

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

COMMODITY FUTURES TRADING
COMMISSION,

Plaintiff,

v.

CASE NO.: 8:19-CV-886-T-33SPF

OASIS INTERNATIONAL GROUP,
LIMITED; OASIS MANAGEMENT, LLC;
SATELLITE HOLDINGS COMPANY;
MICHAEL J DACORTA; JOSEPH S.
ANILE, II.; RAYMOND P MONTIE III;
FRANCISCO "FRANK" L. DURAN; and
JOHN J. HAAS,

Defendants,

and

MAINSTREAM FUND SERVICES, INC.;
BOWLING GREEN CAPITAL
MANAGEMENT LLC; LAGOON
INVESTMENTS, INC.; ROAR OF THE
LION FITNESS, LLC; 444 GULF OF
MEXICO DRIVE, LLC; 4064 FOUNDERS
CLUB DRIVE, LLC; 6922 LACANTERA
CIRCLE, LLC; 13318 LOST KEY PLACE,
LLC; and 4 OAKS LLC,

Relief Defendants.

**RECEIVER'S NOTICE OF (1) PUBLICATION REGARDING
THE SALE OF 6922 LACANTERA CIRCLE IN LAKEWOOD RANCH, FLORIDA
AND (2) AMENDED LOCAL RULE 3.01(G) CERTIFICATION**

On January 21, 2020, Burton W. Wiand, as receiver (the "**Receiver**") over the assets of the above-captioned defendants and relief defendants (the "**Receivership**" or "**Receivership Estate**"), filed his Verified Motion to Approve the Private Sale of Real

Property – Specifically, 6922 Lacantera Circle in Lakewood Ranch, Florida (the “**Motion**”). Doc. 222. A notice of the proposed sale was attached as Exhibit 5 to the Motion. On January 24, 2020, the Receiver published the notice in the Sarasota Herald Tribune, which is regularly issued and of general circulation in the district where the property is located. An affidavit of publication is attached as **Exhibit A**. The Receiver will file a second notice in approximately 10 days from publication indicating whether any party has submitted a “bona fide offer” pursuant to 28 U.S.C. § 2001(b).

In addition, the Motion contained the following certification pursuant to Local Rule 3.01(g):

LOCAL RULE 3.01(G) CERTIFICATION

Counsel for the Receiver has conferred with counsel for the CFTC and is authorized to represent to the Court that the CFTC has no objection to the requested relief. The United States also has no objection to the requested relief and consents to the sale of the Property and transfer of title to the Purchasers, as reflected below and in the PSA. Relief defendant Mainstream as well as defendants Montie, Haas, and Anile do not oppose the motion. The other entities (except Satellite Holdings, which is associated with defendant Haas) have defaulted.

Counsel for defendant Duran has withdrawn. As such, the Receiver attempted to confer with Duran by email on January 17, 2020 and January 20, 2020. The Receiver also left a voicemail for Duran at the number provided by his former attorney on January 21, 2020, but Duran has not responded to any of these communications. The Receiver will update this certification if Duran conveys his position, but for the reasons discussed above, the Receiver cannot further delay the filing of this motion.

Defendant DaCorta objects to the relief requested in the motion. He claims that the sale price is too low, given the “perfect” condition and features of the Property. *But see supra* fn. 5 & Doc. 195 at 15-18. According to DaCorta, this is because “[r]eal estate agents are generally lazy and use their computers to determine a price without actually seeing and valuing all the additional features unique to a home.” As explained throughout this motion and in the attached exhibits, DaCorta’s objection is without merit. More importantly, DaCorta has no interest in the Property, which has been forfeited to the United States.

As such, the Court should grant this motion over DaCorta's objection, but the Receiver asks the Court to wait until he has complied with the publication requirements in Section 2001(b), as explained above, and filed the requisite notices.

Doc. 222.

Defendant Duran has since responded to the Receiver's voicemail. He stated that he did not receive the emails but that he has no objection to the relief requested in the Motion. As such, the Receiver believes only defendant DaCorta opposes the Motion but continues to ask the Court not to act on the Motion until the Receiver files the second notice mentioned above regarding whether any party submitted a "bona fide offer" pursuant to 28 U.S.C. § 2001(b).

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on January 27, 2020, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system. I have also provided the following non-CM/ECF participants with a true and correct copy of the foregoing by electronic mail and US mail to:

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