

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

Sam M. Gibbons U.S. Courthouse
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801 North Florida Avenue
Tampa, FL 33602
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Elizabeth M. Warren
Clerk of Court

Keshia M. Jones
Tampa Division Manager

DATE: November 4, 2020

TO: Clerk, U.S. Court of Appeals for the Eleventh Circuit

BURTON W. WIAND,

Plaintiff,

v.

Case No: 8:20-cv-862-T-33TGW

CHRIS ARDUINI, SHELLEY ARDUINI, ET AL,

Defendants.

U.S.C.A. Case No.:

Enclosed are documents and information relating to an appeal in the above-referenced action.

- Honorable Virginia M. Hernandez Covington, United States District Judge appealed from.
- Appeal filing fee were not paid.
- Copy of Notice of Interlocutory Appeal, docket entries, judgment and/or Order appealed from. Opinion was not entered orally.
- No hearing from which a transcript could be made.

ELIZABETH M. WARREN, CLERK

By: s/B. Sohn, Deputy Clerk

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

FILED
2020 NOV -3 AM 11:00

CASE NO: 20-00862-VMC-TGW

BURTON W. WIAND, AS RECEIVER FOR)
OASIS INTERNATIONAL GROUP, LTD.,)
OASIS MANAGEMENT, LLC; AND)
SATELLITE HOLDING COMPANY,)
PLAINTIFF,)
V.)
CHRIS AND SHELLEY ARDUINI, ET. AL.,)
DEFENDANTS.)
_____)

JOINT NOTICE
OF APPEAL

**Joint Notice of Appeal to
United States Court of Appeals for
the 11th Circuit**

1. Kayla Crowley, defendant, appeals to the United States Court of Appeals for the 11th Circuit from the Order of United States District Court for the Middle District of Florida, entered in this case on 3 October 2020, Dkt. 503, denying Defendant's Motion to Dismiss, Dkt. 495.
2. Joining this appeal are the following Defendants:

Alan Johnston (appealing Endorsed Order, Dkt. 502, issued 3 October 2020, denying Johnston's substantially identical Motion to Dismiss, Dkt. 416), Chris and Shelley Arduini, Ann Barton, Patrick Flander, Henry and Anna Fuksman, Chad Hicks, Richard Hubbard, Courtney Hubbard, Piotr Luda, Kevin Kerrigan, Tim Hunte, Tim Hunte DBA KATT Distribution, David Paul Lipinczyk, Frank Nagel, Vince Petralis, Vince Petralis, Jr.

3. The parties to the Orders appealed from and their names and addresses are as follows:

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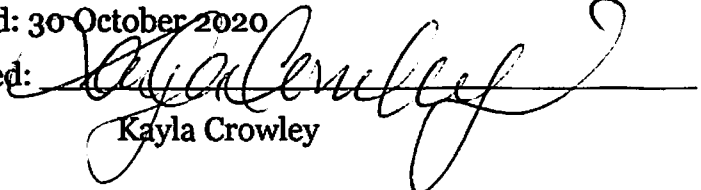
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Dated: 30 October 2020

Signed: 

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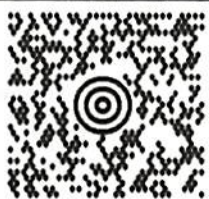
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Message-Id:<20141089@flmd.uscourts.gov>

Subject:Activity in Case 8:20-cv-00862-VMC-TGW Wiand v. Arduini et al Order on Motion to Dismiss

Content-Type: text/html

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U.S. District Court

Middle District of Florida

Notice of Electronic Filing

The following transaction was entered on 10/3/2020 at 2:47 PM EDT and filed on 10/3/2020

Case Name: Wiand v. Arduini et al

Case Number: [8:20-cv-00862-VMC-TGW](#)

Filer:

Document Number: 503(No document attached)

Docket Text:

AMENDED ORDER denying [495] Motion to Dismiss. The receiver has outlined in his response (DE# 500) the reasons why this Court must deny the motion to dismiss. As

explained by the receiver, the motion seeks dismissal based on previously rejected arguments of insufficiency of process and lack of personal jurisdiction and raises new claims that plaintiff failed to join an indispensable party and failed to state a cause of action. However, the defenses of lack of personal jurisdiction and insufficient process have already been rejected by this Court. As recognized by the receiver, apart from being procedurally barred, Ms. Crowley's arguments are contrary to settled law and insufficient to entitle her to relief. Finally, Ms. Crowley argues that the complaint should be dismissed because the receiver failed to join indispensable parties--Michael J. DaCorta, Joseph S. Anile, II, Raymond Montie, III, Francisco "Frank" L. Duran, and John J. Haas pursuant to Rule 19. As explained by the receiver in its response, However, "the [d]ebtor is not an indispensable party to a fraudulent transfer suit." Jensen v. Captiva Limousine Serv. (In re Rajkovic), 289 B.R. 197, 199 (Bankr. M.D. Fla. 2002). For these reasons, and for the reasons explained by the receiver in his response, the motion is denied. Ms. Crowley's answer is due by October 19, 2020. Signed by Judge Virginia M. Hernandez Covington on 10/3/2020. (Covington, Virginia)

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**U.S. District Court
Middle District of Florida (Tampa)
CIVIL DOCKET FOR CASE #: 8:20-cv-00862-VMC-TGW**

Wiand v. Arduini et al
Assigned to: Judge Virginia M. Hernandez Covington
Referred to: Magistrate Judge Thomas G. Wilson
Cause: 28:754 Receiver of Property in Different Districts

Date Filed: 04/14/2020
Jury Demand: Defendant
Nature of Suit: 890 Other Statutory
Actions
Jurisdiction: Federal Question

Plaintiff

Burton W. Wiand
*as Receiver for Oasis International
Group, Ltd.; Oasis Management, LLC;
and Satellite Holdings Company*

represented by **Lawrence Joseph Dougherty**
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Defendant

Tracy Arnold
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Defendant

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Defendant

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Defendant

Todd Berry

Defendant

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Defendant

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Defendant

Maria Cardiello

Defendant

Michael Chambless
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Defendant

Lesley Chambless
TERMINATED: 09/23/2020

Defendant

Mary Charuk

Defendant

Ron Clark

Defendant

Kim Clark

Defendant

Commonwealth Network Marketing Corp

Defendant

Gregory Corcoran

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Defendant

Crichlow Computer Concepts

Defendant

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Defendant

Joseph Charles

Defendant

Cushaun Charles

Defendant

Thomas Daidone

Defendant

Anne Daidone

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Defendant

Sabrina Dalia

TERMINATED: 07/16/2020

Defendant

Gregory Davis

Defendant

Silvia Davis

Defendant

Michael DeYoung

Defendant

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Defendant

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Defendant

Robert Giamboi
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Defendant

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Defendant

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Defendant

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Defendant

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Defendant

Lynne LeVecchia

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Matthew Leach

Defendant

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Defendant

Wayne Lynch

Defendant

Shawn Marshall

Defendant

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Defendant

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Defendant

Kathryn McClare

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Estate of Mary H. McClare

Defendant

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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Jean Monahan
TERMINATED: 10/08/2020

Defendant

Stephen Monahan
TERMINATED: 10/08/2020

Defendant

Frank Nagel

represented by **Brent Allan Winters**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Edmund S. Whitson , III
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Nick Patterson

Defendant

Vince Petralis

represented by **Brent Allan Winters**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Edmund S. Whitson , III
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Vince Petralis, Jr.

represented by **Brent Allan Winters**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Edmund S. Whitson , III
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Anthony Procopio

Defendant

Jerry Puccio
also known as
Girolamo Puccio

represented by **Jerry Puccio**
5 Conklin Lane
Rockleigh, NJ 07647
PRO SE

Defendant

Jay Renner

Defendant

Michael Rubel

Defendant

Margaret Sims

TERMINATED: 08/21/2020

Defendant

Allen Steinfeld

TERMINATED: 07/16/2020

Defendant

Loreen Steinfeld

TERMINATED: 07/16/2020

Defendant

Ford Sumner

TERMINATED: 09/29/2020

Defendant

Edgar Uhler

TERMINATED: 07/16/2020

Defendant

Donna Uhler

TERMINATED: 07/16/2020

Defendant

Carmine Vona

Defendant

David Wilkerson

represented by **David Wilkerson**
PO Box 77803
Charlotte, NC 28277
PRO SE

Defendant

Stefania Wood

Defendant

Zhuo Xu

Mediator

Peter J. Grilli

represented by **Peter John Grilli**
Peter J. Grilli, PA
3001 W Azeele St
Tampa, FL 33609-3138
813/874-1002
Fax: 813/874-1131
Email: peter@grillimmediation.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
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04/14/2020	<u>1</u>	COMPLAINT against All Defendants (Filing fee \$ 400 receipt number 113A-16703502) filed by Burton W. Wiand. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit A to the Civil Cover Sheet, # <u>3</u> Exhibit A – Transactions, # <u>4</u> Exhibit B – Daily Reconciliation, # <u>5</u> Exhibit C – Anile Plea Agreement, # <u>6</u> Exhibit D – DaCorta Indictment)(Perez, Jared) (Entered: 04/14/2020)
04/15/2020	<u>2</u>	NEW CASE ASSIGNED to Judge Virginia M. Hernandez Covington and Magistrate Judge Thomas G. Wilson. New case number: 8:20-cv-862-T-33TGW. (SJB) (Entered: 04/15/2020)
04/16/2020	<u>3</u>	NOTICE of <i>Co-Counsel</i> Appearance by John W. Waechter on behalf of Burton W. Wiand. (Waechter, John) (Entered: 04/16/2020)
04/16/2020	<u>4</u>	NOTICE of <i>Co-Counsel</i> Appearance by Beatriz McConnell on behalf of Burton W. Wiand. (McConnell, Beatriz) (Entered: 04/16/2020)
04/16/2020	<u>5</u>	NOTICE of <i>Co-Counsel</i> Appearance by Alicia Gangi on behalf of Burton W. Wiand. (Gangi, Alicia) (Entered: 04/16/2020)
04/16/2020	<u>6</u>	NOTICE of <i>Co-Counsel</i> Appearance by Courtney Fernald on behalf of Burton W. Wiand. (Fernald, Courtney) (Entered: 04/16/2020)
04/28/2020	<u>7</u>	RELATED CASE ORDER AND NOTICE of designation under Local Rule 3.05 – track 2. Signed by Judge Virginia M. Hernandez Covington on 4/28/2020. (SKP) (Entered: 04/28/2020)
04/28/2020	<u>8</u>	ORDER: Plaintiff is directed to effect service of process as required by Rule 4, Fed. R. Civ. P., and file proof thereof with the Court as soon as service has been effected. See Order for details. Signed by Judge Virginia M. Hernandez Covington on 4/28/2020. (SKP) (Entered: 04/28/2020)
05/12/2020	<u>9</u>	NOTICE of pendency of related cases re <u>7</u> Related case order and track 2 notice per Local Rule 1.04(d) by Burton W. Wiand. Related case(s): yes (McConnell, Beatriz) (Entered: 05/12/2020)
06/09/2020	<u>10</u>	WAIVER of service returned executed on 06/05/2020 by Burton W. Wiand as to Charles Huckabee. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>11</u>	WAIVER of service returned executed on 05/07/2020 by Burton W. Wiand as to Gregory Corcoran. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>12</u>	WAIVER of service returned executed on 05/25/2020 by Burton W. Wiand as to Sabrina Dalia. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>13</u>	WAIVER of service returned executed on 05/29/2020 by Burton W. Wiand as to Tami Higuchi. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>14</u>	WAIVER of service returned executed on 05/29/2020 by Burton W. Wiand as to Kenji Higuchi. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>15</u>	WAIVER of service returned executed on 06/01/2020 by Burton W. Wiand as to Jean Monahan. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>16</u>	WAIVER of service returned executed on 06/01/2020 by Burton W. Wiand as to Stephen Monahan. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>17</u>	WAIVER of service returned executed on 06/01/2020 by Burton W. Wiand as to Mariana Duenas. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>18</u>	WAIVER of service returned executed on 06/01/2020 by Burton W. Wiand as to Sherry Barry. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>19</u>	WAIVER of service returned executed on 06/03/2020 by Burton W. Wiand as to Anthony Procopio. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>20</u>	WAIVER of service returned executed on 06/04/2020 by Burton W. Wiand as to Lesley Chambless. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>21</u>	WAIVER of service returned executed on 06/04/2020 by Burton W. Wiand as to Michael Chambless. (McConnell, Beatriz) (Entered: 06/09/2020)

06/09/2020	<u>22</u>	WAIVER of service returned Unexecuted as to Shelley Arduini, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>23</u>	WAIVER of service returned Unexecuted as to Chris Arduini, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>24</u>	WAIVER of service returned Unexecuted as to Ann Barton, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>25</u>	WAIVER of service returned Unexecuted as to Cushawn Charles, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>26</u>	WAIVER of service returned Unexecuted as to John Bacon, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>27</u>	WAIVER of service returned Unexecuted as to Joseph Charles, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>28</u>	WAIVER of service returned Unexecuted as to Kim Clark, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>29</u>	WAIVER of service returned Unexecuted as to Louis Cardiello, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>30</u>	WAIVER of service returned Unexecuted as to Maria Cardiello, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>31</u>	WAIVER of service returned Unexecuted as to Offer Attia, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>32</u>	WAIVER of service returned Unexecuted as to Ron Clark, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>33</u>	WAIVER of service returned Unexecuted as to Todd Berry, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>34</u>	WAIVER of service returned Unexecuted as to Alan Johnston, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>35</u>	WAIVER of service returned Unexecuted as to Anna Fuksman, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>36</u>	WAIVER of service returned Unexecuted as to Anne Daidone, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>37</u>	WAIVER of service returned Unexecuted as to Anne Hennessey, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>38</u>	WAIVER of service returned Unexecuted as to Betsy Doolin, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>39</u>	WAIVER of service returned Unexecuted as to Bradley Kantor, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>40</u>	WAIVER of service returned Unexecuted as to Carmine Vona, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>41</u>	WAIVER of service returned Unexecuted as to Carrie Kantor, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>42</u>	WAIVER of service returned Unexecuted as to Chad Hicks, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>43</u>	WAIVER of service returned Unexecuted as to Commonwealth Network Marketing, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>44</u>	WAIVER of service returned Unexecuted as to Courtney Hubbard, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>45</u>	WAIVER of service returned Unexecuted as to Crichlow Computer Concepts, LLC, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)

06/09/2020	<u>46</u>	WAIVER of service returned Unexecuted as to David Paul Lipinczyk, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>47</u>	WAIVER of service returned Unexecuted as to David Wilkerson, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>48</u>	WAIVER of service returned Unexecuted as to Donna Uhler, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>49</u>	WAIVER of service returned Unexecuted as to Edgar Uhler, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>50</u>	WAIVER of service returned Unexecuted as to Elmore Rune Harris, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>51</u>	WAIVER of service returned Unexecuted as to Frank Nagel, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>52</u>	WAIVER of service returned Unexecuted as to Gregory Davis, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>53</u>	WAIVER of service returned Unexecuted as to Henry Fuksman, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>54</u>	WAIVER of service returned Unexecuted as to Impulse Ventures, Inc., filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>55</u>	WAIVER of service returned Unexecuted as to Jason Gladman, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>56</u>	WAIVER of service returned Unexecuted as to Jay Renner, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>57</u>	WAIVER of service returned Unexecuted as to Jerry Puccio, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>58</u>	WAIVER of service returned Unexecuted as to Joseph LaVecchia, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>59</u>	WAIVER of service returned Unexecuted as to Kathryn McClare, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>60</u>	WAIVER of service returned Unexecuted as to Kerrigan Management Inc., filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>61</u>	WAIVER of service returned Unexecuted as to Kevin Kerrigan, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>62</u>	WAIVER of service returned Unexecuted as to Lynne LaVecchia, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>63</u>	WAIVER of service returned Unexecuted as to Mary McClare, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>64</u>	WAIVER of service returned Unexecuted as to Matthew Leach, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>65</u>	WAIVER of service returned Unexecuted as to Michael DeYoung, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>66</u>	WAIVER of service returned Unexecuted as to Michael Rubel, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>67</u>	WAIVER of service returned Unexecuted as to Patrick Flander, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>68</u>	WAIVER of service returned Unexecuted as to Piotr Luda, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>69</u>	WAIVER of service returned Unexecuted as to Richard Hubbard, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)

06/09/2020	<u>70</u>	WAIVER of service returned Unexecuted as to Rocco Garbellano, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>71</u>	WAIVER of service returned Unexecuted as to Shawn Marshall, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>72</u>	WAIVER of service returned Unexecuted as to Silvia Davis, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>73</u>	WAIVER of service returned Unexecuted as to Stefania Wood, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>74</u>	WAIVER of service returned Unexecuted as to Tami Lacy, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>75</u>	WAIVER of service returned Unexecuted as to Thomas Daidone, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>76</u>	WAIVER of service returned Unexecuted as to Tim Hunte DBA KATT Distribution, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>77</u>	WAIVER of service returned Unexecuted as to Timothy Hunte, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>78</u>	WAIVER of service returned Unexecuted as to Vince Petralis, Sr., filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
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06/09/2020	<u>80</u>	WAIVER of service returned Unexecuted as to Wayne Lynch, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>81</u>	WAIVER of service returned Unexecuted as to Zhou Xu, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
06/09/2020	<u>82</u>	WAIVER of service returned Unexecuted as to Margaret Sims, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/09/2020)
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06/10/2020	<u>136</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/10/2020)
06/10/2020	<u>137</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/10/2020)
06/10/2020	<u>138</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/10/2020)
06/10/2020	<u>139</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/10/2020)
06/10/2020	<u>140</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/10/2020)
06/10/2020	<u>141</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/10/2020)

06/10/2020	<u>142</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/10/2020)
06/10/2020	<u>143</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/10/2020)
06/10/2020	<u>144</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/10/2020)
06/10/2020	<u>145</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/10/2020)
06/10/2020	<u>146</u>	WAIVER of service returned Unexecuted as to Elizabeth McMahon, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/10/2020)
06/10/2020	<u>147</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/10/2020)
06/10/2020	<u>148</u>	WAIVER of service returned Unexecuted as to Black Dragon Capital, LLC c/o Michael Obay, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/10/2020)
06/10/2020	<u>149</u>	SUMMONS issued as to Ann Barton, Cushawn Charles, Crichlow Computer Concepts, Anne Daidone, Betsy Doolin, Anna Fuksman, Anne Hennessey, Chad Hicks, Courtney Hubbard, Alan Johnston, Bradley Kantor, Carrie Kantor. (BES) (Entered: 06/10/2020)
06/10/2020	<u>150</u>	SUMMONS issued as to Offer Attia, Todd Berry, Louis Cardiello, Maria Cardiello, Joseph Charles, Ron Clark, Kim Clark, Thomas Daidone, Gregory Davis, Silvia Davis, Michael DeYoung, Patrick Flander, Henry Fuksman, Rocco Garbellano, Jason Gladman, Elmore Runee Harris, Richard Hubbard, Timothy Hunte, Impulse Ventures, Inc., Kevin Kerrigan, Kerrigan Management, Inc., Tim Hunte DBA KATT Distribution. (BES) (Entered: 06/10/2020)
06/11/2020	<u>151</u>	SUMMONS issued as to Chris Arduini, Divergent Investments, LLC, Joseph LeVecchia, David Paul Lipinczyk, Kathryn McClare, Elizabeth McMahon, Frank Nagel, Jerry Puccio, Jay Renner, Donna Uhler, Edgar Uhler, Carmine Vona. (BES) (Entered: 06/11/2020)
06/11/2020	<u>152</u>	WAIVER of service returned Unexecuted as to James Jackson, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/11/2020)
06/11/2020	<u>153</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/11/2020)
06/11/2020	<u>154</u>	SUMMONS issued as to Shelley Arduini, Mary Charuk, Tami Lacy, Lynne LeVecchia, Matthew Leach, Life's Elements, Inc., Wayne Lynch, Shawn Marshall, Mary McClare, Vince Petralis, Vince Petralis, Jr., Luda Piotr, Michael Rubel, Margaret Sims, Stefania Wood, Zhuo Xu. (BES) (Entered: 06/11/2020)
06/11/2020	<u>155</u>	SUMMONS issued as to James Jackson. (BES) (Entered: 06/11/2020)
06/12/2020	<u>156</u>	WAIVER of service returned Unexecuted as to Joseph Martini, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/12/2020)
06/12/2020	<u>157</u>	WAIVER of service returned Unexecuted as to Joseph Martini, Jr., filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/12/2020)
06/12/2020	<u>158</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/12/2020)
06/12/2020	<u>159</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/12/2020)
06/12/2020	<u>160</u>	SUMMONS issued as to Joseph Martini, Joseph Martini, Jr.. (BES) (Entered: 06/12/2020)
06/12/2020	<u>161</u>	WAIVER of service returned executed on 06/07/2020 by Burton W. Wiand as to John Bacon. (McConnell, Beatriz) (Entered: 06/12/2020)
06/16/2020	<u>162</u>	WAIVER of service returned executed on 06/15/2020 by Burton W. Wiand as to Rocco Garbellano. (McConnell, Beatriz) (Entered: 06/16/2020)

06/16/2020	<u>163</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/16/2020)
06/16/2020	<u>164</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/16/2020)
06/16/2020	<u>165</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/16/2020)
06/16/2020	<u>166</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/16/2020)
06/16/2020	<u>167</u>	SUMMONS issued as to Black Dragon Capital, LLC, Commonwealth Network Marketing Corp, David Wilkerson. (BES) (Entered: 06/16/2020)
06/23/2020	<u>168</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/23/2020)
06/23/2020	<u>169</u>	WAIVER of service returned Unexecuted as to Kayla Crowley, filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 06/23/2020)
06/24/2020	<u>170</u>	SUMMONS issued as to Kayla Crowley. (LNR) (Entered: 06/24/2020)
07/01/2020	<u>171</u>	WAIVER of service returned executed on 07/01/2020 by Burton W. Wiand. Waiver of Service sent on 05/05/2020 as to Ford Sumer. (McConnell, Beatriz) (Entered: 07/01/2020)
07/01/2020	<u>172</u>	RETURN of service executed on 06/25/2020 by Burton W. Wiand as to Donna Uhler. (McConnell, Beatriz) (Entered: 07/01/2020)
07/01/2020	<u>173</u>	RETURN of service executed on 06/25/2020 by Burton W. Wiand as to Edgar Uhler. (McConnell, Beatriz) (Entered: 07/01/2020)
07/01/2020	<u>174</u>	RETURN of service executed on 06/27/2020 by Burton W. Wiand as to Alan Johnston. (McConnell, Beatriz) (Entered: 07/01/2020)
07/01/2020	<u>175</u>	RETURN of service executed on 06/23/2020 by Burton W. Wiand as to Carrie Kantor. (McConnell, Beatriz) (Entered: 07/01/2020)
07/01/2020	<u>176</u>	RETURN of service executed on 06/23/2020 by Burton W. Wiand as to Bradley Kantor. (McConnell, Beatriz) (Entered: 07/01/2020)
07/02/2020	<u>177</u>	RETURN of service executed on 06/29/2020 by Burton W. Wiand as to Thomas Daidone. (McConnell, Beatriz) (Entered: 07/02/2020)
07/02/2020	<u>178</u>	RETURN of service executed on 06/29/2020 by Burton W. Wiand as to Anne Daidone. (McConnell, Beatriz) (Entered: 07/02/2020)
07/02/2020	<u>179</u>	RETURN of service executed on 06/29/2020 by Burton W. Wiand as to Richard Hubbard. (McConnell, Beatriz) (Entered: 07/02/2020)
07/02/2020	<u>180</u>	RETURN of service executed on 06/29/2020 by Burton W. Wiand as to Courtney Hubbard. (McConnell, Beatriz) (Entered: 07/02/2020)
07/02/2020	<u>181</u>	RETURN of service executed on 06/29/2020 by Burton W. Wiand as to Jerry Puccio. (McConnell, Beatriz) (Entered: 07/02/2020)
07/07/2020	<u>182</u>	RETURN of service executed on 06/27/2020 by Burton W. Wiand as to Margaret Sims. (McConnell, Beatriz) (Entered: 07/07/2020)
07/07/2020	<u>183</u>	RETURN of service executed on 06/26/2020 by Burton W. Wiand as to Chad Hicks. (McConnell, Beatriz) (Entered: 07/07/2020)
07/08/2020	<u>184</u>	WAIVER of service returned executed on 07/08/2020 by Burton W. Wiand as to Joseph Martini, Joseph Martini, Jr. (McConnell, Beatriz) (Entered: 07/08/2020)
07/09/2020	<u>185</u>	RETURN of service executed on 06/27/2020 by Burton W. Wiand as to Elmore Runee Harris. (McConnell, Beatriz) (Entered: 07/09/2020)
07/09/2020	<u>186</u>	NOTICE of Appearance by Frederick Stewart Schrls on behalf of Joseph Martini, Joseph Martini, Jr. (Schrls, Frederick) (Entered: 07/09/2020)

07/10/2020	<u>187</u>	RETURN of service executed on 06/26/2020 by Burton W. Wiand as to Chad Hicks. (McConnell, Beatriz) (Entered: 07/10/2020)
07/10/2020	<u>188</u>	RETURN of service executed on 07/09/2020 by Burton W. Wiand as to Betsy Doolin. (McConnell, Beatriz) (Entered: 07/10/2020)
07/10/2020	<u>189</u>	RETURN of service executed on 07/07/2020 by Burton W. Wiand as to Kim Clark. (McConnell, Beatriz) (Entered: 07/10/2020)
07/10/2020	<u>190</u>	RETURN of service executed on 07/07/2020 by Burton W. Wiand as to Ron Clark. (McConnell, Beatriz) (Entered: 07/10/2020)
07/10/2020	<u>191</u>	RETURN of service executed on 07/07/2020 by Burton W. Wiand as to Impulse Ventures, Inc. (McConnell, Beatriz) (Entered: 07/10/2020)
07/10/2020	<u>192</u>	RETURN of service executed on 07/03/2020 by Burton W. Wiand as to Jay Renner. (McConnell, Beatriz) (Entered: 07/10/2020)
07/10/2020	<u>193</u>	MOTION for Extension of Time to File Executed Summons/Extend Time for Service by Burton W. Wiand. (McConnell, Beatriz) (Entered: 07/10/2020)
07/10/2020	194	ENDORSED ORDER granting in part and denying in part <u>193</u> Motion for Extension of Time to File. The Court understands that there are many defendants to be served in this matter, but an additional 90 days is too lengthy. Someone failing to provide information or failing to return calls is not sufficient to obtain an additional 90 days. Indeed, soon after this case was filed the Court began warning plaintiff of making certain to comply with Rule 4. (Doc. # 8). In an abundance of fairness, the Court grants an additional 45 days. Service is due by August 27, 2020. Signed by Judge Virginia M. Hernandez Covington on 7/10/2020. (Covington, Virginia) (Entered: 07/10/2020)
07/15/2020	<u>195</u>	Unopposed MOTION for Extension of Time to File Response/Reply <i>To Complaint and Incorporated Memorandum of Law</i> by Bradley Kantor, Carrie Kantor. (Whitelock, Christopher) (Entered: 07/15/2020)
07/15/2020	<u>196</u>	NOTICE of voluntary dismissal of Counts I and II as to Defendants Scott Arnold, Tracey Arnold, Sabrina Dalia, Robert Giamboi, Loretta Giamboi, Kenji Higuchi, Tami Higuchi, Brenda Krown, Allen Steineld, Loreen Steinfeld, Edgar Uhler and Donna Uhler by Burton W. Wiand (McConnell, Beatriz) Modified on 7/16/2020 (BES). (Entered: 07/15/2020)
07/16/2020	197	ENDORSED ORDER granting <u>195</u> Motion for Enlargement of Time filed by Defendants Bradley and Carrie Kantor. According to the docket, the Kantors were each served with process on June 23, 2020. (Doc. ## 175, 176). Accordingly, their responses to the complaint were due on July 14, 2020. See Fed. R. Civ. P. 12(a)(1)(A)(i). The Kantors may file their responses by July 28, 2020. Signed by Judge Virginia M. Hernandez Covington on 7/16/2020. (SGM) (Entered: 07/16/2020)
07/16/2020	198	ENDORSED ORDER: Pursuant to Federal Rule of Civil Procedure 41(a) and the Receiver's Notice of Voluntary Dismissal (Doc. # <u>196</u>) this case is hereby dismissed as to the following defendants: Scott and Tracy Arnold, Sabrina Dalia, Robert and Loretta Giamboi, Kenji and Tami Higuchi, Brenda Krown, Allen and Loreen Steinfeld, and Edgar and Donna Uhler. This case will proceed as to all other Defendants. Signed by Judge Virginia M. Hernandez Covington on 7/16/2020. (SGM) (Entered: 07/16/2020)
07/16/2020	<u>199</u>	PROOF of service by Burton W. Wiand, RETURN of service executed on 06/30/2020 by Burton W. Wiand as to Offer Attia. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>200</u>	RETURN of service executed on 06/30/2020 by Burton W. Wiand as to Maria Cardiello. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>201</u>	RETURN of service executed on 06/30/2020 by Burton W. Wiand as to Cushaun Charles. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>202</u>	RETURN of service executed on 06/30/2020 by Burton W. Wiand as to Joseph Charles. (McConnell, Beatriz) (Entered: 07/16/2020)

07/16/2020	<u>203</u>	RETURN of service executed on 06/30/2020 by Burton W. Wiand as to Michael Rubel. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>204</u>	RETURN of service executed on 07/01/2020 by Burton W. Wiand as to Timothy Hunte. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>205</u>	RETURN of service executed on 07/01/2020 by Burton W. Wiand as to James Jackson. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>206</u>	RETURN of service executed on 07/01/2020 by Burton W. Wiand as to Frank Nagel. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>207</u>	RETURN of service executed on 07/01/2020 by Burton W. Wiand as to Tim Hunte DBA KATT Distribution. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>208</u>	RETURN of service executed on 07/02/2020 by Burton W. Wiand as to Anna Fuksman. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>209</u>	RETURN of service executed on 07/02/2020 by Burton W. Wiand as to Henry Fuksman. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>210</u>	RETURN of service executed on 07/06/2020 by Burton W. Wiand as to Patrick Flander. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>211</u>	RETURN of service executed on 07/07/2020 by Burton W. Wiand as to Chris Arduini. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>212</u>	RETURN of service executed on 07/07/2020 by Burton W. Wiand as to Shelley Arduini. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>213</u>	RETURN of service executed on 07/07/2020 by Burton W. Wiand as to Wayne Lynch. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>214</u>	RETURN of service executed on 07/08/2020 by Burton W. Wiand as to Joseph LeVecchia. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>215</u>	RETURN of service executed on 07/08/2020 by Burton W. Wiand as to Lynne LeVecchia. (McConnell, Beatriz) (Entered: 07/16/2020)
07/16/2020	<u>216</u>	MOTION for Clerk's Default against Stephen Monahan <i>With Exhibit A</i> by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/16/2020)
07/16/2020	<u>217</u>	MOTION for Clerk's Default against Jean Monahan <i>With Exhibit A</i> by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/16/2020)
07/16/2020	<u>218</u>	MOTION for Clerk's Default against Charles Huckabee <i>With Exhibit A</i> by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/16/2020)
07/16/2020	<u>219</u>	MOTION for Clerk's Default against Rocco Garbellano <i>With Exhibit A</i> by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/16/2020)
07/16/2020	<u>220</u>	MOTION for Clerk's Default against Gregory Corcoran <i>With Exhibit A</i> by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/16/2020)
07/16/2020	<u>221</u>	MOTION for Clerk's Default against John Bacon <i>With Exhibit A</i> by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/16/2020)
07/16/2020	<u>222</u>	MOTION for Clerk's Default against Sherry Barry <i>With Exhibit A</i> by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/16/2020)
07/16/2020	<u>223</u>	MOTION for Clerk's Default against Mariana Duenas <i>With Exhibit A</i> by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/16/2020)

07/17/2020	<u>224</u>	Clerk's ENTRY OF DEFAULT as to Stephen Monahan (BES) (Entered: 07/17/2020)
07/17/2020	<u>225</u>	Clerk's ENTRY OF DEFAULT as to Jean Monahan (BES) (Entered: 07/17/2020)
07/17/2020	<u>226</u>	Clerk's ENTRY OF DEFAULT as to Charles Huckabee (BES) (Entered: 07/17/2020)
07/17/2020	<u>227</u>	Clerk's ENTRY OF DEFAULT as to Rocco Garbellano (BES) (Entered: 07/17/2020)
07/17/2020	<u>228</u>	SET ASIDE per 392 Order --Clerk's ENTRY OF DEFAULT as to Gregory Corcoran (BES) Modified on 8/27/2020 (BES). (Entered: 07/17/2020)
07/17/2020	<u>229</u>	Clerk's ENTRY OF DEFAULT as to John Bacon (BES) (Entered: 07/17/2020)
07/17/2020	<u>230</u>	Clerk's ENTRY OF DEFAULT as to Sherry Barry (BES) (Entered: 07/17/2020)
07/17/2020	<u>231</u>	Clerk's ENTRY OF DEFAULT as to Mariana Duenas (BES) (Entered: 07/17/2020)
07/20/2020	<u>232</u>	***STRICKEN, pursuant to court's endorsed order 333.***MOTION to Quash Summons and Object to Jurisdiction by Life's Elements, Inc. (BES) Motions referred to Magistrate Judge Thomas G. Wilson. Modified text on 8/17/2020 (LNR). (Entered: 07/21/2020)
07/20/2020	<u>233</u>	***STRICKEN, pursuant to court's endorsed order 333.*** MOTION to Quash Summons and Object to Jurisdiction by Tim Hunte DBA KATT Distribution. (BES) Motions referred to Magistrate Judge Thomas G. Wilson. Modified text on 8/17/2020 (LNR). (Entered: 07/21/2020)
07/20/2020	<u>234</u>	MOTION to Quash Summons and Object to Jurisdiction by Richard Hubbard. (BES) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/21/2020)
07/20/2020	<u>235</u>	MOTION for Joinder to Richard Hubbard's Motion to Quash Summons and Object to Jurisdiction by Courtney Hubbard. (BES) (Entered: 07/21/2020)
07/20/2020	<u>236</u>	MOTION to Quash Summons and Object to Jurisdiction by Chris Arduini, Shelley Arduini. (BES) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/21/2020)
07/20/2020	<u>237</u>	MOTION for Joinder to Chris and Shelley Arduini's Motion to Quash Summons and Object to Jurisdiction by Patrick Flander. (BES) (Entered: 07/21/2020)
07/21/2020	<u>238</u>	MOTION to Quash Summons and Object to Jurisdiction by Frank Nagel. (BES) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/21/2020)
07/21/2020	<u>239</u>	MOTION to Quash Summons and Object to Jurisdiction by David Paul Lipinczyk. (BES) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/21/2020)
07/21/2020	<u>240</u>	MOTION for Joinder to David Lipinczyk's Motion to Quash Summons and Object to Jurisdiction by Vince Petralis, Jr. (BES) (Entered: 07/21/2020)
07/21/2020	<u>241</u>	MOTION to Quash Summons and Object to Jurisdiction by Alan Johnston. (BES) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/21/2020)
07/21/2020	<u>242</u>	MOTION to Quash Summons and Object to Jurisdiction by Chad Hicks. (BES) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/21/2020)
07/21/2020	<u>243</u>	***STRICKEN, pursuant to court's endorsed order 333.***MOTION for Joinder to Life's Elements, Inc. Motion to Quash Summons and Object to Jurisdiction by Black Dragon Capital, LLC. (BES) Modified text on 8/17/2020 (LNR). (Entered: 07/21/2020)
07/21/2020	<u>244</u>	ANSWER and affirmative defenses to <u>1</u> Complaint by Offer Attia. (Attachments: # <u>1</u> Mailing Envelope)(MCB) (Entered: 07/21/2020)
07/22/2020	<u>245</u>	RETURN of service executed on 07/07/2020 by Burton W. Wiand as to Matthew Leach. (McConnell, Beatriz) (Entered: 07/22/2020)
07/22/2020	<u>246</u>	RETURN of service executed on 07/07/2020 by Burton W. Wiand as to Tami Lacy. (McConnell, Beatriz) (Entered: 07/22/2020)
07/22/2020	<u>247</u>	RETURN of service executed on 07/10/2020 by Burton W. Wiand as to Life's Elements, Inc. (McConnell, Beatriz) (Entered: 07/22/2020)

07/22/2020	<u>248</u>	RETURN of service executed on 07/18/2020 by Burton W. Wiand as to Kerrigan Management, Inc. (McConnell, Beatriz) (Entered: 07/22/2020)
07/22/2020	<u>249</u>	RETURN of service executed on 07/15/2020 by Burton W. Wiand as to Carmine Vona. (McConnell, Beatriz) (Entered: 07/22/2020)
07/22/2020	<u>250</u>	RETURN of service executed on 07/18/2020 by Burton W. Wiand as to Kevin Kerrigan. (McConnell, Beatriz) (Entered: 07/22/2020)
07/22/2020	<u>251</u>	RETURN of service executed on 07/20/2020 by Burton W. Wiand as to Mary Charuk. (McConnell, Beatriz) (Entered: 07/22/2020)
07/22/2020	<u>252</u>	RETURN of service executed on 06/30/2020 by Burton W. Wiand as to Black Dragon Capital, LLC. (McConnell, Beatriz) (Entered: 07/22/2020)
07/22/2020	<u>253</u>	RETURN of service executed on 07/03/2020 by Burton W. Wiand as to Shawn Marshall. (McConnell, Beatriz) (Entered: 07/22/2020)
07/22/2020	<u>254</u>	RETURN of service executed on 07/02/2020 by Burton W. Wiand as to Vince Petralis, Jr. (McConnell, Beatriz) (Entered: 07/22/2020)
07/22/2020	<u>255</u>	RETURN of service executed on 07/01/2020 by Burton W. Wiand as to Vince Petralis. (McConnell, Beatriz) Modified text on 7/23/2020 (LNR). (Entered: 07/22/2020)
07/22/2020	<u>256</u>	RETURN of service executed on 07/01/2020 by Burton W. Wiand as to Kathryn McClare. (McConnell, Beatriz) (Entered: 07/22/2020)
07/22/2020	<u>257</u>	RETURN of service executed on 07/02/2020 by Burton W. Wiand as to David Paul Lipinczyk. (McConnell, Beatriz) (Entered: 07/22/2020)
07/22/2020	<u>258</u>	MOTION to Quash Summons and Object to Jurisdiction by Kevin Kerrigan. (BES) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/23/2020)
07/22/2020	<u>259</u>	***STRICKEN, pursuant to court's endorsed order 333.***MOTION for Joinder to Kevin Kerrigan's Motion to Quash Summons and Object to Jurisdiction by Kerrigan Management, Inc. (BES) Modified text on 8/17/2020 (LNR). (Entered: 07/23/2020)
07/22/2020	<u>260</u>	MOTION for Joinder to David Lipinczyk's Motion to Quash Summons and Object to Jurisdiction by Anna Fuksman, Henry Fuksman. (BES) (Entered: 07/23/2020)
07/22/2020	<u>261</u>	MOTION for Joinder to David Lipinczyk's Motion to Quash Summons and Object to Jurisdiction by Vince Petralis. (BES) (Entered: 07/23/2020)
07/23/2020	<u>262</u>	MOTION for Clerk's Default against Cushawn Charles by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/23/2020)
07/23/2020	<u>263</u>	MOTION for Clerk's Default against Joseph Charles by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/23/2020)
07/24/2020	<u>264</u>	SET ASIDE per 346 order -- ENDORSED ORDER: The parties are directed to meet and confer, in person or by telephone, and by September 30, 2020, file a completed Case Management Report. This document can be found on Judge Covington's page of the Court's website at www.flmd.uscourts.gov. Please be advised that the Court's Case Management Report form is different from those used by other judges. Local Rule 3.05(c)(2)(E), M.D. Fla., explains that most track two cases, like the present case, "will be tried within one year after the filing of the complaint." To accomplish this goal, the Court believes that six to eight months is a sufficient period of time to conduct discovery. If the parties believe that more time than eight months will be needed to complete discovery, the parties should provide the Court with a detailed explanation as to why additional time is needed and a timeline for the discovery that is planned. The Court will then determine whether a Case Management Hearing is necessary before entry of a Case Management and Scheduling Order. Signed by Judge Virginia M. Hernandez Covington on 7/24/2020. (SGM) Modified on 8/18/2020 (BES). (Entered: 07/24/2020)

07/24/2020	<u>265</u>	NOTICE by Burton W. Wiand of Filing Pro Se Answer of Defendant Elmore Runee Harris. (McConnell, Beatriz) (Entered: 07/24/2020)
07/24/2020	<u>266</u>	ANSWER to <u>1</u> Complaint by Elmore Runee Harris.(LNR) (Entered: 07/27/2020)
07/27/2020	<u>267</u>	NOTICE of Appearance by Carlos E. Sardi on behalf of Tami Lacy. (Sardi, Carlos) (Entered: 07/27/2020)
07/27/2020	<u>268</u>	Unopposed MOTION for Extension of Time to File Response to Complaint by Tami Lacy. (Sardi, Carlos) (Entered: 07/27/2020)
07/27/2020	<u>269</u>	RETURN of service executed on 06/30/2020 by Burton W. Wiand as to Louis Cardiello. (McConnell, Beatriz) (Entered: 07/27/2020)
07/27/2020	<u>270</u>	MOTION for Clerk's Default against Michael Rubel by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/27/2020)
07/27/2020	<u>291</u>	ANSWER to <u>1</u> Complaint by Betsy Doolin. (Attachments: # <u>1</u> Mailing Envelope)(LNR) (Entered: 07/29/2020)
07/28/2020	<u>271</u>	MOTION for Clerk's Default against Thomas Daidone by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/28/2020)
07/28/2020	<u>272</u>	MOTION for Clerk's Default against Anne Daidone by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/28/2020)
07/28/2020	<u>273</u>	MOTION for Clerk's Default against Jerry Puccio by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/28/2020)
07/28/2020	<u>274</u>	ENDORSED ORDER granting 268 Defendant Tami Lacy's Unopposed Motion for Enlargement of Time. Defendant Lacy's response to the complaint is due by August 27, 2020. Signed by Judge Virginia M. Hernandez Covington on 7/28/2020. (SGM) (Entered: 07/28/2020)
07/28/2020	<u>275</u>	MOTION for Clerk's Default against Kathryn McClare by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/28/2020)
07/28/2020	<u>276</u>	MOTION for Clerk's Default against James Jackson by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/28/2020)
07/28/2020	<u>277</u>	RETURN of service executed on 07/18/2020 by Burton W. Wiand as to Stefania Wood. (McConnell, Beatriz) (Entered: 07/28/2020)
07/28/2020	<u>278</u>	Clerk's ENTRY OF DEFAULT as to Cushaun Charles. (LNR) (Entered: 07/28/2020)
07/28/2020	<u>279</u>	Clerk's ENTRY OF DEFAULT as to Joseph Charles. (LNR) (Entered: 07/28/2020)
07/28/2020	<u>280</u>	Clerk's ENTRY OF DEFAULT as to Michael Rubel. (LNR) (Entered: 07/28/2020)
07/28/2020	<u>281</u>	MOTION for Clerk's Default against Shawn Marshall by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/28/2020)
07/28/2020	<u>282</u>	MOTION for Clerk's Default against Jay Renner by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 07/28/2020)
07/28/2020	<u>283</u>	Defendant's ANSWER and affirmative defenses to <u>1</u> Complaint with Jury Demand by Bradley Kantor, Carrie Kantor.(Whitlock, Christopher) (Entered: 07/28/2020)
07/29/2020	<u>284</u>	Clerk's ENTRY OF DEFAULT as to Kathryn McClare. (LNR) (Entered: 07/29/2020)
07/29/2020	<u>285</u>	VACATED per 548 Order – Clerk's ENTRY OF DEFAULT as to James Jackson. (LNR) Modified on 10/28/2020 (BES). (Entered: 07/29/2020)

07/29/2020	<u>286</u>	Clerk's ENTRY OF DEFAULT as to Thomas Daidone. (LNR) (Entered: 07/29/2020)
07/29/2020	<u>287</u>	Clerk's ENTRY OF DEFAULT as to Anne Daidone. (LNR) (Entered: 07/29/2020)
07/29/2020	<u>288</u>	VACATED per 545 Order – Clerk's ENTRY OF DEFAULT as to Jerry Puccio. (LNR) Modified on 10/23/2020 (BES). (Entered: 07/29/2020)
07/29/2020	<u>289</u>	Clerk's ENTRY OF DEFAULT as to Shawn Marshall. (LNR) (Entered: 07/29/2020)
07/29/2020	<u>290</u>	Clerk's ENTRY OF DEFAULT as to Jay Renner. (LNR) (Entered: 07/29/2020)
07/30/2020	<u>292</u>	RETURN of service executed on 07/24/2020 by Burton W. Wiand as to Zhuo Xu. (McConnell, Beatriz) (Entered: 07/30/2020)
07/31/2020	<u>293</u>	MOTION for Extension of Time to File Omnibus Response to Motions to Quash Summons and Objections to Jurisdiction and Request for Status Conference (<i>re</i> DOCS 232–243, 258–261 by Burton W. Wiand. (McConnell, Beatriz) (Entered: 07/31/2020)
07/31/2020	<u>294</u>	CERTIFICATE of compliance re <u>293</u> MOTION for Extension of Time to File Omnibus Response to Motions to Quash Summons and Objections to Jurisdiction and Request for Status Conference (<i>re</i> DOCS 232–243, 258–261 by Burton W. Wiand. (Attachments: # <u>1</u> Exhibit Pro Se Defendants' Generic Responses Drafted by Brent Winters)(McConnell, Beatriz) (Entered: 07/31/2020)
08/03/2020	<u>295</u>	ENDORSED ORDER granting <u>293</u> the Receiver's Motion for Extension of Time and Status Conference. The Receiver may file its omnibus response to the various motions to quash summons and object to jurisdiction by August 12, 2020. Furthermore, the Court believes, based on the representations in the Receiver's Motion, that a status conference is in order at this juncture. Accordingly, the Court will hold a status conference via Zoom video conference on Monday, August 17, 2020, at 2:00 pm. The Clerk will send invitations to the status conference by email, and the Receiver is directed to thereafter immediately notify all defendants of the necessary details for accessing the Zoom video conference. If necessary, the pro se defendants may contact either counsel for the Receiver or the courtroom deputy, Tamecika Lee, at Tamecika_lee@flmd.uscourts.gov for information on how to access the status conference. Signed by Judge Virginia M. Hernandez Covington on 8/3/2020. (SGM) (Entered: 08/03/2020)
08/04/2020	<u>296</u>	NOTICE of hearing: Status Conference set for 8/17/2020 at 2:00 PM. This hearing will be conducted via Zoom video conference before Judge Virginia M. Hernandez Covington. The Clerk will be sending an invitation to the meeting via email. If you have any questions please contact courtroom deputy, Tamecika Lee, at Tamecika_Lee@flmd.uscourts.gov. Although the hearing is taking place by video, all parties should dress appropriately for this Court proceeding. Furthermore, the parties are hereby reminded that under Local Rule 4.11(b) the taking of photographs, the operation of recording or transmission devices, and the broadcasting or televising of proceedings in any courtroom or hearing room of this Court, or the environs thereof, either while the Court is in session or at recesses between sessions when Court officials, lawyers, jurors, witnesses or other persons connected with judicial proceedings of any kind are present, are prohibited.(TWL) (Entered: 08/04/2020)
08/04/2020	<u>297</u>	WAIVER of service returned executed on 08/04/2020 by Burton W. Wiand as to Elizabeth McMahon. (Gangi, Alicia) (Entered: 08/04/2020)
08/04/2020	<u>298</u>	MOTION for Clerk's Default against Ron Clark by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/04/2020)
08/04/2020	<u>299</u>	MOTION for Clerk's Default against Kim Clark by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/04/2020)
08/04/2020	<u>300</u>	MOTION for Clerk's Default against Impulse Ventures, Inc. by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/04/2020)
08/04/2020	<u>301</u>	MOTION for Clerk's Default against Joseph LeVecchia by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/04/2020)

08/04/2020	<u>302</u>	MOTION for Clerk's Default against Lynne LeVecchia by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/04/2020)
08/05/2020	<u>303</u>	Clerk's ENTRY OF DEFAULT as to Ron Clark. (LNR) (Entered: 08/05/2020)
08/05/2020	<u>304</u>	Clerk's ENTRY OF DEFAULT as to Kim Clark. (LNR) (Entered: 08/05/2020)
08/05/2020	<u>305</u>	Clerk's ENTRY OF DEFAULT as to Impulse Ventures, Inc. (LNR) (Entered: 08/05/2020)
08/05/2020	<u>306</u>	Clerk's ENTRY OF DEFAULT as to Joseph LeVecchia. (LNR) (Entered: 08/05/2020)
08/05/2020	<u>307</u>	Clerk's ENTRY OF DEFAULT as to Lynne LeVecchia. (LNR) (Entered: 08/05/2020)
08/05/2020	<u>308</u>	MOTION for Clerk's Default against Wayne Lynch by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/05/2020)
08/05/2020	<u>309</u>	NOTICE of pendency of related cases per Local Rule 1.04(d) by Joseph Martini, Joseph Martini, Jr. Related case(s): Yes (Schrils, Frederick) (Entered: 08/05/2020)
08/06/2020	<u>310</u>	MOTION for Clerk's Default against Matthew Leach by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/06/2020)
08/07/2020	<u>311</u>	Clerk's ENTRY OF DEFAULT as to Wayne Lynch. (LNR) (Entered: 08/07/2020)
08/07/2020	<u>312</u>	Clerk's ENTRY OF DEFAULT as to Matthew Leach. (LNR) (Entered: 08/07/2020)
08/11/2020	<u>313</u>	MOTION for Default Judgment against John Bacon by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/11/2020)
08/11/2020	<u>314</u>	MOTION for Default Judgment against Sherry Barry by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/11/2020)
08/11/2020	<u>315</u>	MOTION for Default Judgment against Cushawn Charles, Joseph Charles by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/11/2020)
08/11/2020	<u>316</u>	MOTION for Default Judgment against Ron Clark, Kim Clark by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/11/2020)
08/11/2020	<u>317</u>	MOTION for Default Judgment against Gregory Corcoran by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/11/2020)
08/11/2020	<u>318</u>	MOTION for Default Judgment against Anne Daidone, Thomas Daidone by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/11/2020)
08/11/2020	<u>319</u>	MOTION for Default Judgment against Mariana Duenas by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/11/2020)
08/11/2020	<u>320</u>	MOTION for Default Judgment against Rocco Garbellano by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/11/2020)
08/11/2020	<u>321</u>	MOTION for Default Judgment against Charles Huckabee by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/11/2020)
08/11/2020	<u>322</u>	MOTION for Default Judgment against Impulse Ventures, Inc. by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/11/2020)
08/11/2020	<u>323</u>	MOTION for Default Judgment against Wayne Lynch by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/11/2020)
08/11/2020	<u>324</u>	CERTIFICATE of service by Burton W. Wiand re <u>313</u> MOTION for Default Judgment against John Bacon. (McConnell, Beatriz) Modified text on 8/12/2020 (LNR). (Entered: 08/11/2020)
08/12/2020	325	ENDORSED ORDER referring the Receiver's Motions for Default Judgment (Doc. ## 313-323) to the Honorable Thomas G. Wilson, United States Magistrate Judge, for the issuance of a report and recommendation, including any hearings, motions, and deadlines related thereto. Signed by Judge Virginia M. Hernandez

		Covington on 8/12/2020. (SGM) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/12/2020)
08/12/2020	<u>326</u>	RESPONSE in Opposition re <u>241</u> MOTION to Quash Summons and Object to Jurisdiction, <u>234</u> MOTION to Quash Summons and Object to Jurisdiction, <u>259</u> MOTION for Joinder, <u>238</u> MOTION to Quash Summons and Object to Jurisdiction, <u>240</u> MOTION for Joinder, <u>232</u> MOTION to Quash Summons and Object to Jurisdiction, <u>235</u> MOTION for Joinder, <u>260</u> MOTION for Joinder, <u>242</u> MOTION to Quash Summons and Object to Jurisdiction, <u>258</u> MOTION to Quash Summons and Object to Jurisdiction, <u>236</u> MOTION to Quash Summons and Object to Jurisdiction, <u>233</u> MOTION to Quash Summons and Object to Jurisdiction, <u>261</u> MOTION for Joinder, <u>239</u> MOTION to Quash Summons and Object to Jurisdiction, <u>243</u> MOTION for Joinder, <u>237</u> MOTION for Joinder filed by Burton W. Wiand. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit, # <u>7</u> Exhibit, # <u>8</u> Exhibit, # <u>9</u> Exhibit, # <u>10</u> Exhibit)(McConnell, Beatriz) (Entered: 08/12/2020)
08/13/2020	<u>327</u>	MOTION for Clerk's Default against Carmine Vona by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/13/2020)
08/13/2020	<u>328</u>	MOTION for Clerk's Default against Stefania Wood by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/13/2020)
08/13/2020	<u>329</u>	RETURN of service executed on 08/03/2020 by Burton W. Wiand as to Crichlow Computer Concepts. (McConnell, Beatriz) (Entered: 08/13/2020)
08/13/2020	<u>330</u>	RETURN of service executed on 08/03/2020 by Burton W. Wiand as to Commonwealth Network Marketing Corp. (McConnell, Beatriz) (Entered: 08/13/2020)
08/13/2020	<u>331</u>	MOTION for Clerk's Default against Mary Charuk by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/13/2020)
08/14/2020	<u>332</u>	RETURN of service executed on 07/31/2020 by Burton W. Wiand as to Kayla Crowley. (McConnell, Beatriz) (Entered: 08/14/2020)
08/14/2020	<u>333</u>	ENDORSED ORDER: It has come to the Court's attention that Defendants Black Dragon Capital, LLC, Time Hunte d/b/a KATT Distribution, Kerrigan Management, Inc., and Life's Elements, Inc. have all filed motions in this matter pro se. (Doc. ## 232, 233, 243, 259). This violates Local Rule 2.03(e), which provides that "[a] corporation may appear and be heard only through counsel admitted to practice in the Court pursuant to Rule 2.01 or Rule 2.02." Accordingly, the Court hereby STRIKES the filings submitted by those corporate Defendants, Doc. ## 232, 233, 243, 259. If the parties wish to appear before this Court, they must do so through counsel admitted to practice in this Court, as required by the Local Rules. While the time for these Defendants to file an answer has already lapsed, in an abundance of fairness, the Court will allow them an additional 30 days from today in which to retain counsel and respond to the complaint or pursue other remedies as appropriate. If these Defendants do not file a responsive pleading within 30 days, the Receiver will be free to seek entry of default and default judgment against them, as appropriate. Signed by Judge Virginia M. Hernandez Covington on 8/14/2020. (SGM) (Entered: 08/14/2020)
08/14/2020	<u>334</u>	RETURN of service executed on 07/30/2020 by Burton W. Wiand as to Ann Barton. (McConnell, Beatriz) (Entered: 08/14/2020)
08/14/2020	<u>335</u>	MOTION to Quash Summons and Object to Jurisdiction by Ann Barton. (Attachments: # <u>1</u> Mailing Envelope)(CRH) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/14/2020)
08/14/2020	<u>336</u>	LIMITED RESPONSE to Motion re <u>293</u> MOTION for Extension of Time to File Omnibus Response to Motions to Quash Summons and Objections to Jurisdiction and Request for Status Conference (re DOCS 232-243, 258-261 filed by Alan Johnston. by Alan Johnston. (Attachments: # <u>1</u> Mailing Envelope)(CRH) Modified text on 8/14/2020 (AG). (Entered: 08/14/2020)
08/14/2020	<u>337</u>	Clerk's ENTRY OF DEFAULT as to Carmine Vona. (LNR) (Entered: 08/14/2020)

08/14/2020	<u>338</u>	Clerk's ENTRY OF DEFAULT as to Stefania Wood. (LNR) (Entered: 08/14/2020)
08/14/2020	<u>339</u>	Clerk's ENTRY OF DEFAULT as to Mary Charuk. (LNR) (Entered: 08/14/2020)
08/14/2020	<u>340</u>	MOTION for Miscellaneous Relief, specifically to Join Chad Hick's Response to Reciever's Motion for Extension of Time to File Omnibus Response to Motions to Quash Summons and Object to Jurisdiction (Docs 232-243,258-261) and Request for Status Conference (293) by Vince Petralis. (Attachments: # <u>1</u> Mailing Envelope)(MCB) (Entered: 08/17/2020)
08/17/2020	<u>341</u>	NOTICE of supplemental authority re <u>294</u> Certificate of compliance (<i>Receiver's Motion for Extension of Time and Request for Status Conference Doc 293</i>) by Burton W. Wiand. (Attachments: # <u>1</u> Exhibit Ex. 1 – Supplement – Soliciting Checks and Paperwork, # <u>2</u> Exhibit Ex. 2 – Supplement – Directing forward email and recorded call, # <u>3</u> Exhibit Ex. 3 – Soundbyte)(McConnell, Beatriz) (Entered: 08/17/2020)
08/17/2020	<u>342</u>	MOTION for Clerk's Default against Zhuo Xu by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/17/2020)
08/17/2020	<u>343</u>	MOTION for Clerk's Default against Ford Sumner by Burton W. Wiand. (McConnell, Beatriz) Motions referred to Magistrate Judge Thomas G. Wilson. Modified on 8/18/2020 (BES). (Entered: 08/17/2020)
08/17/2020	344	ORAL ORDER denying <u>234</u> Motion to Quash; denying <u>235</u> Motion for Joinder; denying <u>236</u> Motion to Quash; denying <u>237</u> Motion for Joinder; denying <u>238</u> Motion to Quash; denying <u>239</u> Motion to Quash; denying <u>240</u> Motion for Joinder; denying <u>241</u> Motion to Quash; denying <u>242</u> Motion to Quash; denying <u>258</u> Motion to Quash; denying <u>260</u> Motion for Joinder; denying <u>261</u> Motion for Joinder; denying <u>335</u> Motion to Quash; denying <u>340</u> Motion. For the reasons explained at the August 17, 2020, status conference and as set forth in the Receiver's omnibus response, the Court finds that the Receiver has complied with the requirements of 28 U.S.C. § 754 and 28 U.S.C. § 1692. Therefore, this Court has personal jurisdiction over the Defendants and the Receiver properly effected service of process on those Defendants. See <i>Newman v. William L. Gunlicks Irrevocable Tr.</i>, 897 F. Supp. 2d 1270, 1274 (M.D. Fla. 2012) (explaining two-step process for obtaining personal jurisdiction in similar cases and stating that although Section 754 and 1692 "speak solely to jurisdiction over property... the interplay between [Federal Rule of Civil Procedure] 4(k) and [Sections 754 and 1692] provides in personam jurisdiction"); see also <i>S.E.C. v. Nadel</i>, No. 8:09-CV-87-T-26TBM, 2013 WL 2291871, at *1 n.14 (M.D. Fla. May 24, 2013) ("When obtaining personal jurisdiction is required, 28 U.S.C. § 1692 in conjunction with § 754 and Federal Rule of Civil Procedure 4(k)(1)(C) provide the means of effectuating service nationwide."). Accordingly, the Defendants who filed those motions – Chris and Shelley Arduini, Ann Barton, Patrick Flander, Henry and Anna Fuksman, Chad Hicks, Richard and Courtney Hubbard, Alan Johnston, Kevin Kerrigan, David Lipinczyk, Frank Nagel, Vince Petralis, and Vince Petralis, Jr. – are directed to file an answer to the complaint by September 16, 2020, or they will be subject to entry of default. Signed by Judge Virginia M. Hernandez Covington on 8/17/2020. (SGM) (Entered: 08/17/2020)
08/17/2020	345	ORAL ORDER: Pursuant to the Receiver's representations to the Court at the August 17, 2020, status conference and in its Motion for Extension of Time and Status Conference (Doc. # <u>293</u>), the Court wishes to make the following facts plain to all parties. If no lawyer that is properly admitted to practice before this Court pursuant to the Court's rules makes a formal appearance on behalf of a party, the Court will consider that party to be representing themselves, or, in other words, proceeding pro se. Even pro se parties are expected to abide by the Federal Rules of Civil Procedure, this Court's Local Rules, and all other applicable rules and regulations. This includes a duty to confer when necessary with the opposing party. To facilitate such communications, the Court directs all parties proceeding pro se to contact counsel for the Receiver and provide a mailing address, email address, and telephone number at which they can be reached. The Court will also enter by separate order an order informing the pro se parties of their rights and obligations and the Clerk is directed to forward, on an ongoing basis, a copy of this Order to all pro se parties as they appear in this action. Signed by Judge Virginia M. Hernandez Covington on 8/17/2020. (SGM) (Entered: 08/17/2020)

08/17/2020	<u>346</u>	ENDORSED ORDER: Upon consideration, the Clerk is directed to schedule a case management hearing in this matter via Zoom video conference for the first week of October 2020. All parties who wish to be heard on the setting of trial and pretrial deadlines in this matter must appear. In light of this hearing, the Court hereby sets aside its July 24, 2020 Order requiring the parties to file a case management report (Doc. # 264). Signed by Judge Virginia M. Hernandez Covington on 8/17/2020. (SGM) (Entered: 08/17/2020)
08/17/2020	<u>351</u>	Minute Entry. Proceedings held before Judge Virginia M. Hernandez Covington: STATUS CONFERENCE held on 8/17/2020. Court Reporter: Scott N. Gamertsfelder (TWL) (Entered: 08/18/2020)
08/17/2020	<u>355</u>	LIMITED RESPONSE re <u>293</u> MOTION for Extension of Time to File Omnibus Response to Motions to Quash Summons and Objections to Jurisdiction and Request for Status Conference (<i>re</i> DOCS 232-243, 258-261 filed by Chad Hicks. (Attachments: # <u>1</u> Mailing Envelope)(AG) (Entered: 08/18/2020)
08/17/2020	<u>356</u>	JOINDER in Alan Johnston's RESPONSE re <u>293</u> MOTION for Extension of Time to File Omnibus Response to Motions to Quash Summons and Objections to Jurisdiction and Request for Status Conference (<i>re</i> DOCS 232-243, 258-261 filed by Anna Fuksman, Henry Fuksman. (Attachments: # <u>1</u> Mailing Envelope)(AG) Modified on 8/18/2020 (AG). (Entered: 08/18/2020)
08/17/2020	<u>357</u>	JOINDER to Chad Hick's RESPONSE re <u>293</u> MOTION for Extension of Time to File Omnibus Response to Motions to Quash Summons and Objections to Jurisdiction and Request for Status Conference (<i>re</i> DOCS 232-243, 258-261 filed by Kevin Kerrigan. (Attachments: # <u>1</u> Mailing Envelope)(AG) (Entered: 08/18/2020)
08/17/2020	<u>358</u>	JOINDER in Alan Johnston's RESPONSE re <u>293</u> MOTION for Extension of Time to File Omnibus Response to Motions to Quash Summons and Objections to Jurisdiction and Request for Status Conference (<i>re</i> DOCS 232-243, 258-261 filed by Chris Arduini, Shelley Arduini. (Attachments: # <u>1</u> Mailing Envelope)(AG) (Entered: 08/18/2020)
08/18/2020	<u>347</u>	NOTICE of voluntary dismissal of Counts I and II as to Defendants Steven Barrie and Margaret Barrie by Burton W. Wiand (McConnell, Beatriz) (Entered: 08/18/2020)
08/18/2020	<u>348</u>	NOTICE – <i>Regarding Settlement and Service Related to Remaining Defendants</i> by Burton W. Wiand (McConnell, Beatriz) (Entered: 08/18/2020)
08/18/2020	<u>349</u>	RETURN of service executed on 08/15/2020 by Burton W. Wiand as to Luda Piotr. (McConnell, Beatriz) (Entered: 08/18/2020)
08/18/2020	<u>350</u>	RETURN of service executed on 08/11/2020 by Burton W. Wiand as to Michael DeYoung. (McConnell, Beatriz) (Entered: 08/18/2020)
08/18/2020	<u>352</u>	NOTICE of hearing: Case Management hearing set for 10/7/2020 at 11:15 AM. This hearing will be conducted via Zoom video conference before Judge Virginia M. Hernandez Covington. The Clerk will be sending an invitation to the meeting via email. If you have any questions please contact courtroom deputy, Tamecika Lee, at Tamecika_Lee@flmd.uscourts.gov. Although the hearing is taking place by video, all parties should dress appropriately for this Court proceeding. Furthermore, the parties are hereby reminded that under Local Rule 4.11(b) the taking of photographs, the operation of recording or transmission devices, and the broadcasting or televising of proceedings in any courtroom or hearing room of this Court, or the environs thereof, either while the Court is in session or at recesses between sessions when Court officials, lawyers, jurors, witnesses or other persons connected with judicial proceedings of any kind are present, are prohibited. (TWL) (Entered: 08/18/2020)
08/18/2020	<u>353</u>	Clerk's ENTRY OF DEFAULT as to Zhuo Xu (BES) (Entered: 08/18/2020)
08/18/2020	<u>354</u>	Clerk's ENTRY OF DEFAULT as to Ford Sumner (BES) (Entered: 08/18/2020)
08/18/2020	<u>359</u>	AMENDED ORDER: The Court's order of August 17, 2020 (Doc. # 344) is amended as follows. The Motions for Joinder (Doc. ## <u>235</u>, <u>237</u>, <u>240</u>, <u>260</u>, <u>261</u>, <u>340</u>), seeking to join into the substantive motions to quash summons and object to jurisdiction are GRANTED. Defendants may join into the substantive motions. However, the motions to quash themselves (Doc. ## <u>234</u>, <u>236</u>, <u>238</u>, <u>239</u>, <u>241</u>, <u>242</u>,

		258, 335) are DENIED for the reasons stated on the record. Signed by Judge Virginia M. Hernandez Covington on 8/18/2020. (SGM) (Entered: 08/18/2020)
08/18/2020	<u>360</u>	ORDER: All pro se parties shall review and comply with the provisions of this Order, as well as the Federal Rules of Civil Procedure, the Local Rules of the Middle District of Florida, and any applicable statutes and regulations. Signed by Judge Virginia M. Hernandez Covington on 8/18/2020. (SGM) (Entered: 08/18/2020)
08/18/2020	361	ENDORSED ORDER: Pursuant to Federal Rule of Civil Procedure 41(a) and the Receiver's Notice of Voluntary Dismissal (Doc. # 347) this case is hereby dismissed as to Defendants Steven Barrie and Margaret Barrie. This case will proceed as to all other Defendants. Signed by Judge Virginia M. Hernandez Covington on 8/18/2020. (SGM) (Entered: 08/18/2020)
08/18/2020	<u>362</u>	JOINDER in Chad Hick's RESPONSE re <u>293</u> MOTION for Extension of Time to File Omnibus Response to Motions to Quash Summons and Objections to Jurisdiction and Request for Status Conference (<i>re</i> DOCS 232–243, 258–261 filed by David Paul Lipinczyk. (Attachments: # <u>1</u> Mailing Envelope)(AG) (Entered: 08/19/2020)
08/19/2020	<u>363</u>	NOTICE of voluntary dismissal of Counts I and II as to Defendants Margaret Sims and Benedetto Dalia by Burton W. Wiand (McConnell, Beatriz) (Entered: 08/19/2020)
08/19/2020	<u>364</u>	MOTION for Default Judgment against James Jackson by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/19/2020)
08/19/2020	<u>365</u>	MOTION for Default Judgment against Shawn Marshall by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/19/2020)
08/19/2020	<u>366</u>	MOTION for Default Judgment against Kathryn McClare by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/19/2020)
08/19/2020	<u>367</u>	MOTION for Default Judgment against Jean Monahan, Stephen Monahan by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/19/2020)
08/19/2020	<u>370</u>	JOINDER in Chad Hick's RESPONSE re <u>293</u> MOTION for Extension of Time to File Omnibus Response to Motions to Quash Summons and Objections to Jurisdiction and Request for Status Conference (<i>re</i> DOCS 232–243, 258–261 filed by Frank Nagel. (Attachments: # <u>1</u> Mailing Envelope)(CRH) (Entered: 08/20/2020)
08/19/2020	<u>381</u>	MOTION to Quash service by Kayla Crowley. (Attachments: # <u>1</u> Mailing Envelope)(AG) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/20/2020)
08/20/2020	368	ENDORSED ORDER referring the Receiver's Motions for Default Judgment (Doc. ## 364–367) to the Honorable Thomas G. Wilson, United States Magistrate Judge, for the issuance of a report and recommendation, including any hearings, motions, and deadlines related thereto. Signed by Judge Virginia M. Hernandez Covington on 8/20/2020. (SGM) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/20/2020)
08/20/2020	369	ENDORSED ORDER: Pursuant to Federal Rule of Civil Procedure 41(a) and the Receiver's Notice of Voluntary Dismissal (Doc. # <u>363</u>) this case is hereby dismissed as to Defendants Margaret Sims and Benedetto Dalia. This case will proceed as to all other Defendants. Signed by Judge Virginia M. Hernandez Covington on 8/20/2020. (SGM) (Entered: 08/20/2020)
08/20/2020	<u>371</u>	MOTION for Default Judgment against Jerry Puccio by Burton W. Wiand. (Waechter, John) (Entered: 08/20/2020)
08/20/2020	<u>372</u>	MOTION for Default Judgment against Michael Rubel by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/20/2020)
08/20/2020	<u>373</u>	MOTION for Default Judgment against Jay Renner by Burton W. Wiand. (Waechter, John) (Entered: 08/20/2020)
08/20/2020	<u>374</u>	MOTION for Default Judgment against Joseph LeVecchia, Lynne LeVecchia by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/20/2020)

08/20/2020	<u>375</u>	MOTION for Default Judgment against Matthew Leach by Burton W. Wiand. (McConnell, Beatriz) (Entered: 08/20/2020)
08/20/2020	<u>376</u>	MOTION for Default Judgment against Mary Charuk by Burton W. Wiand. (Waechter, John) (Entered: 08/20/2020)
08/20/2020	<u>377</u>	MOTION for Default Judgment against Ford Sumner by Burton W. Wiand. (Waechter, John) (Entered: 08/20/2020)
08/20/2020	<u>378</u>	MOTION for Default Judgment against Carmine Vona by Burton W. Wiand. (Waechter, John) (Entered: 08/20/2020)
08/20/2020	<u>379</u>	MOTION for Default Judgment against Stefania Wood by Burton W. Wiand. (Waechter, John) (Entered: 08/20/2020)
08/20/2020	<u>380</u>	MOTION for Default Judgment against Zhuo Xu by Burton W. Wiand. (Waechter, John) (Entered: 08/20/2020)
08/21/2020	<u>382</u>	ENDORSED ORDER referring the Receiver's Motions for Default Judgment (Doc. ## 371–380) to the Honorable Thomas G. Wilson, United States Magistrate Judge, for the issuance of a report and recommendation, including any hearings, motions, and deadlines related thereto. Signed by Judge Virginia M. Hernandez Covington on 8/21/2020. (SGM) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 08/21/2020)
08/24/2020	<u>383</u>	ORDER denying without prejudice <u>371</u> Motion for Default Judgment; denying without prejudice <u>372</u> Motion for Default Judgment; denying without prejudice <u>373</u> Motion for Default Judgment; denying without prejudice <u>374</u> Motion for Default Judgment; denying without prejudice <u>375</u> Motion for Default Judgment; denying without prejudice <u>376</u> Motion for Default Judgment; denying without prejudice <u>377</u> Motion for Default Judgment; denying without prejudice <u>378</u> Motion for Default Judgment; denying without prejudice <u>379</u> Motion for Default Judgment; denying without prejudice <u>380</u> Motion for Default Judgment; denying without prejudice <u>313</u> Motion for Default Judgment; denying without prejudice <u>314</u> Motion for Default Judgment; denying without prejudice <u>315</u> Motion for Default Judgment; denying without prejudice <u>316</u> Motion for Default Judgment; denying without prejudice <u>317</u> Motion for Default Judgment; denying without prejudice <u>318</u> Motion for Default Judgment; denying without prejudice <u>319</u> Motion for Default Judgment; denying without prejudice <u>320</u> Motion for Default Judgment; denying without prejudice <u>321</u> Motion for Default Judgment; denying without prejudice <u>322</u> Motion for Default Judgment; denying without prejudice <u>323</u> Motion for Default Judgment; denying without prejudice <u>364</u> Motion for Default Judgment; denying without prejudice <u>365</u> Motion for Default Judgment; denying without prejudice <u>366</u> Motion for Default Judgment; denying without prejudice <u>367</u> Motion for Default Judgment. Signed by Magistrate Judge Thomas G. Wilson on 8/24/2020. (DMS) (Entered: 08/25/2020)
08/24/2020	<u>384</u>	MOTION to Set Aside Default Judgment by Gregory Corcoran. (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit, # <u>3</u> Mailing Envelope)(LNR) (Entered: 08/25/2020)
08/24/2020	<u>385</u>	DECLARATION of Gregory Corcoran re <u>384</u> MOTION to Set Aside Default Judgment by Gregory Corcoran. (LNR) (Entered: 08/25/2020)
08/24/2020	<u>386</u>	ANSWER and affirmative defenses to <u>1</u> Complaint with Jury Demand by Gregory Corcoran. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Mailing Envelope)(LNR) (Entered: 08/25/2020)
08/24/2020	<u>387</u>	RESPONSE to Motion re <u>293</u> MOTION for Extension of Time to File Omnibus Response to Motions to Quash Summons and Objections to Jurisdiction and Request for Status Conference (<i>re</i> DOCS 232–243, 258–261 filed by Vince Petralis, Jr. (Attachments: # <u>1</u> Mailing Envelope)(TDC) (Entered: 08/25/2020)
08/24/2020	<u>388</u>	SUPPLEMENT in support of <u>241</u> MOTION to Quash Summons and Object to Jurisdiction filed by Alan Johnston. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Mailing Envelope)(TDC) (Entered: 08/25/2020)

08/25/2020	<u>389</u>	MOTION for Joinder to Chad Hick's Response to Receiver's Motion by Richard Hubbard. (Attachments: # <u>1</u> Mailing Envelope)(JLD) (Entered: 08/26/2020)
08/25/2020	<u>390</u>	MOTION for Joinder to Chad Hick's Response to Receiver's Motion by Courtney Hubbard. (Attachments: # <u>1</u> Mailing Envelope)(JLD) (Entered: 08/26/2020)
08/26/2020	<u>391</u>	Second MOTION for Extension of Time to File Executed Summons/Extend Time for Service by Burton W. Wiand. (Gangi, Alicia) (Entered: 08/26/2020)
08/27/2020	<u>392</u>	ENDORSED ORDER granting <u>384</u> Defendant Gregory Corcoran's Motion to Set Aside Default. No default judgment has been entered against Mr. Corcoran. Further, pursuant to Federal Rule of Civil Procedure 55(c), and for good cause shown, the Court hereby sets aside the Clerk's entry of default as to Mr. Corcoran (Doc. # <u>228</u>) and accepts his answer as though timely filed. Signed by Judge Virginia M. Hernandez Covington on 8/27/2020. (SGM) (Entered: 08/27/2020)
08/27/2020	<u>393</u>	ENDORSED ORDER: The Motions for Joinder filed by Defendants Richard and Courtney Hubbard (Doc. # <u>389</u>, <u>390</u>) are granted to the extent that these Defendants may join into the response filed by Defendant Chad Hicks. However, the Court reminds Defendants that the motions to quash summons and object to jurisdiction were denied for the reasons stated on the record at the August 17, 2020, hearing. See (Doc. ## <u>344</u>, <u>351</u>). Signed by Judge Virginia M. Hernandez Covington on 8/27/2020. (SGM) (Entered: 08/27/2020)
08/27/2020	<u>394</u>	ENDORSED ORDER granting in part and denying in part <u>391</u> Receiver's Second Motion to Extend Time to Effect Service. Based on the representations in the Receiver's Motion, in consideration of the Receiver's diligence in serving most of the Defendants in this matter, and for good cause shown, the Court will extend the time for service on the remaining, unserved Defendants by 30 days. Signed by Judge Virginia M. Hernandez Covington on 8/27/2020. (SGM) (Entered: 08/27/2020)
08/31/2020	<u>395</u>	NOTICE To Keep the Court Informed – with Bar Complaint Regarding Brent Winters' Unlicensed Practice of Law by Burton W. Wiand re <u>345</u> Order (Attachments: # <u>1</u> Exhibit Bar Complaint Against Brent Winters)(McConnell, Beatriz) (Entered: 08/31/2020)
08/31/2020	<u>396</u>	NOTICE of Joinder to Alan Jonhston's Supplemental Evidence in support of Motion to Quash Summons by Vince Petralis, Jr. re <u>388</u> Supplement (BES) (Entered: 09/01/2020)
08/31/2020	<u>397</u>	NOTICE of Joinder to Alan Jonhston's Supplemental Evidence in support of Motion to Quash Summons by David Paul Lipinczyk re <u>388</u> Supplement (BES) (Entered: 09/01/2020)
08/31/2020	<u>398</u>	NOTICE of Joinder to Alan Jonhston's Supplemental Evidence in support of Motion to Quash Summons by Courtney Hubbard, Richard Hubbard re <u>388</u> Supplement (BES) (Entered: 09/01/2020)
08/31/2020	<u>399</u>	NOTICE of Joinder to Alan Jonhston's Supplemental Evidence in support of Motion to Quash Summons by Chris Arduini, Shelley Arduini re <u>388</u> Supplement (BES) (Entered: 09/01/2020)
09/01/2020	<u>400</u>	NOTICE of pendency of related cases re <u>7</u> Related case order and track 2 notice per Local Rule 1.04(d) by Elizabeth McMahon. Related case(s): No (Fendrick, William) (Entered: 09/01/2020)
09/01/2020	<u>401</u>	NOTICE of Joinder to Alan Jonhston's Supplemental Evidence in support of Motion to Quash Summons by Frank Nagel re <u>388</u> Supplement (BES) (Entered: 09/02/2020)
09/01/2020	<u>402</u>	NOTICE of Joinder to Alan Jonhston's Supplemental Evidence in support of Motion to Quash Summons by Vince Petralis re <u>388</u> Supplement (BES) (Entered: 09/02/2020)
09/02/2020	<u>403</u>	RESPONSE in Opposition re <u>381</u> MOTION to Quash service <i>regarding Kayla Crowley – and Request for Substitute Service of Process</i> filed by Burton W. Wiand. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Gangi, Alicia) (Entered: 09/02/2020)

09/02/2020	<u>404</u>	NOTICE of Joinder to Alan Jonhston's Supplemental Evidence in support of Motion to Quash Summons by Kevin Kerrigan re <u>388</u> Supplement (BES) (Entered: 09/03/2020)
09/03/2020	<u>405</u>	MOTION for Clerk's Default against Crichlow Computer Concepts by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/03/2020)
09/03/2020	<u>406</u>	MOTION for Clerk's Default against Commonwealth Network Marketing Corp by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/03/2020)
09/03/2020	<u>407</u>	MOTION for Clerk's Default against Michael DeYoung by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/03/2020)
09/03/2020	<u>408</u>	Clerk's ENTRY OF DEFAULT as to Crichlow Computer Concepts (BES) (Entered: 09/03/2020)
09/03/2020	<u>409</u>	Clerk's ENTRY OF DEFAULT as to Commonwealth Network Marketing Corp (BES) (Entered: 09/03/2020)
09/03/2020	<u>410</u>	Clerk's ENTRY OF DEFAULT as to Michael DeYoung (BES) (Entered: 09/03/2020)
09/03/2020	<u>411</u>	NOTICE of Joinder to Alan Jonhston's Supplemental Evidence in support of Motion to Quash Summons by Chad Hicks re <u>388</u> Supplement (BES) (Entered: 09/04/2020)
09/08/2020	<u>412</u>	ANSWER and affirmative defenses to <u>1</u> Complaint with Jury Demand by Joseph Martini.(Schrils, Frederick) (Entered: 09/08/2020)
09/08/2020	<u>413</u>	ANSWER and affirmative defenses to <u>1</u> Complaint with Jury Demand by Joseph Martini, Jr..(Schrils, Frederick) (Entered: 09/08/2020)
09/11/2020	<u>414</u>	TRANSCRIPT of Status Conference held on August 17, 2020 before Judge Virginia M. Hernandez Covington. Court Reporter/Transcriber Scott N. Gamertsfelder, Telephone number 813.301.5898. Transcript may be viewed at the court public terminal or purchased through the Court Reporter/Transcriber before the deadline for Release of Transcript Restriction. After that date it may be obtained through PACER or purchased through the Court Reporter. Redaction Request due 10/2/2020, Redacted Transcript Deadline set for 10/13/2020, Release of Transcript Restriction set for 12/10/2020. (SNG) (Entered: 09/11/2020)
09/11/2020	<u>415</u>	NOTICE to counsel of filing of OFFICIAL TRANSCRIPT. The parties have seven (7) calendar days to file with the court a Notice of Intent to Request Redaction of this transcript. If no such Notice is filed, the transcript may be made remotely electronically available to the public without redaction after 90 calendar days. Any party needing a copy of the transcript to review for redaction purposes may purchase a copy from the court reporter or view the document at the clerk's office public terminal. Court Reporter: Scott N. Gamertsfelder. scottgrmr@aol.com (SNG) (Entered: 09/11/2020)
09/11/2020	<u>416</u>	MOTION to Dismiss Complaint by Alan Johnston. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Mailing Envelope)(JLD) (Entered: 09/14/2020)
09/14/2020	<u>417</u>	RETURN of service executed on 09/05/2020 by Burton W. Wiand as to Todd Berry. (Waechter, John) (Entered: 09/14/2020)
09/14/2020	<u>418</u>	ORDER in re <u>381</u> Construed MOTION to Quash service authorizing the Receiver to effect substitute service on defendant Kayla Crowley pursuant to Penn. R. Civ. P. Rule 430, provided that the mail is not returned as undeliverable. The Receiver has 14 days to file a supplemental memorandum if he seeks an Order approving service of process pursuant to RSA 501:8. Signed by Magistrate Judge Thomas G. Wilson on 9/11/2020. (DMS) (Entered: 09/14/2020)
09/15/2020	<u>419</u>	NOTICE of voluntary dismissal of Counts I and II as to Defendant Tami Lacy by Burton W. Wiand (McConnell, Beatriz) Modified on 9/15/2020 (BES). (Entered: 09/15/2020)
09/16/2020	<u>420</u>	ENDORSED ORDER: Pursuant to Federal Rule of Civil Procedure 41(a) and the Receiver's Notice of Voluntary Dismissal (Doc. # <u>419</u>), this case is hereby

		dismissed as to Defendant Tami Lacy. This case will proceed as to all other Defendants. Signed by Judge Virginia M. Hernandez Covington on 9/16/2020. (LEA) (Entered: 09/16/2020)
09/16/2020	<u>421</u>	PROOF of service by Burton W. Wiand (McConnell, Beatriz) (Entered: 09/16/2020)
09/17/2020	<u>422</u>	MOTION for Clerk's Default against Ann Barton by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/17/2020)
09/17/2020	<u>423</u>	MOTION for Clerk's Default against Patrick Flander by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/17/2020)
09/17/2020	<u>424</u>	MOTION for Clerk's Default against Black Dragon Capital, LLC by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/17/2020)
09/17/2020	<u>425</u>	MOTION for Clerk's Default against Tim Hunte DBA KATT Distribution by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/17/2020)
09/17/2020	<u>426</u>	MOTION for Clerk's Default against Kerrigan Management, Inc. by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/17/2020)
09/17/2020	<u>427</u>	MOTION for Clerk's Default against Life's Elements, Inc. by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/17/2020)
09/17/2020	<u>428</u>	MOTION for Clerk's Default against Luda Piotr by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/17/2020)
09/17/2020	<u>429</u>	ORDER denying as moot <u>381</u> defendant Kayla Crowley's Construed Motion to Quash Service. Signed by Magistrate Judge Thomas G. Wilson on 9/17/2020. (DMS) (Entered: 09/17/2020)
09/18/2020	<u>430</u>	Clerk's ENTRY OF DEFAULT as to Ann Barton (BES) (Entered: 09/18/2020)
09/18/2020	<u>431</u>	Clerk's ENTRY OF DEFAULT as to Patrick Flander (BES) (Entered: 09/18/2020)
09/18/2020	<u>432</u>	Clerk's ENTRY OF DEFAULT as to Black Dragon Capital, LLC (BES) (Entered: 09/18/2020)
09/18/2020	<u>433</u>	VACATED per 550 Order – Clerk's ENTRY OF DEFAULT as to Tim Hunte DBA KATT Distribution (BES) Modified on 10/28/2020 (BES). (Entered: 09/18/2020)
09/18/2020	<u>434</u>	Clerk's ENTRY OF DEFAULT as to Kerrigan Management, Inc. (BES) (Entered: 09/18/2020)
09/18/2020	<u>435</u>	Clerk's ENTRY OF DEFAULT as to Life's Elements, Inc. (BES) (Entered: 09/18/2020)
09/18/2020	<u>436</u>	Clerk's ENTRY OF DEFAULT as to Piotr Luda (BES) (Entered: 09/18/2020)
09/18/2020	<u>437</u>	RETURN of service executed on 08/28/2020 by Burton W. Wiand as to Jason Gladman. (Waechter, John) (Entered: 09/18/2020)
09/21/2020	<u>438</u>	CERTIFICATE of interested persons and corporate disclosure statement by Burton W. Wiand identifying Other Affiliate Leonard S. Englander, Other Affiliate Lawrence J. Dougherty, Other Affiliate U.S. Commodity Futures Trading Commission, Other Affiliate John W Waechter, Other Affiliate Englander and Fischer, LLP, Other Affiliate James D. Sallah, Other Affiliate Oasis International Group, Limited, Other Affiliate Oasis Management, LLC, Other Affiliate Satellite Holdings Company, Other Affiliate Joseph S. Anile, Other Affiliate Raymond P. Montie, Other Affiliate Francisco "Frank" L. Duran, Other Affiliate John J. Haas, Other Affiliate Mainstream Fund Services, Inc, Other Affiliate Bowling Green Capital Management, LLC, Other Affiliate Lagoon Investments, Inc, Other Affiliate Roar of the Lion Fitness, LLC, Other Affiliate 444 Gulf of Mexico Drive, LLC, Other Affiliate 6922 Lacantera Circle, LLC, Other Affiliate 4064 Founders Club Drive, LLC, Other Affiliate Michael J. Dacorta, Other Affiliate Wiand Guerra King P.A., Other Affiliate 13313 Lost Key

		Place, LLC, Other Affiliate 4OAKS LLC, Other Affiliate Oasis Global FX, Limited, Other Affiliate Oasis Global FX, SA, Other Affiliate U.S. Attorney's Office for the Middle District of Florida, Other Affiliate KapilaMukamal CPAs, Other Affiliate PDR CPAs, Other Affiliate Jared J. Perez, Other Affiliate Maya Lockwood, Other Affiliate Eric R. Feld, Other Affiliate Max McKinley, Other Affiliate Courtney L. Fernald, Other Affiliate Beatriz McConnell, Other Affiliate Alicia Gangi, Other Affiliate Patrick J. Rengstl, Other Affiliate Sallah, Astarita & Cox, LLC, Other Affiliate Desmond Chisholm, Other Affiliate Christopher Capewell, Other Affiliate Maples Group, Other Affiliate Glenn D. Godfrey, Other Affiliate Glenn D. Godfrey & Company, LLP for Burton W. Wiand. (McConnell, Beatriz) (Entered: 09/21/2020)
09/21/2020	<u>439</u>	MOTION for Clerk's Default against Jason Gladman by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/21/2020)
09/21/2020	<u>440</u>	MOTION for Clerk's Default against Chris Arduini, Shelley Arduini by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/21/2020)
09/21/2020	<u>441</u>	MOTION for Clerk's Default against Anna Fuksman, Henry Fuksman by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/21/2020)
09/22/2020	<u>442</u>	Clerk's ENTRY OF DEFAULT as to Jason Gladman (BES) (Entered: 09/22/2020)
09/22/2020	<u>443</u>	Clerk's ENTRY OF DEFAULT as to Chris Arduini (BES) (Entered: 09/22/2020)
09/22/2020	<u>444</u>	Clerk's ENTRY OF DEFAULT as to Shelley Arduini (BES) (Entered: 09/22/2020)
09/22/2020	<u>445</u>	Clerk's ENTRY OF DEFAULT as to Henry Fuksman (BES) (Entered: 09/22/2020)
09/22/2020	<u>446</u>	Clerk's ENTRY OF DEFAULT as to Anna Fuksman (BES) (Entered: 09/22/2020)
09/22/2020	<u>447</u>	NOTICE of voluntary dismissal as to Defendants Michael Chambles and Lesley Chambles by Burton W. Wiand (McConnell, Beatriz) Modified on 9/23/2020 (BES). (Entered: 09/22/2020)
09/22/2020	<u>448</u>	MOTION for Clerk's Default against Chad Hicks by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/22/2020)
09/22/2020	<u>449</u>	MOTION for Clerk's Default against Courtney Hubbard, Richard Hubbard by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/22/2020)
09/23/2020	450	ENDORSED ORDER: Pursuant to Federal Rule of Civil Procedure 41(a) and the Receiver's Notice of Voluntary Dismissal (Doc. # 447), this case is hereby dismissed as to Defendants Michael Chambless and Lesley Chambless. This case will proceed as to all other Defendants. Signed by Judge Virginia M. Hernandez Covington on 9/23/2020. (LEA) (Entered: 09/23/2020)
09/23/2020	<u>451</u>	Clerk's ENTRY OF DEFAULT as to Chad Hicks (BES) (Entered: 09/23/2020)
09/23/2020	<u>452</u>	Clerk's ENTRY OF DEFAULT as to Richard Hubbard (BES) (Entered: 09/23/2020)
09/23/2020	<u>453</u>	Clerk's ENTRY OF DEFAULT as to Courtney Hubbard (BES) (Entered: 09/23/2020)
09/23/2020	<u>454</u>	MOTION for Clerk's Default against Kevin Kerrigan by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/23/2020)
09/23/2020	<u>455</u>	MOTION for Clerk's Default against David Paul Lipinczyk by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/23/2020)
09/23/2020	<u>456</u>	MOTION for Clerk's Default against Frank Nagel by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/23/2020)
09/23/2020	<u>457</u>	MOTION for Clerk's Default against Vince Petralis , Sr. by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/23/2020)

09/23/2020	<u>458</u>	MOTION for Clerk's Default against Vince Petralis, Jr. by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/23/2020)
09/23/2020	<u>459</u>	RETURN of service executed on 09/18/2020 by Burton W. Wiand as to David Wilkerson. (McConnell, Beatriz) (Entered: 09/23/2020)
09/23/2020	<u>460</u>	STRICKEN per 499 Order – JOINDER in motion by Anna Fuksman, Henry Fuksman re <u>416</u> MOTION to Dismiss Complaint filed by Alan Johnston. (BES) Modified on 10/5/2020 (BES). (Entered: 09/24/2020)
09/23/2020	<u>461</u>	STRICKEN per 499 Order – JOINDER in motion by Patrick Flander re <u>416</u> MOTION to Dismiss Complaint filed by Alan Johnston. (BES) Modified on 10/5/2020 (BES). (Entered: 09/24/2020)
09/23/2020	<u>462</u>	JOINDER in motion by David Paul Lipinczyk re <u>416</u> MOTION to Dismiss Complaint filed by Alan Johnston. (BES) (Entered: 09/24/2020)
09/23/2020	<u>463</u>	JOINDER in motion by Kevin Kerrigan re <u>416</u> MOTION to Dismiss Complaint filed by Alan Johnston. (BES) (Entered: 09/24/2020)
09/23/2020	<u>464</u>	JOINDER in motion by Frank Nagel re <u>416</u> MOTION to Dismiss Complaint filed by Alan Johnston. (BES) (Entered: 09/24/2020)
09/23/2020	<u>465</u>	STRICKEN per 499 Order – JOINDER in motion by Piotr Luda re <u>416</u> MOTION to Dismiss Complaint filed by Alan Johnston. (BES) Modified on 10/5/2020 (BES). (Entered: 09/24/2020)
09/23/2020	<u>466</u>	STRICKEN per 499 Order – JOINDER in motion by Chris Arduini, Shelley Arduini re <u>416</u> MOTION to Dismiss Complaint filed by Alan Johnston. (BES) Modified on 10/5/2020 (BES). (Entered: 09/24/2020)
09/23/2020	<u>467</u>	JOINDER in motion by Vince Petralis re <u>416</u> MOTION to Dismiss Complaint filed by Alan Johnston. (BES) (Entered: 09/24/2020)
09/23/2020	<u>468</u>	STRICKEN per 499 Order – JOINDER in motion by Ann Barton re <u>416</u> MOTION to Dismiss Complaint filed by Alan Johnston. (BES) Modified on 10/5/2020 (BES). (Entered: 09/24/2020)
09/23/2020	<u>469</u>	STRICKEN per 499 Order – JOINDER in motion by Chad Hicks re <u>416</u> MOTION to Dismiss Complaint filed by Alan Johnston. (BES) Modified on 10/5/2020 (BES). (Entered: 09/24/2020)
09/24/2020	<u>470</u>	MOTION to Substitute Party <i>Defendants</i> by Burton W. Wiand. (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit)(Gangi, Alicia) (Entered: 09/24/2020)
09/24/2020	<u>471</u>	VACATED per 501 Order – Clerk's ENTRY OF DEFAULT as to Kevin Kerrigan (BES) Modified on 10/5/2020 (BES). (Entered: 09/24/2020)
09/24/2020	<u>472</u>	VACATED per 501 Order – Clerk's ENTRY OF DEFAULT as to David Paul Lipinczyk (BES) Modified on 10/5/2020 (BES). (Entered: 09/24/2020)
09/24/2020	<u>473</u>	VACATED per 501 Order – Clerk's ENTRY OF DEFAULT as to Frank Nagel (BES) Modified on 10/5/2020 (BES). (Entered: 09/24/2020)
09/24/2020	<u>474</u>	VACATED per 501 Order – Clerk's ENTRY OF DEFAULT as to Vince Petralis (BES) Modified on 10/5/2020 (BES). (Entered: 09/24/2020)
09/24/2020	<u>475</u>	Clerk's ENTRY OF DEFAULT as to Vince Petralis, Jr. (BES) (Entered: 09/24/2020)
09/24/2020	<u>476</u>	STRICKEN per 499 Order – JOINDER in motion by Courtney Hubbard re <u>416</u> MOTION to Dismiss Complaint filed by Alan Johnston. (BES) Modified on 10/5/2020 (BES). (Entered: 09/24/2020)
09/24/2020	<u>477</u>	STRICKEN per 499 Order – JOINDER in motion by Richard Hubbard re <u>416</u> MOTION to Dismiss Complaint filed by Alan Johnston. (BES) Modified on 10/5/2020 (BES). (Entered: 09/24/2020)
09/25/2020	<u>478</u>	RETURN of service executed on 09/24/2020 by Burton W. Wiand as to Divergent Investments, LLC. (Waechter, John) (Entered: 09/25/2020)

09/25/2020	<u>479</u>	NOTICE of voluntary dismissal as to Ford Sumner by Burton W. Wiand (Waechter, John) (Entered: 09/25/2020)
09/25/2020	<u>480</u>	RESPONSE in Opposition re <u>416</u> MOTION to Dismiss Complaint <i>and Motion for Entry of Clerk's Default</i> filed by Burton W. Wiand. (McConnell, Beatriz) (Entered: 09/25/2020)
09/25/2020	<u>481</u>	ENDORSED ORDER granting the plaintiff's motion for substitution of party defendants. (Doc. # 470). The Estate of Mary H. McClare is hereby substituted for Defendant Mary McClare as defendant in this case, and Danielle Montie Terranova is hereby substituted for Defendant Anne Hennessey as defendant in this case. The Clerk is directed to amend the docket caption in accordance with this order. Signed by Judge Virginia M. Hernandez Covington on 9/25/2020. (LEA) (Entered: 09/25/2020)
09/25/2020	<u>482</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 09/25/2020)
09/28/2020	<u>483</u>	SUMMONS issued as to Estate of Mary H. McClare. (BES) (Entered: 09/28/2020)
09/28/2020	<u>484</u>	ENDORSED ORDER: Pursuant to Federal Rule of Civil Procedure 41(a) and the Receiver's Notice of Voluntary Dismissal (Doc. # 479), this case is hereby dismissed as to Defendant Ford Sumner. This case will proceed as to all other Defendants. Signed by Judge Virginia M. Hernandez Covington on 9/28/2020. (LEA) (Entered: 09/28/2020)
09/28/2020	<u>485</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 09/28/2020)
09/28/2020	<u>486</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 09/28/2020)
09/28/2020	<u>489</u>	JOINDER in motion by Kayla Crowley re <u>416</u> MOTION to Dismiss Complaint filed by Alan Johnston. (BES) (Entered: 09/29/2020)
09/29/2020	<u>487</u>	MOTION for Clerk's Default against Todd Berry by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 09/29/2020)
09/29/2020	<u>488</u>	SUMMONS issued as to Estate of Mary H. McClare. (BES) (Entered: 09/29/2020)
09/30/2020	<u>490</u>	Clerk's ENTRY OF DEFAULT as to Todd Berry (BES) (Entered: 09/30/2020)
10/01/2020	<u>491</u>	NOTICE of Appearance by Corey E. Dorne on behalf of Elizabeth McMahon (Dorne, Corey) (Entered: 10/01/2020)
10/01/2020	<u>492</u>	ANSWER and affirmative defenses to <u>1</u> Complaint by Elizabeth McMahon.(Fendrick, William) (Entered: 10/01/2020)
10/01/2020	<u>493</u>	CERTIFICATE of interested persons and corporate disclosure statement by Elizabeth McMahon. (Fendrick, William) (Entered: 10/01/2020)
10/01/2020	<u>494</u>	NOTICE of withdrawal of <u>489</u> Joinder in Motion by Kayla Crowley (BES) Modified on 10/2/2020 added relationship to <u>489</u> Joinder (BES). (Additional attachment(s) added on 10/2/2020: # <u>1</u> Mailing Envelope) (BES). (Entered: 10/02/2020)
10/01/2020	<u>495</u>	MOTION to Dismiss the Complaint by Kayla Crowley. (Attachments: # <u>1</u> Mailing Envelope)(BES) (Entered: 10/02/2020)
10/02/2020	<u>496</u>	PROPOSED summons to be issued by Burton W. Wiand. (McConnell, Beatriz) (Entered: 10/02/2020)
10/02/2020	<u>497</u>	RETURN of service executed on 09/29/2020 by Burton W. Wiand as to Estate of Mary H. McClare. (McConnell, Beatriz) (Entered: 10/02/2020)
10/02/2020	<u>498</u>	RETURN of service executed on 09/29/2020 by Burton W. Wiand as to Estate of Mary H. McClare. (McConnell, Beatriz) (Entered: 10/02/2020)
10/02/2020	<u>499</u>	ENDORSED ORDER: The following individuals have filed motions to join Alan Johnson's motion to dismiss (Doc. # 416), Chris and Shelley Arduini (Doc. # 466), Ann Barton (Doc. # 468), Patrick Flander (Doc. # 461), Henry and Anna

		Fuksman (Doc. # <u>460</u>), Chad Hicks (Doc. # <u>469</u>), Richard Hubbard (Doc. # <u>477</u>), Courtney Hubbard (Doc. # <u>476</u>), and Piotr Luda (Doc. # <u>465</u>). But the Clerk has entered default against all of them: Chris Arduini at (Doc. # <u>443</u>), Shelley Arduini at (Doc. # <u>444</u>), Ann Barton at (Doc. # <u>430</u>), Patrick Flander at (Doc. # <u>431</u>), Henry Fuskman at (Doc. # <u>445</u>), Anna Fuksman at (Doc. # <u>446</u>), Chad Hicks at (Doc. # <u>451</u>), Richard Hubbard at (Doc. # <u>452</u>), Courtney Hubbard at (Doc. # <u>453</u>), and Piotr Luda at (Doc. # <u>436</u>). The defendants have neither moved to set aside the Clerk's entries of default nor shown good cause why the entries of default should be set aside. Absent a motion to set aside the Clerk's entry of default, a defendant may not join a motion to dismiss. Fed. R. Civ. P. 55. Accordingly, the joinders in motion are due to be stricken. The Clerk is directed to strike the following joinders in motion: Chris and Shelley Arduini (Doc. # <u>466</u>), Ann Barton (Doc. # <u>468</u>), Patrick Flander (Doc. # <u>461</u>), Henry and Anna Fuksman (Doc. # <u>460</u>), Chad Hicks (Doc. # <u>469</u>), Richard Hubbard (Doc. # <u>477</u>), Courtney Hubbard (Doc. # <u>476</u>), and Piotr Luda (Doc. # <u>465</u>). Signed by Judge Virginia M. Hernandez Covington on 10/2/2020. (LEA) (Entered: 10/02/2020)
10/02/2020	<u>500</u>	RESPONSE in Opposition re <u>495</u> MOTION to Dismiss the Complaint filed by Burton W. Wiand. (Attachments: # <u>1</u> Exhibit A)(McConnell, Beatriz) (Entered: 10/02/2020)
10/02/2020	501	ENDORSED ORDER: After the Court denied their motions to quash, the Court directed Defendants Kevin Kerrigan, David Lipinczyk, Frank Nagel, and Vince Petralis to file an answer to the complaint by September 16, 2020, or they would be subject to an entry of default. (Doc. # <u>344</u>). The defendants did not file an answer by the deadline. Instead, on September 23, 2020, Defendants Kerrigan (Doc. # <u>463</u>), Lipinczyk (Doc. # <u>462</u>), Nagel (Doc. # <u>464</u>), and Petralis (Doc. # <u>467</u>) joined Defendant Alan Johnston's motion to dismiss (Doc. # <u>416</u>). Although their motions for joinder were late, in the interests of justice, and out of a preference to adjudicate the case on the merits, the Court will accept the joinders as timely. The Clerk is directed to vacate the entry of default as to Kevin Kerrigan (Doc. # <u>471</u>), David Lipinczyk (Doc. # <u>472</u>), Frank Nagel (Doc. # <u>473</u>), and Vince Petralis (Doc. # <u>474</u>). Signed by Judge Virginia M. Hernandez Covington on 10/2/2020. (LEA) (Entered: 10/02/2020)
10/02/2020	<u>506</u>	MOTION for Leave to File a Reply Brief in Further Support of the Motion to Dismiss by Alan Johnston. (BES) (Entered: 10/05/2020)
10/03/2020	502	ENDORSED ORDER denying <u>416</u> Motion to Dismiss. The receiver has outlined in its response (DE# <u>480</u>) the reasons why this Court must deny the motion to dismiss. As explained by the receiver, the motion moves for dismissal based on previously rejected arguments of insufficiency of process and lack of personal jurisdiction and raises new claims that plaintiff failed to join an indispensable party and failed to state a cause of action. However, the defenses of lack of personal jurisdiction and insufficient process have already been rejected by this Court. As recognized by the receiver, apart from being procedurally barred, Mr. Johnston's arguments are contrary to settled law and insufficient to entitle him to relief. Finally, Mr. Johnston argues that the complaint should be dismissed because the receiver failed to join indispensable parties--Michael J. DaCorta, Joseph S. Anile, II, Raymond Montie, III, Francisco "Frank" L. Duran, and John J. Haas pursuant to Rule 19. As explained by the receiver in its response, However, "the [d]ebtor is not an indispensable party to a fraudulent transfer suit." Jensen v. Captiva Limousine Serv. (In re Rajkovic), 289 B.R. 197, 199 (Bankr. M.D. Fla. 2002). For these reasons, and for the reasons explained by the receiver in his response, the motion is denied. While the receiver has moved the Court for entry of default, in an abundance of fairness and in recognition of his pro se status, the Court provides Mr. Johnson with an opportunity to file his answer. Mr. Johnson's answer is due by October 19, 2020. Signed by Judge Virginia M. Hernandez Covington on 10/3/2020. (Covington, Virginia) (Entered: 10/03/2020)
10/03/2020	503	ENDORSED ORDER denying <u>495</u> Motion to Dismiss. The receiver has outlined in his response (DE# <u>500</u>) the reasons why this Court must deny the motion to dismiss. As explained by the receiver, the motion seeks dismissal based on previously rejected arguments of insufficiency of process and lack of personal jurisdiction and raises new claims that plaintiff failed to join an indispensable party and failed to state a cause of action. However, the defenses of lack of

		personal jurisdiction and insufficient process have already been rejected by this Court. As recognized by the receiver, apart from being procedurally barred, Ms. Crowley's arguments are contrary to settled law and insufficient to entitle her to relief. Finally, Ms. Crowley argues that the complaint should be dismissed because the receiver failed to join indispensable parties--Michael J. DaCorta, Joseph S. Anile, II, Raymond Montie, III, Francisco "Frank" L. Duran, and John J. Haas pursuant to Rule 19. As explained by the receiver in its response, However, "the [d]ebtor is not an indispensable party to a fraudulent transfer suit." Jensen v. Captiva Limousine Serv. (In re Rajkovic), 289 B.R. 197, 199 (Bankr. M.D. Fla. 2002). For these reasons, and for the reasons explained by the receiver in his response, the motion is denied. Ms. Crowley's answer is due by October 19, 2020. Signed by Judge Virginia M. Hernandez Covington on 10/3/2020. (Covington, Virginia) Modified on 10/3/2020 (Covington, Virginia). (Entered: 10/03/2020)
10/03/2020	504	ENDORSED ORDER: On September 23, 2020, Defendants Kerrigan (Doc. # 463), Lipinczyk (Doc. # 462), Nagel (Doc. # 464), and Petralis (Doc. # 467) joined Defendant Alan Johnston's motion to dismiss (Doc. # 416). Now that the Court has denied Mr. Johnson's motion to dismiss, (Doc. # 416), these defendants need to file an answer to the complaint. Answers are due by October 19, 2020, failing which the receiver may proceed with applying for entry of default. Signed by Judge Virginia M. Hernandez Covington on 10/3/2020. (Covington, Virginia) (Entered: 10/03/2020)
10/05/2020	<u>505</u>	SUMMONS issued as to Danielle Montie Terranova. (BES) (Entered: 10/05/2020)
10/05/2020	<u>507</u>	MOTION for an extension of time to obtain counsel by David Wilkerson. (BES) (Entered: 10/06/2020)
10/06/2020	<u>508</u>	NOTICE of voluntary dismissal as to Defendants Stephen Monahan and Jean Monahan by Burton W. Wiand (McConnell, Beatriz) (Entered: 10/06/2020)
10/06/2020	509	ENDORSED ORDER denying Defendant Alan Johnston's motion for leave to file a reply brief in support of his motion to dismiss (Doc. # <u>506</u>). The Court denied Mr. Johnston's motion to dismiss on October 3, 2020, for the reasons outlined in (Doc. # 502) and the Receiver's response to the motion to dismiss (Doc. # <u>480</u>). Pursuant to (Doc. # 502), Mr. Johnson's answer is due by October 19, 2020. Signed by Judge Virginia M. Hernandez Covington on 10/6/2020. (LEA) (Entered: 10/06/2020)
10/06/2020	510	ENDORSED ORDER granting <u>507</u> Motion. The Court treats this motion as a request to extend the period of time to file an answer or responsive pleading to the complaint. It is now due by October 30, 2020. The Clerk is directed to mail this order to Mr. Wilkerson at his address on file. Furthermore, if an email is available, the Clerk is directed to also email this order to him. Signed by Judge Virginia M. Hernandez Covington on 10/6/2020. (Covington, Virginia) (Entered: 10/06/2020)
10/07/2020	<u>514</u>	Minute Entry. Proceedings held before Senior Judge Virginia M. Hernandez Covington: SCHEDULING CONFERENCE held on 10/7/2020. Court Reporter: Scott N. Gamertsfelder (TWL) (Entered: 10/08/2020)
10/07/2020	515	ORAL ORDER: The Court directs all parties proceeding pro se to contact counsel for the Receiver and provide a mailing address, email address, and telephone number at which they can be reached. The Clerk is directed to forward a copy of this Order to all pro se parties as they appear in this action. Signed by Judge Virginia M. Hernandez Covington on 10/7/2020. (TWL) (Entered: 10/08/2020)
10/07/2020	516	ORAL ORDER: The Court determined that it would be helpful for the parties in this case to participate in a discovery conference with United States Magistrate Judge Thomas G. Wilson. Accordingly, the Court requests Judge Wilson, at his convenience, set this case for a discovery conference. Signed by Judge Virginia M. Hernandez Covington on 10/7/2020.(TWL) (Entered: 10/08/2020)
10/08/2020	511	ENDORSED ORDER: Receiver Burton W. Wiand has filed a "Notice of Voluntary Dismissal of Counts I & II" (Doc. # <u>508</u>) as to Defendants Stephen

		Monahan and Jean Monahan. Because Defendants Stephen and Jean Monahan have not filed an answer or motion for summary judgment, dismissal without prejudice pursuant to Rule 41(a)(1)(A)(i) is permissible. The case remains open as to the remaining defendants. Signed by Judge Virginia M. Hernandez Covington on 10/8/2020. (AR) (Entered: 10/08/2020)
10/08/2020	<u>512</u>	ORDER Setting Hearing: Discovery Hearing set for 10/22/2020 at 02:30 PM in Tampa Courtroom 12A before Magistrate Judge Thomas G. Wilson. Signed by Magistrate Judge Thomas G. Wilson on 10/7/2020. (DMS) (Entered: 10/08/2020)
10/08/2020	<u>513</u>	MOTION for Clerk's Default against Timothy Hunte by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 10/08/2020)
10/08/2020	<u>517</u>	CASE MANAGEMENT AND SCHEDULING ORDER: Final Pretrial Conference set for 8/12/2021 at 9:00 AM in Tampa Courtroom 14 B before Senior Judge Virginia M. Hernandez Covington, Jury Trial set for the September 2021 trial term in Tampa Courtroom 14 B before Senior Judge Virginia M. Hernandez Covington, Conduct mediation hearing by 4/22/2021. Lead counsel to coordinate dates. Signed by Senior Judge Virginia M. Hernandez Covington on 10/8/2020. (TWL) (Entered: 10/08/2020)
10/08/2020	518	ENDORSED ORDER: In light of the Court's Case Management and Scheduling Order (Doc. # <u>517</u>), no case management hearing will be held. Additionally, in order to keep cases moving on track, the Court has found it necessary to impose some restrictions on the types and number of extensions to case management deadlines that it grants. Thus, the parties are advised that, while short extensions, especially if unopposed, will be favorably considered, the Court will not substantially move the dispositive motions deadline or the trial date. Signed by Senior Judge Virginia M. Hernandez Covington on 10/8/2020. (TWL) (Entered: 10/08/2020)
10/08/2020	<u>519</u>	ORDER regarding motions for summary judgment. See Order for details. Signed by Senior Judge Virginia M. Hernandez Covington on 10/8/2020. (TWL) (Entered: 10/08/2020)
10/09/2020	<u>520</u>	VACATED per 549 Order – Clerk's ENTRY OF DEFAULT as to Timothy Hunte (BES) Modified on 10/28/2020 (BES). (Entered: 10/09/2020)
10/13/2020	<u>521</u>	NOTICE of Filing Affidavit of Girolamo Puccio by Jerry Puccio. (TWL) (TWL). (Entered: 10/13/2020)
10/13/2020	522	ENDORSED ORDER: Defendant Jerry Puccio's son sent an email on behalf of Mr. Puccio directly to the Court, rather than filing a pleading with the Clerk of the Court. The Court takes this opportunity to inform Mr. Puccio and all other parties that they are not permitted to communicate directly with the Court. Doing so is a violation of the Local Rules and, thus, all parties are directed to not communicate directly with the Court this way in the future. Second, unless a person is a lawyer admitted to practice in the Middle District of Florida, that person cannot act on behalf of a party. See Local Rule 2.01(a) ("No person shall be permitted to appear or be heard as counsel for another in any proceeding in this Court unless first admitted to practice in the Court pursuant to this rule (or heretofore admitted under prior rules of the Court)"). The Court understands a child's desire to help a parent. But, this is a Court proceeding and sending a submission on behalf of someone else qualifies as acting as their representative. By sending an email to the Court on Mr. Puccio's behalf, Mr. Puccio's son failed to follow the Local Rules, with all of the ramifications that entails. He should not do that again as it would jeopardize the proceedings. Nevertheless, the Court will treat the affidavit and letter filed on behalf of Mr. Puccio as a motion to set aside the entry of default. The Court also treats it as a motion for extension of time to file an answer if the motion to set aside default is granted. The receiver is directed to respond to the construed motion by October 23, 2020. Signed by Judge Virginia M. Hernandez Covington on 10/13/2020. (DMD) (Entered: 10/13/2020)
10/13/2020	<u>523</u>	MOTION for Default Judgment against Chris Arduini, Shelley Arduini, John Bacon, Sherry Barry, Ann Barton, Todd Berry, Black Dragon Capital, LLC, Cushaun Charles, Joseph Charles, Mary Charuk, Ron Clark, Kim Clark, Commonwealth Network Marketing Corp, Crichlow Computer Concepts, Anne Daidone, Thomas Daidone,

		Michael DeYoung, Mariana Duenas, Patrick Flander, Anna Fuksman, Henry Fuksman, Rocco Garbellano, Chad Hicks, Courtney Hubbard, Richard Hubbard, Timothy Hunte, Impulse Ventures, Inc., James Jackson, Kerrigan Management, Inc., Joseph LeVecchia, Lynne LeVecchia, Matthew Leach, Life's Elements, Inc., Piotr Luda, Wayne Lynch, Shawn Marshall, Kathryn McClare, Vince Petralis, Jr., Jay Renner, Michael Rubel, Tim Hunte DBA KATT Distribution, Carmine Vona, Stefania Wood, Zhuo Xu – <i>Omnibus</i> by Burton W. Wiand. (Attachments: # <u>1</u> Exhibit)(McConnell, Beatriz) (Entered: 10/13/2020)
10/13/2020	<u>524</u>	MOTION for electronic filing by Elmore Runee Harris. (BES) (Entered: 10/14/2020)
10/14/2020	<u>525</u>	ORDER: Defendant Elmore Runee Harris' Motion Requesting Electronic Filing (Doc. # <u>524</u>) is granted. Harris is directed to register for a CM/ECF account (login and password) with the assistance of the Clerk's Office as detailed herein. Signed by Judge Virginia M. Hernandez Covington on 10/14/2020. (LEA) Modified on 10/14/2020 (LEA). (Entered: 10/14/2020)
10/15/2020		***PRO HAC VICE FEES paid by attorney Brent Allan Winters, appearing on behalf of Chris and Shelley Arduini et al (Filing fee \$150 receipt number TPA062150.). (ARC) (Entered: 10/15/2020)
10/16/2020	526	ENDORSED ORDER: The Clerk is directed to set the Omnibus Motion for Default Judgment (Doc. # <u>523</u>) for a Zoom videoconference hearing on October 28, 2020, at 8:30 AM. Any party that wishes to participate in the hearing but has not provided the Court with an email address is directed to file an email address with the Court or contact Tamecika Lee at Tamecika_Lee@flmd.uscourts.gov. Parties that have already provided the Court with an email address, either through filing a notice of appearance, filing a pleading in this matter, or otherwise, need not provide an email address again. Only parties that do not have an address on file, but wish to participate in the hearing, must provide an email address at this time. The Clerk is directed to mail this order to all parties. Signed by Judge Virginia M. Hernandez Covington on 10/16/2020. (LEA) (Entered: 10/16/2020)
10/16/2020	<u>527</u>	MOTION for Clerk's Default against Divergent Investments, LLC by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 10/16/2020)
10/19/2020	<u>528</u>	Clerk's ENTRY OF DEFAULT as to Divergent Investments, LLC. (LNR) (Entered: 10/19/2020)
10/20/2020	529	NOTICE of hearing on motion re <u>523</u> MOTION for Default Judgment against Chris Arduini, Shelley Arduini, John Bacon, Sherry Barry, Ann Barton, Todd Berry, Black Dragon Capital, LLC, Cushawn Charles, Joseph Charles, Mary Charuk, Ron Clark, Kim Clark, Commonwealth Network Marketing Corp, C. Motion Hearing set for 10/28/2020 at 8:30 AM. This hearing will be conducted via Zoom video conference before Judge Virginia M. Hernandez Covington. The Clerk will be sending an invitation to the meeting via email. If you have any questions please contact courtroom deputy, Tamecika Lee, at Tamecika_Lee@flmd.uscourts.gov. Although the hearing is taking place by video, all parties should dress appropriately for this Court proceeding. Furthermore, the parties are hereby reminded that under Local Rule 4.11(b) the taking of photographs, the operation of recording or transmission devices, and the broadcasting or televising of proceedings in any courtroom or hearing room of this Court, or the environs thereof, either while the Court is in session or at recesses between sessions when Court officials, lawyers, jurors, witnesses or other persons connected with judicial proceedings of any kind are present, are prohibited.(TWL) (Entered: 10/20/2020)
10/20/2020	<u>530</u>	MOTION for Clerk's Default against Kayla Crowley by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 10/20/2020)
10/20/2020	<u>531</u>	MOTION for Clerk's Default against Alan Johnston by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 10/20/2020)
10/20/2020	<u>532</u>	MOTION for Clerk's Default against Kevin Kerrigan by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 10/20/2020)

10/20/2020	<u>533</u>	MOTION for Clerk's Default against David Paul Lipinczyk by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 10/20/2020)
10/20/2020	<u>534</u>	MOTION for Clerk's Default against Frank Nagel by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 10/20/2020)
10/20/2020	<u>535</u>	MOTION for Clerk's Default against Vince Petralis by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 10/20/2020)
10/21/2020	<u>536</u>	Clerk's ENTRY OF DEFAULT as to Kayla Crowley (BES) (Entered: 10/21/2020)
10/21/2020	<u>537</u>	Clerk's ENTRY OF DEFAULT as to Alan Johnston (BES) (Entered: 10/21/2020)
10/21/2020	<u>538</u>	Clerk's ENTRY OF DEFAULT as to Kevin Kerrigan (BES) (Entered: 10/21/2020)
10/21/2020	<u>539</u>	Clerk's ENTRY OF DEFAULT as to David Paul Lipinczyk (BES) (Entered: 10/21/2020)
10/21/2020	<u>540</u>	Clerk's ENTRY OF DEFAULT as to Frank Nagel (BES) (Entered: 10/21/2020)
10/21/2020	<u>541</u>	Clerk's ENTRY OF DEFAULT as to Vince Petralis (BES) (Entered: 10/21/2020)
10/21/2020	<u>542</u>	RESPONSE re <u>521</u> Notice (Other) <i>construed Motion to Set Aside Entry of Default</i> filed by Burton W. Wiand. (Gangi, Alicia) (Entered: 10/21/2020)
10/22/2020	<u>543</u>	Minute Entry. Proceedings held before Magistrate Judge Thomas G. Wilson: Discovery Hearing held on 10/22/2020. (DIGITAL) (DMS) (Entered: 10/22/2020)
10/23/2020	<u>544</u>	ORDER in re initial discovery requests. Signed by Magistrate Judge Thomas G. Wilson on 10/22/2020. (DMS) (Entered: 10/23/2020)
10/23/2020	545	ENDORSED ORDER: The Court vacates the Clerk's Entry of Default against Girolano (Jerry) Puccio, entered on July 29, 2020. (Doc.#288). Mr. Puccio is given one more opportunity to file a responsive pleading to the complaint. He may have until November 23, 2020, to do so. Failure to obtain a lawyer is not an excuse. The Court will not be inclined to extend this deadline again. Mr. Puccio has been granted this extraordinary relief out of an abundance of fairness to him. Indeed, he was personally served on June 29, 2020, and it was only on October 8, 2020, that relief was sought. If a responsive pleading is not received by the Clerk's Office or docketed electronically by the due date, the Plaintiff should forthwith move for entry of default. The Clerk is directed to mail this order to Mr. Puccio at his address of: 5 Conklin Lane, Rockleigh, NJ, 07647. Signed by Judge Virginia M. Hernandez Covington on 10/23/2020. (Covington, Virginia) (Entered: 10/23/2020)
10/27/2020	<u>546</u>	NOTICE of settlement <i>regarding Gregory Corcoran</i> by Burton W. Wiand (McConnell, Beatriz) (Entered: 10/27/2020)
10/28/2020	547	ENDORSED ORDER: On the basis of the Receiver's notice of settlement (Doc. # <u>546</u>), this cause is hereby dismissed as to Gregory Corcoran, without prejudice and subject to the right of the parties, within 60 days of the date here of, to submit a stipulated form of final order or judgment, or request an extension of time, should they so choose or for any party to move to reopen the action, upon good cause being shown. After that 60 day period, however, without further order, this dismissal shall be deemed with prejudice. The case remains open as to all other Defendants. Signed by Judge Virginia M. Hernandez Covington on 10/28/2020. (LEA) (Entered: 10/28/2020)
10/28/2020	548	ENDORSED ORDER: The Court vacates the Clerk's Entry of Default against James Jackson, entered on July 29, 2020. (Doc. # <u>285</u>). Mr. Jackson is given one more opportunity to file a responsive pleading to the complaint. He may have until November 30, 2020, to do so. The Court will not be inclined to extend this deadline again. Mr. Jackson has been granted this extraordinary relief out of an abundance of fairness to him. Indeed, he was served via substitute service on his stepson and co-resident, Timothy Hunte, on July 1, 2020. (Doc. # <u>205</u>). If a responsive pleading is not received by the Clerk's Office or docketed electronically by the due date, the Plaintiff should forthwith move for entry of default. The Clerk is directed to mail this order to Mr. Jackson at his address of:

		2155 Rainlilly Drive Center Valley, PA 18034. Signed by Judge Virginia M. Hernandez Covington on 10/28/2020. (LEA) (Entered: 10/28/2020)
10/28/2020	549	ENDORSED ORDER: The Court vacates the Clerk's Entry of Default against Timothy Hunte, entered on October 9, 2020. (Doc. # <u>520</u>). Mr. Hunte is given one more opportunity to file a responsive pleading to the complaint. He may have until November 30, 2020, to do so. The Court will not be inclined to extend this deadline again. Mr. Hunte has been granted this extraordinary relief out of an abundance of fairness to him. Indeed, he was personally served on July 1, 2020. (Doc. # <u>204</u>). If a responsive pleading is not received by the Clerk's Office or docketed electronically by the due date, the Plaintiff should forthwith move for entry of default. The Clerk is directed to mail this order to Mr. Hunte at his address of: 2155 Rainlilly Drive Center Valley, PA 18034. Signed by Judge Virginia M. Hernandez Covington on 10/28/2020. (LEA) (Entered: 10/28/2020)
10/28/2020	550	ENDORSED ORDER: The Court vacates the Clerk's Entry of Default against Timothy Hunte, DBA KATT Distribution, entered on September 18, 2020. (Doc. # <u>433</u>). Mr. Hunte, DBA KATT Distribution, is given one more opportunity to file a responsive pleading to the complaint. He may have until November 30, 2020, to do so. The Court will not be inclined to extend this deadline again. Mr. Hunte, DBA KATT Distribution, has been granted this extraordinary relief out of an abundance of fairness to him. Indeed, he was personally served on July 1, 2020. (Doc. # <u>207</u>). If a responsive pleading is not received by the Clerk's Office or docketed electronically by the due date, the Plaintiff should forthwith move for entry of default. The Clerk is directed to mail this order to Mr. Hunte, DBA KATT Distribution, at his address of: 2155 Rainlilly Drive Center Valley, PA 18034. Signed by Judge Virginia M. Hernandez Covington on 10/28/2020. (LEA) (Entered: 10/28/2020)
10/29/2020	<u>551</u>	NOTICE of mediation conference/hearing to be held on 03/30/2021 at 9:30 AM before Peter J. Gilli, Esquire. (Waechter, John) (Entered: 10/29/2020)
10/30/2020	<u>552</u>	ORDER appointing Peter Grilli, Esq. as mediator in this action. The mediation conference is scheduled for March 30, 2021, at 9:30 AM. The Court directs that all counsel, parties, corporate representatives, and any other required claims professionals shall be present at the mediation conference with full authority to negotiate a settlement. The Court does not allow mediation by telephone or video conference. Personal attendance is required. See Local Rule 9.05(c). Signed by Judge Virginia M. Hernandez Covington on 10/30/2020. (LEA) (Entered: 10/30/2020)
10/30/2020	553	ENDORSED ORDER: The Court is aware that the parties have requested that the March 30, 2021, mediation be held via videoconference. (Doc. # <u>551</u>). However, the Court has not yet permitted parties to mediate by videoconference at that time. Therefore, the parties must plan to mediate in person. In February 2021, the parties may resubmit their request for a videoconference mediation if circumstances warrant. Signed by Judge Virginia M. Hernandez Covington on 10/30/2020. (LEA) (Entered: 10/30/2020)
10/30/2020	<u>554</u>	NOTICE of Filing Calculations of Prejudgment Interest by Burton W. Wiand (Attachments: # <u>1</u> Exhibit Calculations of Prejudgment Interest)(McConnell, Beatriz) (Entered: 10/30/2020)
10/30/2020	<u>556</u>	NOTICE of correspondence by David Wilkerson (BES) (Entered: 11/02/2020)
11/02/2020	<u>555</u>	MOTION for Clerk's Default against David Wilkerson by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 11/02/2020)
11/02/2020	<u>557</u>	Clerk's ENTRY OF DEFAULT as to David Wilkerson (BES) (Additional attachment(s) added on 11/3/2020: # <u>1</u> Clerk's Default) (BES). (Entered: 11/02/2020)
11/02/2020	<u>558</u>	MOTION for electronic filing by Elmore Runee Harris. (BES) (Entered: 11/03/2020)
11/02/2020	<u>559</u>	MOTION for electronic filing by Piotr Luda. (BES) (Entered: 11/03/2020)
11/02/2020	<u>560</u>	MOTION for electronic filing by Ann Barton. (BES) (Entered: 11/03/2020)

11/02/2020	<u>561</u>	MOTION for electronic filing by Chris Arduini, Shelley Arduini. (BES) (Entered: 11/03/2020)
11/02/2020	<u>562</u>	MOTION for electronic filing by Chad Hicks. (BES) (Entered: 11/03/2020)
11/02/2020	<u>563</u>	MOTION for electronic filing by Anna Fuksman, Henry Fuksman. (BES) (Entered: 11/03/2020)
11/02/2020	<u>564</u>	MOTION for electronic filing by David Paul Lipinczyk. (BES) (Entered: 11/03/2020)
11/02/2020	<u>565</u>	MOTION for electronic filing by Patrick Flander. (BES) (Entered: 11/03/2020)
11/02/2020	<u>566</u>	MOTION for electronic filing by Kevin Kerrigan. (BES) (Entered: 11/03/2020)
11/02/2020	<u>567</u>	MOTION for electronic filing by Timothy Hunte. (BES) (Entered: 11/03/2020)
11/02/2020	<u>568</u>	MOTION for electronic filing by Vince Petralis, Jr.. (BES) (Entered: 11/03/2020)
11/02/2020	<u>569</u>	MOTION for electronic filing by Vince Petralis. (BES) (Entered: 11/03/2020)
11/02/2020	<u>570</u>	MOTION for electronic filing by Alan Johnston. (BES) (Entered: 11/03/2020)
11/02/2020	<u>571</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Piotr Luda. Fee Not Paid (BES) (Entered: 11/03/2020)
11/02/2020	<u>572</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Ann Barton. Fee Not Paid. (BES) (Entered: 11/03/2020)
11/02/2020	<u>573</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Chris Arduini and Shelley Arduini. Fee Not Paid (BES) (Entered: 11/03/2020)
11/02/2020	<u>574</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Chad Hicks. Fee Not Paid (BES) (Entered: 11/03/2020)
11/02/2020	<u>575</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Anna Fuksman, Henry Fuksman. Fee Not Paid (BES) (Entered: 11/03/2020)
11/02/2020	<u>576</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by David Paul Lipinczyk. Fee Not Paid (BES) (Entered: 11/03/2020)
11/02/2020	<u>577</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Patrick Flander. Fee Not Paid (BES) (Entered: 11/03/2020)
11/02/2020	<u>578</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Kevin Kerrigan. Fee Not Paid (BES) (Entered: 11/03/2020)
11/02/2020	<u>579</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Timothy Hunte. Fee Not Paid (BES) (Entered: 11/03/2020)
11/02/2020	<u>580</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Vince Petralis, Jr. Fee Not Paid (BES) (Entered: 11/03/2020)
11/02/2020	<u>581</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Vince Petralis. Fee Not Paid (BES) (Entered: 11/03/2020)
11/02/2020	<u>582</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Alan Johnston. Fee Not Paid (BES) (Entered: 11/03/2020)
11/03/2020	<u>583</u>	TRANSMITTAL of initial appeal package to USCA consisting of (12) copies of notice of interlocutory appeals, docket sheet, order/judgment being appealed, to USCA re <u>581</u> Notice of Interlocutory Appeal, <u>572</u> Notice of Interlocutory Appeal, <u>579</u> Notice of Interlocutory Appeal, <u>575</u> Notice of Interlocutory Appeal, <u>576</u> Notice of Interlocutory Appeal, <u>577</u> Notice of Interlocutory Appeal, <u>580</u> Notice of Interlocutory Appeal, <u>571</u> Notice of Interlocutory Appeal, <u>582</u> Notice of Interlocutory Appeal, <u>578</u> Notice of Interlocutory Appeal, <u>574</u> Notice of Interlocutory Appeal, <u>573</u> Notice of Interlocutory Appeal. Appeal Fees Not Paid. (BES) (Entered: 11/03/2020)
11/03/2020	<u>584</u>	NOTICE by Burton W. Wiand re <u>523</u> MOTION for Default Judgment against Chris Arduini, Shelley Arduini, John Bacon, Sherry Barry, Ann Barton, Todd Berry, Black Dragon Capital, LLC, Cushawn Charles, Joseph Charles, Mary Charuk, Ron Clark, Kim Clark, Commonwealth Network Marketing Corp, C <i>WITH</i> (Attachments: # <u>1</u>

		Proposed Order on Omnibus Motion for Default Judgment)(McConnell, Beatriz) (Entered: 11/03/2020)
11/03/2020	<u>585</u>	MOTION for Brent Allan Winters to appear pro hac vice, Special Admission fee paid, Receipt No. 113A-17505780 for \$150 by Chris Arduini, Shelley Arduini, Ann Barton, Black Dragon Capital, LLC, Kayla Crowley, Patrick Flander, Anna Fuksman, Henry Fuksman, Chad Hicks, Courtney Hubbard, Richard Hubbard, Timothy Hunte, Alan Johnston, Kevin Kerrigan, Kerrigan Management, Inc., Life's Elements, Inc., David Paul Lipinczyk, Piotr Luda, Frank Nagel, Vince Petralis, Vince Petralis, Jr. (Whitson, Edmund) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 11/03/2020)
11/03/2020	<u>586</u>	MOTION for electronic filing by Richard Hubbard. (BES) (Entered: 11/03/2020)
11/03/2020	<u>587</u>	MOTION for electronic filing by Frank Nagel. (BES) (Entered: 11/03/2020)
11/03/2020	<u>588</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Richard Hubbard. Fee Not Paid (BES) (Entered: 11/03/2020)
11/03/2020	<u>589</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Courtney Hubbard. Fee Not Paid (BES) (Entered: 11/03/2020)
11/03/2020	<u>590</u>	NOTICE OF INTERLOCUTORY APPEAL as to 502 Order, 503 Order by Frank Nagel. Fee Not Paid (BES) (Entered: 11/03/2020)
11/03/2020	<u>591</u>	TRANSMITTAL of initial appeal package to USCA consisting of copies of notice of appeal, docket sheet, order/judgment being appealed, to USCA re <u>589</u> Notice of Interlocutory Appeal, <u>588</u> Notice of Interlocutory Appeal, <u>590</u> Notice of Interlocutory Appeal. Appeal Fees Not Paid. (BES) (Entered: 11/03/2020)
11/03/2020	<u>592</u>	ORDER granting in part <u>523</u> Motion for Default Judgment. See Order for details. Signed by Judge Virginia M. Hernandez Covington on 11/3/2020. (TWL) (Entered: 11/03/2020)
11/03/2020	<u>593</u>	MOTION for Clerk's Default against Estate of Mary H. McClare by Burton W. Wiand. (Waechter, John) Motions referred to Magistrate Judge Thomas G. Wilson. (Entered: 11/03/2020)
11/03/2020	<u>595</u>	MOTION for electronic filing by Kayla Crowley. (BES) (Entered: 11/04/2020)
11/03/2020	<u>596</u>	NOTICE OF INTERLOCUTORY APPEAL as to 503 Order by Kayla Crowley. Fee Not Paid (BES) (Entered: 11/04/2020)
11/04/2020	594	ENDORSED ORDER denying Defendants Piotr Luda (Doc. # <u>559</u>), Ann Barton (Doc. # <u>560</u>), Chris and Shelley Arduini (Doc. # <u>561</u>), Chad Hicks (Doc. # <u>562</u>), Anna and Henry Fuksman (Doc. # <u>563</u>), David Paul Lipinczyk (Doc. # <u>564</u>), Patrick Flander (Doc. # <u>565</u>), Kevin Kerrigan (Doc. # <u>566</u>), Timothy Hunte (Doc. # <u>567</u>), Vince Petralis, Jr. (Doc. # <u>568</u>), Vince Petralis (Doc. # <u>569</u>), Alan Johnston (Doc. # <u>570</u>), Richard Hubbard (Doc. # <u>586</u>), and Frank Nagel's (Doc. # <u>587</u>) motions for electronic filing. See Doc. # (<u>585</u>). Signed by Judge Virginia M. Hernandez Covington on 11/4/2020. (LEA) (Entered: 11/04/2020)