

**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.

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ORDER

THIS CAUSE comes before the Court for consideration of the Receiver's Motion to (1) Approve Determination and Priority of Claims, (2) Approve Plan of Distribution, and (3) Establish Objection Procedure (the "Motion"). (Dkt. 781) The Securities and Exchange Commission does not oppose the granting of the relief sought.

Having considered the Motion and being otherwise fully advised, it is **ORDERED** and **ADJUDGED** that the Receiver's Motion is **GRANTED**. Accordingly,

1. The Receiver's process regarding the treatment and determination of claims and claim priorities as set forth in the Motion and in Exhibits 1 through 4 attached to the Motion is fair and equitable and are approved;

2. For the reasons discussed in the Motion and under the circumstances of this Receivership, the Net Investment Method as set forth in the Motion and its Exhibits is the proper method for calculating Allowed Amounts for investors;


3. The plan of distribution as set forth in the Motion is logical, fair, and reasonable and is approved;

4. The Objection Procedure as set forth in the Motion for objections to the plan of distribution and the Receiver's claim determinations and claim priorities is logical, fair, and reasonable and is approved, and any and all objections to claim determinations and claim priorities as set forth in the Motion or Exhibits 1 through 4, or to the plan of distribution shall be presented to the Receiver in accordance with the Objection Procedure, as set forth in the Motion; and

5. Further, the Court hereby confirms that to bring finality to these matters and to allow the Receiver to proceed with distributions of Receivership assets, any and all further claims existing on or before the Claims Bar Date against Receivership Entities, Receivership property, the Receivership Estate, or the Receiver by any claimant, taxing authority, or any other public or private person or entity and any and

all proceedings or other efforts to enforce or otherwise collect on any lien, debt, or other asserted interest in or against Receivership Entities, Receivership property, or the Receivership Estate are barred and enjoined absent further order from this Court.

DONE and ORDERED in Tampa, Florida, this 26th day of July 2023.



MARY S. SCRIVEN
UNITED STATES DISTRICT JUDGE

Copies furnished to:
Counsel of Record
Any Unrepresented Person