

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

CIVIL ACTION NO. 20-cv-00325-MSS-AEP

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

**BRIAN DAVISON, BARRY RYBICKI,
EQUIALT et al.,**

Defendants.

**PLAINTIFF'S UNOPPOSED MOTION TO STAY CASE FOR 90 DAYS
TO ALLOW SEC COMMISSIONERS TO CONSIDER
PROPOSED SETTLEMENT WITH DEFENDANT BARRY RYBICKI**

Plaintiff Securities and Exchange Commission notifies the Court that the Commission staff and Defendant Barry Rybicki have agreed on a proposed settlement of all claims and relief the Commission seeks against the Defendants. The proposed settlement now requires approval by the five SEC Commissioners. If the Commissioners approve the settlement, it will resolve the case in its entirety against the last remaining Defendant, Barry Rybicki.

Accordingly, the Commission moves for entry of an order staying all pre-trial deadlines in this matter for 90 days. Such a stay would not include any related mediations, settlement discussions or work being performed by the Court-appointed

Receiver. A stay will allow the Commission staff to seek the Commissioners' approval of the proposed settlement and relieve costs to Defendants of having to litigate while a settlement is reviewed for approval. The Defendants do not oppose this motion.

Once the Commissioners consider the proposed settlement, we will notify the Court of the result. If the Commissioners approve the settlement, we will promptly file the appropriate settlement paperwork requesting the Court to enter final judgments against Defendant Barry Rybicki. Thus, the Commission respectfully requests that the Court grant the requested relief.

Local Rule 3.01(g) Certification

Pursuant to Local Rule 3.01(g), the undersigned counsel for the Commission conferred with counsel for the Defendants, who do not object to the requested relief.

Respectfully submitted,

November 15, 2021

s/Alise Johnson
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on November 15, 2021, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF.

s/Alise Johnson
Alise Johnson, Esq.