

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

v.

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

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, TB OLDEST HOUSE EST.  
1842, LLC and STATE OF FLORIDA  
DBPR, DIVISION OF HOTELS AND  
RESTAURANTS,

Defendants.

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ORDER


THIS CAUSE comes before the Court *sua sponte*. On January 9, 2023, Virginia Barrett mailed a written correspondence to the Court, inquiring as to the process to

make an offer on receivership property. It is improper to correspond directly with a United States District or Magistrate Judge. As a matter of policy, judges will not typically respond to personal correspondence when it pertains to a case. This policy is in keeping with their sworn duty to maintain complete impartiality in the exercise of their judicial duties. Accordingly, their decisions and opinions are only delivered in response to those legal instruments filed with the Clerk's Office in accordance with governing rules of procedure. Moreover, Local Rule 3.01(j) requires that all pleadings and papers be filed with the Clerk of Court and shall not be addressed or presented to the Court in the form of a letter or the like.

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 "[t]ake immediate possession of all property, assets and estates of every kind of the Corporate Defendants and Relief Defendants," which includes "all real property of the Corporate Defendants and Relief Defendants, wherever situated, and to administer such assets as is required in order to comply with the directions contained in this Order." (Dkt. 11). The Receiver welcomes offers or inquiries related to receivership property. Any correspondence, offer, or inquiry may be emailed directly to the Receiver at [Burt@BurtonWWiandPA.com](mailto:Burt@BurtonWWiandPA.com).

Accordingly, it is hereby **ORDERED** that the correspondence will be stricken from the Court record as inappropriate and will not be considered. Should an individual or entity seek relief from the Court, they must do so via proper pleading or motion.

**DONE and ORDERED** in Tampa, Florida, this 23rd day of January 2023.

  
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MARY S. SCRIVEN  
UNITED STATES DISTRICT JUDGE

**COPIES FURNISHED TO:**

Counsel of Record; and  
Virginia Barrett  
110 Hickory Hammock Rd  
Lake Wales, FL 33859