

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

BURTON W. WLAND, as Receiver for
OASIS INTERNATIONAL GROUP, LTD.;
OASIS MANAGEMENT, LLC; AND
SATELLITE HOLDINGS COMPANY,

Plaintiff,

v.

COURTNEY HUBBARD

Defendant.

Case No. 8:20-cv-00862

2020 SEP 24 AM 11:11
U.S. DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA, FL 33602

FILED

BY SPECIAL APPEARANCE

NOTICE OF JOINDER TO MOTION TO DISMISS

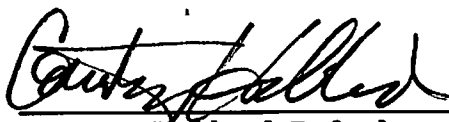
FILED BY DEFENDANT ALAN JOHNSTON (DKT. 416)

COMES NOW by Special Appearance, Courtney Hubbard, as Defendant pro per in the instant case moving this honorable Court to take note of this Joinder to Motion to Dismiss by Defendant Alan Johnston (Dkt. 416), (which is hereby incorporated in its entirety by reference) for one or more of the following reasons (1) Insufficient Process; (2) Lack of Personal Jurisdiction; (3) Failure to Join an Indispensable Party, and; (4) Failure to State a Claim Upon Which Relief May Be Granted.

1. The Plaintiff was statutorily divested of his conditional authority to issue summons to Defendant by failing to adhere to the requirements of 28 U.S.C. § 754.
2. The Summons issued to Defendant constituted insufficient process because Plaintiff did not file a copy of the Complaint and Receivership Appointment within the 10-day

window required in the district court wherein the Defendant resides.

3. The statutory time limit began at the Receiver's permanent appointment on April 30, 2019 (Dkt. 44). (Fed. R. Civ. Pro. Rule 12(b)(4)).
4. The Court may gain jurisdiction over Defendant through sufficient process or, in the alternative, voluntary appearance by Defendant.
5. Defendant has not voluntarily appeared nor has Plaintiff provided sufficient process according to the law and, therefore, this Court lacks personal jurisdiction over Defendant.
6. Plaintiff failed to state the elements of his Claim as required under Florida's Uniform Transfer Act or its alternative, unjust enrichment, with citations to legal authority to provide a well-pleaded complaint against Defendant.
7. Plaintiff's claims fail to identify which parts of §726 of the cited Florida law pertain to Defendant and there is no material evidence in the record to substantiate claims against Defendant. (FRCP Rule 12(b)(6)).
8. Judgment against Defendant may prejudice the interests of insiders not joined in violation of Rule 19. Absent joinder of certain indispensable parties, judgment against Defendant may result in exposure to risk of a double or otherwise inconsistent liability.
9. Defendant, therefore, moves the Court to Dismiss the Complaint for one or more of the following reasons (1) Insufficient Process; (2) Lack of Personal Jurisdiction; (3) Failure to Join an Indispensable Party, and; (4) Failure to State a Claim Upon Which Relief May Be Granted.

 Date: 9-22-2020
Courtney Hubbard, Defendant
412 Woodbury Drive
Wykcoff, NJ 07481
Email: wineandguns@yahoo.com

CERTIFICATE OF SERVICE

I certify that I filed a copy of the foregoing document with the Clerk of the Federal
District Court of the Middle District of Florida, Tampa Division, and sent a copy to:

Englander Fischer
Att: Beatriz McConnell
bmccconnell@eflegal.com
721 First Avenue North
St. Petersburg, Florida 33701
P: 727.898.7210 | F: 727.898.7218

 Date: 9-22-2020
Courtney Hubbard

RICHMOND : COURTNEY HUBBARD, JR.
412 WOODBURY DRIVE
WICKOFF, N.J. 07401



SAM M. GIBBONS U.S. COURTHOUSE
ATT: CLERK OF THE COURT
801 NORTH FLORIDA AVENUE
TAMPA, FLORIDA 33602

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DELIVERY OPTIONS (Customer Use Only) <input type="checkbox"/> SIGNATURE REQUIRED Note: The mailer must check the "Signature Required" box if the mailer: 1) Requires the addressee's signature; OR 2) Purchases additional insurance; OR 3) Purchases COD service; OR 4) Purchases Return Receipt service. If the box is not checked, the Postal Service will leave the item in the addressee's mail receptacle or other secure location without attempting to obtain the addressee's signature on delivery. Delivery Options <input type="checkbox"/> No Saturday Delivery (delivered next business day) <input type="checkbox"/> Sunday/Holiday Delivery Required (additional fee, where available*) <input type="checkbox"/> 10:30 AM Delivery Required (additional fee, where available*) *Refer to USPS.com® or local Post Office® for availability.			
TO: (PLEASE PRINT) <i>9/23</i> PHONE: <i>9h16</i> SAM M. GIBBONS U.S. COURTHOUSE ATTN: CLERK OF THE COURT 801 NORTH FLORIDA AVENUE TAMPA, FLORIDA 33602 ZIP + 4® (U.S. ADDRESSES ONLY)			
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