

**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 Verified Unopposed Motion to Approve Private Sale of Real Property – 303 Edna May Drive, Murfreesboro, Tennessee 37128 (the "Property"). (Dkt. 1267) 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 requests that the Court approve the sale of the Property to Gary and Pamela Kendall. (Dkt. 1267). The SEC consents to the relief sought in the Motion and waives any right to appeal an Order granting this Motion. (Id.) The Receiver provided the Purchase and Sale Agreement for the Court’s review. (Dkt. 1267 at 11).

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

1. The Receiver’s Motion, (Dkt. 1267), is **GRANTED**.
2. Transfer of title to the Property located at 303 Edna May Drive, Murfreesboro, Tennessee 37128, also known as Rutherford County Tax Parcel ID Number: 092J-H012.00 to Gary and Pamela Kendall is **APPROVED**. The Property’s legal description is as follows:

LAND in Rutherford County, Tennessee, being all of Lot No. 58, Final Plat, Section 2, Hampton Park at Hillwood, Planned Unit Development (Residential), according to plat and survey of same appearing of record in Plat Book 41, Page 221, in the Register’s Office of Rutherford County, Tennessee, to which plat reference is hereby made for more accurate and complete description of said lot.

BEING part of the same property conveyed to W.R. Thompson Homes, LLC, a Tennessee Limited Liability Company, by Warranty Deed from Salem Creek Partnership, a Tennessee General Partnership, dated April 19, 2018, of record in Record Book 1667, Page 2590, in the Register’s Office of Rutherford County, Tennessee.

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

DONE and **ORDERED** in Tampa, Florida, this 6th day of January 2025.



MARY S. SCRIVEN
UNITED STATES DISTRICT JUDGE

Copies furnished to:
Counsel of Record
Any Unrepresented Person