

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 RESPONSE TO JOINT NOTICE (DOC. 564)

Burton W. Wiand, as Receiver over the assets of the Corporate and Relief Defendants, files this response to the Joint Notice filed by Plaintiff Securities and Exchange Commission and Defendant Barry Rybicki (Doc. 564). As stated in his earlier Opposition to Mr. Rybicki's motion (Doc. 539) and Response to Mr. Rybicki's *In Camera* Budget (Response submitted *in camera* 4/26/22), the Receiver objects to any monies being taken from the Receivership, away from

defrauded investors, to pay Mr. Rybicki's legal fees. Despite the language in the Joint Notice, the Receiver sees no reason for the hearing on May 9, 2022 to be cancelled.

Dated: May 6, 2022

Respectfully submitted,

/s/ Katherine C. Donlon

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 6, 2022, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system.

/s/ Katherine C. Donlon
Katherine C. Donlon, FBN 0066941