

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

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

v.

CASE NO. 8:20-CV-325-T-35-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.

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**NOTICE OF COMPLIANCE**

Comes now, Burton W. Wiand, Receiver, and gives notice of the following:

1. On January 23, 2023, this Court preliminarily approved the Receiver's settlements with certain law firms and sales agents. (Docs. 787 and 788)("the Orders").

2. The Orders required that the Receiver provide the Court-approved Notice to certain individuals and entities regarding the proposed settlements.

3. In compliance with the Orders, the Receiver confirms the following:

- a. Pursuant to paragraph 2(a) of the Orders, Omni Agent Solutions, at the request of the Receiver, mailed out the Court-approved Notice to all parties referenced in the Orders on February 2, 2023. *See* Declaration of Burton W. Wiand, attached hereto as Exhibit 1, at ¶3.
- b. Pursuant to paragraph 2(b)(ii) of the Orders, K-Tek, at the request of the Receiver, updated the Receiver's website ([www.equialtreceivership.com](http://www.equialtreceivership.com)) with the form of the Court-approved Notice. This website update was completed on February 2, 2023. *Id.* at ¶4.

Respectfully submitted,

**/s/ Katherine C. Donlon**

Katherine C. Donlon, FBN 0066941

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Counsel for Burton W. Wiand, Receiver

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that on April 19, 2023, 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

# **EXHIBIT 1**

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
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SECURITIES AND EXCHANGE  
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Case No. 8:20-CV-325-T-35MRM

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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**DECLARATION OF BURTON W. WIAND**

1. My name is Burton W. Wiand. I am over the age of 18 and am otherwise competent to execute this Declaration.

2. I submit this Declaration in compliance with the Court's Orders, dated January 23, 2023 (Docs. 787 and 788) ("the Orders").

3. Pursuant to paragraph 2(a) of the Orders, I, as Receiver, directed Omni Agent Solutions ("Omni") to mail out the Court-approved Notice to all

persons/entities referenced in the Orders. This mailout was completed by Omni on February 2, 2023.

4. Pursuant to paragraph 2(b)(ii) of the Orders, I, as Receiver, directed Ron During of K-Tek to update the Receiver's website ([www.equialtreceivership.com](http://www.equialtreceivership.com)) with the form of the Court-approved Notice. This website update was completed on February 2, 2023.

Under penalties of perjury, I declare that I have read the foregoing document and that the facts stated therein are true.

Executed on this 19<sup>th</sup> day of April, 2023.

  
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BURTON W. WIAND