

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

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

Case No: 8:20-cv-325-MSS-AEP

**BRIAN DAVISON, BARRY M.
RYBICKI, EQUIALT LLC,
EQUIALT FUND, LLC, EQUIALT
FUND II, LLC, EQUIALT FUND III,
LLC, EA SIP, LLC, 128 E. DAVIS
BLVD, LLC, 310 78TH AVE, LLC,
551 3D AVE S, LLC, 604 WEST
AZELEE, 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 and TB OLDEST HOUSE EST.
1842, LLC,**

Defendants.

ORDER

THIS CAUSE comes before the Court for consideration of the Receiver's
Verified Unopposed Motion to Approve Private Sale of Real Properties Located at

5123 East Broadway Avenue, Tampa, Florida; 403 Jasmine Way, Clearwater, Florida; 12315 Gulf Boulevard, Treasure Island, Florida; and 118 South Westland Avenue, Tampa, Florida (hereinafter, collectively the “Motions”). (Dkts. 542, 544, 545, and 552) At the request of the Securities and Exchange Commission (“SEC”), the Court appointed the Receiver on February 14, 2020 and directed him, in relevant part, to “[m]ake or authorize such payments and disbursements from the funds and assets taken into control, or thereafter received by the Receiver, and incur, or authorize the incurrence of, such expenses and make, or authorize the making of, such agreements as may be reasonable, necessary, and advisable in discharging the Receiver’s duties.” (Dkt. 11)

The Court has received and reviewed the Agreements for Purchase and Sale and the exhibits attached thereto. (Dkts. 542, 544, 545, and 552)

Accordingly, it is hereby **ORDERED AND ADJUDGED** that:

1. The Receiver’s Motions, (Dkts. 542, 544, 545, and 552), are **GRANTED**.
2. The Purchase of the Property located 5123 East Broadway Avenue, Tampa, Florida (“the Broadway property”) is **APPROVED**. The legal description of the Broadway Property is as follows:

Lots 1, 2, 3, 4, 6, 7, 8, 9 and 10, Block 4 and Lots 1, 2, 3, 4 and 5, Block 5, SCHLEY, according to the Map or Plat thereof, as recorded in Plat Book 3, Page 37, of the Public Records of Hillsborough County, Florida, together with all of that part of a Street designated as 8th Avenue, bounded on the North by Lots 6 through 10, Block 4 and bounded on the South by Lots 1 through 5, Block 5 of said Schley Subdivision pursuant to Ordinance Number 4384A recorded in Official Records Book 1883, Page 581, of the Public Records of Hillsborough County, Florida.

AND

That 10 foot alley lying in Block 4 of SCHLEY SUBDIVISION, according to the Map or Plat thereof, as recorded in Plat Book 3, Page 37, of the Public Records of Hillsborough County, Florida, bounded on the North by Lots 1 through 5, inclusive and on the South by Lots 6 through 10, inclusive, in said Block 4 pursuant to Ordinance Number 5751A recorded in Official Records Book 2755, Page 824, of the Public Records of Hillsborough County, Florida.


3. The Purchase of the Property located on the West 20 Feet of Lot 52A and all of Lot 52B, better known as Pinellas County Property Appraiser's Parcel Id Number (PIN): 16-29-15-63270-000-0522 (the "Jasmine Property") is **APPROVED**.

4. The Purchase of the Property located 12315 Gulf Boulevard, Treasure Island, Florida ("the Gulf Boulevard property") is **APPROVED**. The legal description of the Gulf Boulevard property is as follows:

Lot s 1, 2 and 3, Block 11, LESS that part lying within 42 feet of the survey lines of State Road 699, Section 15100, as described in Clerk's Instrument No. 75112781 recorded in O.R. Book 4325, Page 113, Pinellas County Records, also LESS that part of said Lot 1 as described in Clerk's instrument No. 75112781, CONEY ISLAND, according to the Plat thereof, recorded in Plat Book 5, Pages 34 and 35, of the Public Records of Pinellas County, Florida.

5. The Purchase of the Property located on Lot 11, Block 12, better known as Hillsborough County Property Appraiser's Parcel Id Number (PIN): 23-29-18-4S7-000012-00011.0 (the "Westland property") is **APPROVED**.

DONE and ORDERED in Tampa, Florida, this 22nd day of April 2022.



MARY S. SCRIVEN
UNITED STATES DISTRICT JUDGE

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Counsel of Record