

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

v.

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

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 Unopposed Motion to Approve Second Interim Distribution of \$40 Million (the "Motion"). (Dkt. 1112) The Securities and Exchange Commission does not oppose the relief requested in the Receiver's Motion. Upon consideration of all relevant filings, case law, and being otherwise fully advised, the Receiver's Motion is **GRANTED as modified herein.**

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

1. A second interim distribution of \$40 million, as set forth in the Motion and in Exhibit 1 attached thereto is **APPROVED** and **AUTHORIZED**. The claim determinations as set forth in the Motion are **APPROVED and all undisputed, non-contingent claims may be paid.**
2. The Receiver is authorized to honor requests to change the name of a claimant/payee for a claim if, in the Receiver's reasonable assessment, he is provided substantiation of the new recipient's right to the distribution.
3. The Receiver is authorized to reissue distribution checks initially made payable to deceased claimants to the appropriate entity or person(s) if, in the Receiver's reasonable assessment, he is provided substantiation of the new recipient's right to the distribution.
4. The Receiver is authorized to charge claimants a reasonable administrative fee of \$50.00 for the reissuance of a distribution check that was brought about by a claimant's own voluntary actions, which will be deducted from the amount of the claimant's respective distribution.

**DONE** and **ORDERED** in Tampa, Florida, this 22nd day of May 2024.

**Copies furnished to:**  
Counsel of Record  
Any Unrepresented Person

  
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MARY S. SCRIVEN  
UNITED STATES DISTRICT JUDGE