

**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.

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**RECEIVER'S NOTICE OF LACK OF BONA FIDE OFFERS
REGARDING THE SALE OF
5123 EAST BROADWAY AVENUE, TAMPA, FLORIDA**

On April 4, 2022, Burton W. Wiand, as Receiver (the "**Receiver**") over
the assets of the above-captioned corporate defendants and relief

defendants,¹ filed the Receiver’s Verified Unopposed Motion to Approve Private Sale of Real Property — 5123 East Broadway Avenue, Tampa, Florida (Doc. 542) (the “**Motion**” and the “**Property**”). The Motion is pending.

As indicated in the Motion, the Receiver published the terms of the sale on March 30, 2022, in the Tampa Bay Times, which is a newspaper that is regularly issued and of general circulation in the district where the Property is located. An affidavit of publication for the notice of sale was attached as Exhibit 5 to the Motion. The Receiver files this notice to inform the Court that pursuant to 28 U.S.C. § 2001(b), no “bona fide offers” were received.

Respectfully submitted,

¹ The (“**Receiver**” and the “**Receivership**” or “**Receivership Estate**”) has been expanded to include the Corporate Defendants, Relief Defendants and 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. *See also*, Doc. 284.

s/R. Max McKinley

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*Attorneys for the Receiver Burton W.
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on April 21, 2022, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system.

s/ R. Max McKinley

R. Max McKinley