for Temporary Restraining Order, Asset Freeze, and Other Injunctive Relief ("Asset Freeze"). (Doc. 10) On August 17, 2020, the Court issued an order (Doc. 184) granting the SEC's request for a preliminary injunction, extending the temporary restraining order pending the issuance of the preliminary injunction.

As part of the Asset Freeze, various accounts and assets of the individual, corporate and relief defendants were frozen at various financial institutions, including Bank of America. In addition to bank accounts at Bank of America that were frozen, a safe deposit box, held in the name of Brian Davison, was also frozen.

Counsel for Mr. Davison and the Receiver met with representatives of Bank of America on June 10, 2020, to inventory the contents of the safe deposit box. The Bank's inventory is attached as Exhibit 1. On or about April 9, 2021, Mr. Davison received notice from the Bank of America branch where the box is located that informed him that the branch was closing and that he needed to close the box by May 28, 2021. *See* Exhibit 2. Counsel for Mr. Davison alerted undersigned counsel to this notice.

Currently, the SEC, Mr. Davison and the Receiver are negotiating a settlement with Mr. Davison, the terms of which include certain items of value in the safe deposit box. Until that settlement is finalized and approved through and by the SEC and this Court, the parties have agreed that the Receiver should take possession of the contents of the safe deposit box and hold applicable assets that are designated for distribution to Mr. Davison pursuant to that settlement in trust for him (except that certain documents, as set forth in Exhibit 3, may be released to Mr. Davison immediately). Additionally, the Parties would request that Bank of America be released from any potential liability related to the relief sought in this motion.

ARGUMENT

I. THE COURT HAS BROAD POWER OVER THIS RECEIVERSHIP, AND THE LIFTING AND MODIFYING OF THE ASSET FREEZE TO ALLOW FOR THE CLOSING OF THE SAFE DEPOSIT BOX IS IN THE RECEIVERSHIP ESTATE'S BEST INTEREST.

The Court's power to supervise an equity receivership and to determine the appropriate actions to be taken in the administration of the receivership is extremely broad. *S.E.C. v. Elliott*, 953 F.2d 1560, 1566 (11th Cir. 1992); *S.E.C. v. Hardy*, 803 F.2d 1034, 1038 (9th Cir. 1986). The Court's wide discretion derives from the inherent powers of an equity court to fashion relief. *Elliott*, 953 F.2d at 1566; *S.E.C. v. Safety Finance Service, Inc.*, 674 F.2d 368, 372 (5th Cir. 1982). A court imposing a receivership assumes custody and control of all assets and property of the receivership, and it has broad equitable authority to issue all orders necessary for the proper administration of the receivership estate. *See S.E.C. v. Credit Bancorp Ltd.*, 290 F.3d 80, 82-83 (2d Cir. 2002); *S.E.C. v. Wencke*, 622 F.2d 1363, 1370 (9th Cir. 1980). The court may enter such orders as may be appropriate and necessary for a receiver to fulfill his duty to preserve and maintain the property and funds within the receivership estate. *See, e.g., Official Comm. Of Unsecured Creditors of Worldcom, Inc. v. S.E.C.*, 467 F.3d 73, 81 (2d Cir. 2006). Any action taken by a district court in the exercise of its discretion is subject to great deference by appellate courts. *See United States v. Branch*

Coal, 390 F. 2d 7, 10 (3d Cir. 1969). Such discretion is especially important considering that one of the ultimate purposes of a receiver's appointment is to provide a method of gathering, preserving, and ultimately liquidating assets to return funds to creditors. *See S.E.C. v. Safety Fin. Serv., Inc.*, 674 F.2d 368, 372 (5th Cir. 1982) (court overseeing equity receivership enjoys "wide discretionary power" related to its "concern for orderly administration") (citations omitted).

Given the notice from Bank of America that the safe deposit box needs to be closed or moved, the parties believe it is most cost effective for the Court to approve the modification of the asset freeze and allow the closing of the safe deposit box with the Receiver taking possession of the contents of value in trust until the settlement between the SEC, the Receiver and Mr. Davison is approved.

CONCLUSION

Based on the foregoing, the Receiver moves the Court for entry of an order lifting the asset freeze to allow for the closing of Mr. Davison's safe deposit box in trust, by the Receiver, until such time as this Court further orders. Further, the Parties would request that the Court's Order release Bank of America from any potential liability for having held the Safe Deposit Box pursuant to the Court's Asset Freeze and related to the relief sought in this motion.

LOCAL RULE 3.01(G) CERTIFICATION

Counsel for the Receiver has conferred with counsel for the SEC and Counsel for Defendant Brian Davison and they do not object to the relief sought. Further, counsel for Bank of America has no objection to the relief sought herein.

Respectfully submitted,

/s/ Katherine C. Donlon
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Attorneys for Burton W. Wiand Receiver

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 14, 2021, I electronically filed the foregoing with the Clerk of this Court by using the CM/ECF system which will send notification of electronic filing to all counsel of record.

/s/ Katherine C. Donlon

EXHIBIT 1

Bank of America**Vendor/ Associate Access Record**☐ Missing Key(s)/Repair Lock☒ Other: (provide reason) Count order☐ Non-Payment of Rent☐ Customer Due Diligence☐ Close by Written Request (renter not present)☐ Exited Relationship (Closed for Cause)**Safe Deposit Box Account Information**

Safe Deposit Box Account Number: <u>3300</u>	Safe Deposit Box Account Name: Davison, Brian
Today's Date: 06/10/2020	Time of Access:

Bank Associate Information and Identification

Bank Associate Name: Brooke Wild	ID Type: FL Driver License
ID Issued by: Florida	ID Number: <u>[REDACTED]</u>
ID Expiration: 12/18/2027	ID Issue Date: 12/06/2019

Bank Associate Information and Identification

Bank Associate Name: Jamillah Dae'ne Johnson	ID Type: FL Driver License
ID Issued by: Florida	ID Number: <u>[REDACTED]</u>
ID Expiration: 11/12/2026	ID Issue Date: 11/29/2018

Locksmith (Vendor) Information and Identification

Locksmith's (Vendor) Name:	ID Type:
ID Issued by:	ID Number:
ID Expiration:	ID Issue Date:

Non-Renter Information and Identification

Non-Renter Name: Michael D Starks	ID Type: FL Driver License
ID Issued by: Florida	ID Number: <u>[REDACTED]</u>
ID Expiration: 04/24/2027	ID Issue Date: 04/17/2019

Non-Renter Information and Identification

Non-Renter Name: Robert M McKinley	ID Type: FL Driver License
ID Issued by: Florida	ID Number: <u>[REDACTED]</u>
ID Expiration: 03/30/2028	ID Issue Date: 05/19/2020

Non-Renter Information and Identification

Non-Renter Name: Cindy M. Innocent	ID Type: FL Driver License
ID Issued by: Florida	ID Number: <u>[REDACTED]</u>
ID Expiration: 12/09/2026	ID Issue Date: 11/10/2018

State of Florida Acknowledgement Notary Certificate

**STATE OF FLORIDA
COUNTY OF HILLSBOROUGH**

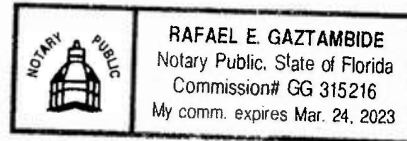
On June 10, 2020, before me, Rafael Gaztambide, a notary public, personally appeared by physical presence, Brooke Wild, Jamillah D. Johnson, Michael D Starks, Robert M McKinley and Cindy M Innocent who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the attached Bank of America Vendor/Associate Access Record [name of document] instrument and acknowledged to me that that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s) or entity upon behalf of which the person(s) acted executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State listed above that the foregoing paragraph is true and correct. WITNESS my hand and official seal.

Personally known OR
Produced identification X Type of identification produced: Florida Driver License



(Signature of notary public)

My commission expires: Mar. 24, 2023



Official Seal

Inventory Contents		Primary Renter's Name: Brian Davison		Safe Deposit Box Number: 330-0	
		Y/M = Yellow Metal W/M = White/Silver Color		red Metal	
QTY	BRACELET	QTY	NECKLACE	QTY	MILITARY ITEMS
	Y/M BRACELET (S)		NECKLACE(S), OTHER	5	MEDAL(S)
	Y/M BRACELET W/STONE (S)			1	PIN(S)
	Y/M BRACELET W/CHARM (S)	QTY	PIN(S)		RIBBONS(S)
	W/M BRACELET (S)		Y/M PIN/ BROOCH (S)		MILITARY, OTHER
	W/M BRACELET W/STONE (S)		Y/M PIN/BROOCH W/STONE (S)		
	W/M BRACELET W/CHARM (S)		Y/M PIN/ BROOCH W/BEAD (S)	QTY	FLATWARE/SERVING PIECES(S)
	BRACELET W/PEARL LIKE BEAD (S)		W/M PIN / BROOCH (S)		TEA SET (S), NO. OF PIECES
	COSTUME BRACELET (S) WOOD, PLASTIC, CERAMIC ETC		W/M PIN/BROOCH W/STONE (S)		BOWL(S)
			W/M PIN/ BROOCH W/BEAD (S)		TRAY(S)
	JADE-LIKE BRACELETS (S)	3	PIN(S) BROOCH(ES), OTHER		CANDLE HOLDER(S)
QTY	CAMEO(S)		STICKPIN(S)		SERVING PIECES(S)
	Y/M CAMEO STYLE PIN/PENDANT	2	pin boxes - plastic		FLATWARE, Fork, Spoon, Knife, Etc.
	W/M CAMEO STYLE PIN/PENDANT	QTY	RING(S)		SOUVENIR SPOON(S)
	CAMEO(S), UNMOUNTED		Y/M RING (S)		NAPKIN RING(S)
QTY	CHARM(S)		Y/M RING W/STONE (S)		CUP(S)
	Y/M CHARM / PENDANT (S)		Y/M RING W/BEAD (S)		
	W/M CHARM/PENDANT (S)		W/M RING(S)	QTY	GEM STONE(S)
	CHARM(S), OTHER		W/M RING W/STONE (S)		STONE(S)
			W/M RING W/BEAD (S)		MISC. ROCK(S)
QTY	CUFF - CUFFLINK (S)		RING(S), OTHER		BEAD(S)
	Y/M PAIR OF CUFFLINKS		JEWELRY-OTHER		
	Y/M SINGLE CUFFLINK (S)		TIE-BAR(S), CLIP(S), TACK(S)	QTY	SPORT MEMORABILIA
	W/M SINGLE CUFFLINK (S)		TUXEDO BUTTON(S)STUD(S)		SPORTS CARD(S)
	W/M PAIR OF CUFFLINK (S)		JEWELRY SET(S), BOXED		SPORTS, OTHER
	CUFFLINK (S), OTHER	1	yellow key chain		
		QTY	TIME -TIME PIECE(S)	QTY	STAMP(S)
QTY	EAR - EARRING(S)		CLOCK(S)		U.S. STAMP(S)
	Y/M PAIRS EARRINGS		Y/M WATCH W/BAND (S)		U.S. STAMP BOOK(S)
	Y/M PAIRS EARRINGS W/STONE (S)		Y/M WATCH W/STONE (S)		FOREIGN STAMP(S)
	Y/M SINGLE EARRING (S)		Y/M WATCH NO BAND (S)		FOREIGN STAMP BOOK(S)
	Y/M SINGLE EARRING W/STONE (S)		Y/M POCKET WATCH (S)		
	W/M PAIRS EARRINGS		Y/M POCKET WATCH W/CHAIN (S)		U.S. CASHIER CHECK(S)
	W/M PAIRS EARRINGS W/STONE (S)		Y/M POCKET WATCH W/CHAIN & POCKET KNIFE		U.S. TRAVELERS CHECKS
	W/M SINGLE EARRING (S)				
	W/M SINGLE EARRING W/STONE (S)	7	MISC. WATCH PARTS, BEZELS, BANDS, LINKS, ETC.		
	EARRING(S), OTHER		POCKET WATCH CHAIN(S)		FOREIGN TRAVELERS/CASHIER CHECK
	EARRING BACK(S), CLASP(S), ETC.		W/M WATCH W/BAND (S)		
			W/M WATCH W/STONE (S)		BONDS(S)
QTY	NECKLACE(S)		W/M WATCH NO BAND (S)		ISRAELBOND(S)
	Y/M NECKLACE (S)		W/M POCKET WATCH (S)		BEARER BOND(S)
	Y/M NECKLACE W/PENDANT (S)		W/M POCKET WATCH W/CHAIN (S)		OTHER
	Y/M NECKLACE W/STONE (S)		W/M POCKET WATCH W/CHAIN & POCKET KNIFE		
	NECKLACE W/PEARL LIKE BEADS		WATCH(ES), OTHER		
	W/M NECKLACE (S)	1	watch with silver band and yellow face		
	W/M NECKLACE W/PENDANT (S)				
	W/M NECKLACE W/STONE (S)				

QTY	U.S. CURRENCY	QTY	U.S. COIN BOOK	QTY	FOREIGN COIN/CURRENCY
	U.S. \$10,000.00 BILL (S)		U.S. 1-DOLLAR COIN BOOK(S)		FOREIGN CURRENCY
	U.S. \$1,000.00 BILL (S)				
	U.S. \$500.00 BILL (S)		U.S. 50-CENT COIN BOOK(S)		FOREIGN COIN(S)/TOKEN(S)
2	U.S. \$100.00 BILL (S) \$200				
16	U.S. \$50.00 BILL (S) \$800		U.S. 25-CENT COIN BOOK(S)		FOREIGN COIN PROOF(S)/MINT SET
	U.S. \$20.00 BILL (S)				
	U.S. \$10.00 BILL (S)		U.S. 10-CENT COIN BOOK(S)		FOREIGN COIN BOOK(S)
	U.S. \$5.00 BILL (S)				
	U.S. \$2.00 BILL (S)		U.S. 5-CENT COIN BOOK(S)		
	U.S. \$1.00 BILL (S)			QTY	FOREIGN GOLD COIN(S)
			U.S. 1-CENT COIN BOOK(S)	5	KRUGGERRAND(S)
QTY	CONFEDERATE BILL (S)			2	CANADIAN MAPLE LEAF(S)
	CONFEDERATE \$1000 BILL (S)		U.S. COMBINATION COIN BOOK(S)	13	OTHER, FOREIGN GOLD COINS
	CONFEDERATE \$500 BILL (S)				Liberty, yellow coins \$50
	CONFEDERATE \$100 BILL (S)				FOREIGN PLATINUM COIN/SET
	CONFEDERATE \$50.00 BILL (S)				
	CONFEDERATE \$20.00 BILL (S)			QTY	GOLD BULLION ETC.
	CONFEDERATE \$10.00 BILL (S)	QTY	U.S. COIN SET(S)		BAR(S)
	CONFEDERATE \$5.00 BILL (S)		PROOF SET(S)		ROUND(S)
	CONFEDERATE \$ 2.00 BILL (S)		MINT/SPECIAL MINT SET(S)		INGOT(S)
	CONFEDERATE \$1.00 BILL (S)		TYPE SET(S)		NUGGET(S)
			PARTIAL SET(S)		DENTAL GOLD
QTY	U.S. FRACTIONAL CURRENCY		PROOF IKES(S)		GOLD -CAPPED TEETH/
	Any Type (Count the pieces)		UNCIRC, IKE(S)		BRIDGEWORK
			UNCIRC, CARSON CITY DOLLAR		FLAKES
QTY	U.S. COIN(S)				SCRAP
		QTY	EARLY U.S. COINS(S)	QTY	SILVER BULLION ETC.
	U.S. 1-DOLLAR COIN (S) LOOSE		1 CENT LARGE		BAR(S)
	U.S. 1-DOLLAR ROLL (S)		2 CENT LARGE		ROUND(S)
			3 CENT LARGE		INGOT(S)
			UNIDENTIFIED U.S. COINS		NUGGET(S)
	U.S. 50-CENT COIN (S) LOOSE				SCRAP
	U.S. 50 CENT COIN ROLL (S)	QTY	U.S. GOLD COINS		COMMEMORATIVE MEDAL(S)
			U.S. \$50.00 GOLD COIN (S)		COMMEMORATIVE MEDAL SET(S)
			U.S. \$20.00 GOLD COIN (S)		
	U.S. 25-CENT COIN (S) LOOSE		U.S. \$10.00 GOLD COIN (S)		
	U.S. QUARTER ROLL (S)		U.S. \$5.00 GOLD COIN (S)	QTY	U.S. SAVINGS BONDS
			U.S. \$2-1/2 GOLD COIN (S)		U.S. SAVINGS BOND (S) \$10,000.00
			U.S. \$1.00 GOLD COIN (S)		U.S. SAVINGS BOND (S) \$1,000.00
	U.S. 10-CENT COIN (S) LOOSE		U.S. GOLD PROOF/MINT SET (S)		U.S. SAVINGS BOND (S) \$500.00
	U.S. 10-CENT COIN ROLL (S)				U.S. SAVINGS BOND (S) \$200.00
			U.S. PLATINUM COIN(S)/TYPE SET		U.S. SAVINGS BOND (S) \$100.00
					U.S. SAVINGS BOND (S) \$75.00
	U.S. 5-CENT COIN (S) LOOSE		U.S. PROOF/ MINT SET (S)		U.S. SAVINGS BOND (S) \$50.00
	U.S. 5-CENT COIN ROLL (S)				U.S. SAVINGS BOND (S) \$25.00
	U.S. 1-CENT (S) (PENNY)				
	U.S. 1-CENT PENNY ROLL (S)				
	U.S. 1-CENT PENNY BOOK (S)				

QTY	MISC. VALUABLES ITEMS	QTY	MISC. VALUABLES ITEMS	QTY	PERSONAL DOCUMENTS
	ARROW HEAD (S)		MISC. TOKEN (S)	11	BIRTH CERTIFICATE(S) 6 copies/ 3 certified/2 birth reg
	BASEBALL (S)		MISC. ROCK (S)/STONE (S)	1	DEATH CERTIFICATE(S)
	BASEBALL CARD (S)		MISC. SILVER PIECE (S)	2	WILL(S) Brian (11pg) /Nicole (11pg)
	BELT BUCKLE (S)		MUSIC BOX (S)		INSURANCE POLICY (S)
	BEZEL (S) COIN, JEWELRY		NAPKIN RING (S)	18	MILITARY PAPERS /RECORDS coast guard /copy ID
	BINOCULARS		OLD MAGAZINE, COLLECTIBLE	37	MEDICAL DOCUMENTS
	CALCULATOR (S)		OLD NEWSPAPER, COLLECTIBLE	2	MARRIAGE CERTIFICATE / LICENSES
	CAMERA (S)		PEN/PENCIL (S)		COURT RECORDS
	CARVED PIECES		PEN-PENCIL SET / REFILLS	2	PASSPORT (U.S. OR FOREIGN)
	COMPACT (S)	1	PICTURE (S), PAINTING (S) photo holder	2	DRIVER'S LICENSE WA /NV
	EYE GLASSES		KNIFE/POCKET KNIFE (S)		DEEDS
	HARMONICA (S)		PRAYER BEADS (ROSARY) (S)	10	SS CARDS 7SS Cards/3 copies
	HISTORICAL DOCUMENT (S)	1	brown wallet		MORTGAGE DOCUMENTS
	MANICURE SET (S)	QTY	PAPER COLLECTIBLES		TAX DOCUMENTS
	MILITARY PIN (S)	1	BOOK(S), ALL KIND address book		MOTOR VEHICLE TITLE
	MISC. BOOK (S) ALL KINDS		COMIC BOOK		NATURALIZATION CERTIFICATE
	MISC. SOUVENIR'S		HISTORICAL DOCUMENT		CERTIFICATE OF BAPTISM
4	KEY (S)		OLD MAGAZINE(S) COLLECTIBLE	2	voter card / card holder
	LETTER OPENER (S)		OLD NEWSPAPER(S) COLLECTIBLE	QTY	OTHER MISC. ITEMS
1	MISC. BUTTON (S) blue		AUTOGRAPH(S)	7	UNSEALED ENVELOPES white / yellow
	MISC. DAMAGED COIN (S)				CREDIT CARDS
	MISC. PIN (S)	QTY	COLLECTIBLE WEAPON(S)		BLANK CHECKS
	MISC. SHELL (S)		ANTIQUE FIREARMS/RELATED	6	OTHER IDS child safe ID/ rolex cards
7	Letters		Other, Accessories,Scopes,Holster,etc		CASSETTE TAPES
1	Certification	3	concealed weapon license and permit and gun reg. card	1	CDs/ VIDEOS /DVDs
QTY	STOCK CERTIFICATES COMPANY NAME	# SHARES	CERTIFICATE NUMBER	1	BANK CARDS BOFA Bussiness card
				10	RECEIPTS
				89	MISC DOCUMENTS/PAPERS
				2	PAPERCLIPS / RUBBER BANDS
				161	PHOTOGRAPHS / NEGATIVES
				QTY	DESCRIPTIONS NOT LISTED ABOVE*
		2	Designation of Preneed Guardian 1pg each	16	folders - white/ vanilla/ blue / red
		2	Declaration nominating Preneed Guardian for Minor (2pg)	5	boxes- green/pink/ blue / yellow
		1	Instructions for completing your separate writing (3pg)	7	papers- blue prints
		2	estate planning Portfolio's	4	pamphlets
		1	Child finger print card	1	tiffany's green bag
		1	Wells Fargo Bank statement	2	Trust (Brian / Nicole)
				2	Heath Care Adv. Directive
				2	Power of Attorney / Durable power of attorney
* TO LIST CONTENTS OF SAFE DEPOSIT BOXES CONTAINING SEVERAL ITEMS IN DIFFERENT CONTAINERS, I.E. JEWELRY ROLLS, BOXES, WRAPS, ETC., LIST THE CONTAINER, QUANTITY, AND INDICATE THAT THE ITEMS ARE QUANTIFIED IN ABOVE CATEGORIES					

EXHIBIT 2

Second notice

Date

April 9, 2021

Safe Deposit Box
account ending in:
3300

Reminder: If you haven't already, please close your safe deposit box and remove your personal belongings by May 28, 2021 to avoid having it drilled open and your contents transferred to the state.

You still have time to close your safe deposit box at 337 East Davis Boulevard, Tampa, FL. Keep in mind, even if your box is empty, you'll still need to come in to sign the closing form. If you've recently closed your box, thank you.

How to close your box

- **Call** this location at 833.477.5450 to make an appointment to come in, or call any of our locations to learn how you can close your box if you're unable to come in.
- **Visit a Bank of America near you** if you no longer live in the area where your box is located, and an associate can help you close your box from there. To find a location in your area, please visit bankofamerica.com/locator.

When you come in, you'll be asked for a government-issued photo ID and at least one box key. If you've lost your key, just let us know when you're making your appointment.

We'll help you find another location with available boxes.

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BCC-SBF 040921 LET-03-19-0883.B

MAP3037345



EXHIBIT 3

**Items to Be Released by Receiver to
Brian Davison from Safe Deposit Box**

- Paperwork with account numbers and information (copy to be retained by Receiver);
- Manilla envelopes with letters, personal correspondence, family photographs, etc.;
- CD disc from Rose Radiology and letter;
- Marriage and Death Certificates for Valatore Lynn Davison;
- Social Security cards;
- Fingerprint cards, birth certificates, immunization certificates, etc. for Davison children;
- HOA letter;
- Medical records and receipts;
- Military service records from United States Coast Guard;
- Las Vegas Police Department letter regarding concealed weapon permit;
- Letter from Shutts & Bowen regarding quitclaim deed for 128 Biscayne (copy to be retained by Receiver);
- Papers from Revere Title and Trust regarding 305 Bosphorous (copy to be retained by Receiver);
- Operating Agreement for 128 Biscayne LLC (copy to be retained by Receiver);
- Tax information and social security numbers;
- Revocable trust agreements for Brian Davison Revocable Trust and Nicole Davison Revocable Trust (copy to be retained by Receiver);
- Powers of Attorney for Brian and Nicole Davison;
- Declaration of guardianship for minor children;
- Will and Testament for Nicole Davison (copy to be retained by Receiver);
- Declarations for minors regarding various properties (copy to be retained by Receiver);
- Copies of Brian Davison's will (copy to be retained by Receiver);
- Estate planning portfolios in binders (copy to be retained by Receiver);

- Expired passports;
- Wallet containing children's social security cards;
- Florida concealed carry weapon permit and gun registration;
- Nevada's driver's license;
- James Gordan McDonald driver's license and social security card;
- World War II medals;
- Vacation projector slides;
- Address book; and
- Family photos.