

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

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

Case No. 8:20-CV-325-T-35-NHA

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 FACTUAL DEVELOPMENT AFFECTING RECEIVER'S
PENDING MOTION TO DIRECT THE TRANSFER
OF DAVISONS' MERRILL LYNCH ACCOUNTS (DOC. 1302)**

On March 17, 2025, Burton W. Wiand, as Receiver over the assets of the above-captioned Corporate Defendants and Relief Defendants, filed a Motion to Direct the Transfer of Davisons' Merrill Lynch Accounts (Doc. 1302). This motion is still pending before the Court. Recently, counsel for Merrill Lynch notified undersigned counsel that Merrill Lynch would no longer manage the Davisons' frozen accounts held at Merrill Lynch. Although this does not affect

those accounts managed by third-party money managers, it does relate to two accounts (ending in 9444 and 9964) which, as of June 30, 2025, held \$1,505,444, accounting for almost 75% of the assets held in the six Davison accounts. These two accounts hold a large amount of alternative investments which need the attention of a financial advisor, especially if the issuers require capital calls.

Respectfully submitted,

s/ Katherine C. Donlon

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Attorney for the Receiver Burton W. Wiand

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on July 22, 2025, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system. Counsel for Merrill Lynch is included in the service list for this case.

s/ Katherine C. Donlon
Katherine C. Donlon, FBN 0066941