

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

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

Case No. 8:20-cv-00325-MSS-MRM

**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.

ORDER

THIS CAUSE comes before the Court for consideration of the Receiver’s Unopposed Motion to Approve the Transfer of Title to the Property Located at 1334 Kettles Avenue, Lakeland, Florida 33805 (the “Property”). (Dkt. 812). 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 Court previously approved the sale of the Property as part of an auction conducted by the Receiver. (Dkt. 574). The Property was sold at auction to Riverside Heights Capital LLC, and the Receiver requests that the Court approve the transfer of title of the Property to Riverside Heights Capital LLC. (Dkt. 812). The SEC consents to the relief sought in the Motion and has waived any right to appeal this Order. (Id.) The Receiver provided the Sale Procedures Agreement for the Court’s review. (Dkt. 812-1).


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

1. The Receiver’s Motion, (Dkt. 812), is **GRANTED**.
2. Transfer of title to the Property located at 1334 Kettles Avenue, Lakeland, Florida 33805, better known as Polk County Property Appraiser’s Parcel Id Number (PIN): 23-28-12-050500-014010 to Riverside Heights Capital LLC is **APPROVED**. The Property’s legal description is as follows:

ADAIRS ADD PB 3 PG 13 BLK N LOT 1

3. Said transfer shall be free of any and all liens and encumbrances.

DONE and ORDERED in Tampa, Florida, this 8th day of March 2023.



MARY S. SCRIVEN
UNITED STATES DISTRICT JUDGE

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Counsel of Record