

United States District Court  
Middle District of Florida  
Tampa Division

Case No: 20-00862-VMC-TGW

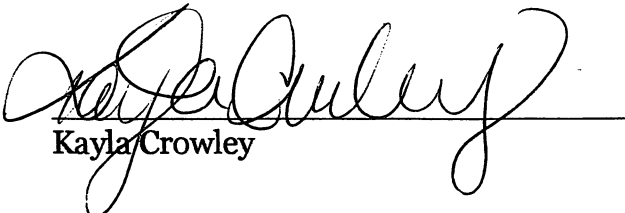
BURTON W. WIAND, AS RECEIVER FOR  
OASIS INTERNATIONAL GROUP, LTD.,  
OASIS MANAGEMENT, LLC; AND  
SATELLITE HOLDING COMPANY,  
PLAINTIFF,  
V.  
CHRIS AND SHELLEY ARDUINI, ET. AL.,  
DEFENDANTS.

INFORMATION NOTICE AND  
CERTIFIED DECLARATION OF  
KAYLA CROWLEY

2020 NOV 23 PM 12:38

**Information Notice**

1. On Sept. 12, 2020, I was served a summons for Case No. 20-00862-VMC-TGW by a process server who works for Kraye Detective Agency in Pennsylvania.
2. The Receiver told the Court many false statements about the summons he said was served to me on that day (September 12, 2020.)
3. I wrote an explanation to the court to correct these false statements that the Receiver gave the Court when he swore I was served, but the clerk of the Court labeled my letter as a motion to quash the summons.
4. I began to see I needed an attorney due to so many false representations by such a big law firm.
5. Last Thursday, on November 12, 2020 I was served a summons for Danielle Montie Terranova, as though I was Danielle Montie Terranova, by the same process server that served me on September 12, 2020 who works for Kraye Detective Agency in Pennsylvania;
6. The process server knew the summons was not for me, Kayla Crowley, because I told him I had already been served on September 12, 2020.
7. This same process server falsely told me this summons was for "Kayla Crowley."
8. He also told me the new summons "had updates", and "name changes," and that I "should give it to my attorney." I went into the house and opened the alleged "updated" summons he had given me and saw that it was a summons for Danielle Montie Terranova.

  
Kayla Crowley

Date: 11/12/2020

**Certification of Service**

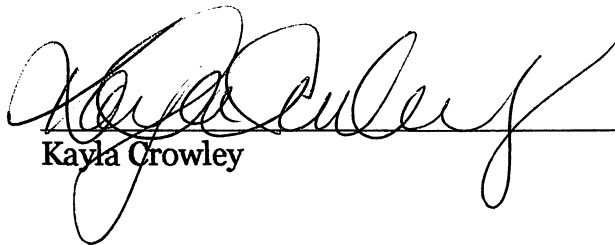
I certify I sent a copy of the above by priority mail to

Englander-Fischer Law Firm

Beatriz McConnell

\_721 First Avenue North\_\_\_\_

\_St. Petersburg, FL 33701\_\_\_\_



Kayla Crowley

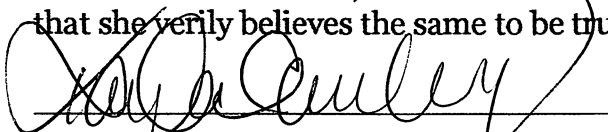
Date: 11/12/2020

**Certified Declaration of Kayla Crowley**  
Pursuant to (28 U.S. Code § 1746)

I, Kayla Crowley, of 1221 Goose Pond Rd, Lake Ariel, PA , Declarant herein, being of lawful age, having firsthand knowledge of the following facts, and competent to testify to them, hereby states as follows:

1. On Sept. 12, 2020, I, Kayla Crowley, was served a summons for Case No. 20-00862-VMC-TGW by a process server who works for Kraye Detective Agency in Pennsylvania;
2. On November 12, 2020 I was served a summons for Danielle Montie Terranova as though I was Danielle Montie Terranova, by the same process server that served me on September 12, 2020;
3. The process server knew the summons was not for me, Kayla Crowley, because I told him I had already been served on September 12, 2020;
4. This same process server falsely told me this summons was for "Kayla Crowley;
5. He also told me the new summons "had updates", and "name changes," and that I "should give it to my attorney." I went into the house and opened the alleged "updated" summons he had given me and saw that it was a summons for Danielle Montie Terranova;
6. My name is Kayla Crowley, not Danielle Montie Terranova;
7. Danielle Montie Terranova does not live at my address: 1221 Goose Pond Rd. Lake Ariel, Pennsylvania;
8. I believe he wanted me to think the summons was for me, knowing it was not so that he could file a false declaration with the Middle District Court that had he served Danielle Montie Terranova;
9. Further, Declarant saith not.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, except as to matters therein stated to be on information and belief; and as to such matters, the undersigned certifies as aforesaid that she verily believes the same to be true.

  
Kayla Crowley      Date: 11/12/2020

AO 440 (Rev. 06/12) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

for the

Middle District of Florida

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

Plaintiff(s)

v.

CHRIS AND SHELLEY ARDUINI, et al.,

Defendant(s)

Civil Action No. 8:20-cv-00862-VMC-TGW

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Danielle Montie Terranova  
6 Aladdin Trail  
Andover, NJ 07821

*B/Wan 2020*  
DATE SERVED

*2:45 PM*  
TIME SERVED

*BQR*

SEVEN MONTHS FROM 10/23/20

*2020/11/10*  
EXP. DATE

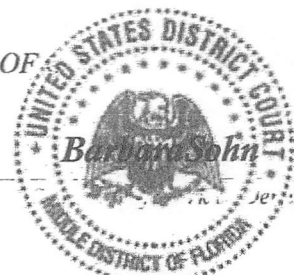
A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Beatriz McConnell  
Englander Fischer  
721 First Avenue North  
St. Petersburg, FL 33701

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF

Date: Oct 05, 2020

Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 8:20-cv-00862-VMC-TGW

**PROOF OF SERVICE**

***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))***

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

**Tara Dillon**

---

**From:** cmecf\_flmd\_notification@flmd.uscourts.gov  
**Sent:** Friday, September 25, 2020 2:22 PM  
**To:** cmecf\_flmd\_notices@flmd.uscourts.gov  
**Subject:** Activity in Case 8:20-cv-00862-VMC-TGW Wiand v. Arduini et al Order on Motion to Substitute Party

This is an automatic e-mail message generated by the CM/ECF system. Please **DO NOT RESPOND** to this e-mail because the mail box is unattended.

**\*\*\*NOTE TO PUBLIC ACCESS USERS\*\*\*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

**U.S. District Court**

**Middle District of Florida**

**Notice of Electronic Filing**

The following transaction was entered on 9/25/2020 at 2:22 PM EDT and filed on 9/25/2020

**Case Name:** Wiand v. Arduini et al  
**Case Number:** 8:20-cv-00862-VMC-TGW  
**Filer:**  
**Document Number:** 481(No document attached)

**Docket Text:**

**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)

**8:20-cv-00862-VMC-TGW Notice has been electronically mailed to:**

Frederick Stewart Schriels frederick.schriels@gray-robinson.com, angela.calderon@gray-robinson.com, josef.rosen@gray-robinson.com

William Keith Fendrick keith.fendrick@hklaw.com, andrea.olson@hklaw.com

Christopher J. Whitelock cjw@whitelocklegal.com, adit@whitelocklegal.com, ark@whitelocklegal.com

John W. Waechter jwaechter@eflegal.com, dturner@eflegal.com

Courtney Fernald cfernald@eflegal.com, tdillon@eflegal.com

Beatriz McConnell bmccconnell@eflegal.com, creeder@eflegal.com, tdillon@eflegal.com

Lawrence Joseph Dougherty ldougherty@wiandlaw.com, abaker@wiandlaw.com

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Alicia Gangi agangi@eflegal.com, afrederick@eflegal.com, tdillon@eflegal.com

**8:20-cv-00862-VMC-TGW Notice has been delivered by other means to:**

Black Dragon Capital, LLC  
c/o Michael Obay  
450 Leverett Avenue  
Staten Island, NY 10308

Kerrigan Management, Inc.  
c/o Kevin Kerrigan  
14 Fieldstone Road  
Putnam Valley, NY 10579

Life's Elements, Inc.  
c/o Kevin Johnson  
810 Long Island Avenue  
Medford, NY 11763

Alan Johnston  
2020 Holly Leaf Drive  
Tyler, TX 75703

Ann Barton  
PO Box 1354  
Millbrook, NY 12545

Anna Fuksman  
862 Fassett Road  
Elmira, NY 14905

Betsy Doolin  
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Jacksonville, FL 32217

Chad Hicks  
3210 Vermont Road  
Cartersville, IL 62918

Chris Arduini



169 Allen Height Road St  
Johnsville, NY 13452

Courtney Hubbard  
412 Woodbury Drive  
Wyckoff, NJ 07481

David Paul Lipinczyk  
6336 Redman Road  
Brockport, NY 14420

Elmore Runee Harris  
5 Whitney Drive  
Greenwich, CT 06831

Frank Nagel  
10 Kyle Ct  
Carmel, NY 10512

Gregory Corcoran  
35 McCloud Rd  
Lafayette, NJ 07848

Henry Fuksman  
862 Fassett Road  
Elmira, NY 14905

Kayla Crowley  
1221 Goose Pond Rd  
Lake Ariel, PA 18436

Kevin Kerrigan  
14 Fieldstone Road  
Putnam Valley, NY 10579

Offer Attia  
217 Forest Ave  
New Rochelle, NY 10804

Patrick Flander  
1096 Youkers Bush Road  
Saint Johnsville, NY 13452

Piotr Luda  
8500 Grand Haven Land  
McKinney, TX 75071

Richard Hubbard  
412 Woodbury Drive  
Wyckoff, NJ 07481



Shelley Arduini  
169 Allen Height Road St  
Johnsville, NY 13452

Timothy Hunte  
2155 Rainlily Drive  
Center Valley, PA 18034

Vince Petralis  
6 Adeane Drive West  
Rochester, NY 14624

Vince Petralis, Jr.  
5162 W Ridge Road  
Spencerport, NY 14559

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

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

Plaintiff,

v.

Case No: 8:20-cv-00862-VMC-TGW

CHRIS AND SHELLEY ARDUINI, et al.,

Defendants.

\_\_\_\_\_ /

**RECEIVER'S MOTION FOR SUBSTITUTION OF PARTY DEFENDANTS**

Plaintiff, BURTON W. WIAND, as Receiver for OASIS INTERNATIONAL GROUP, LTD., OASIS MANAGEMENT, LLC, and SATELLITE HOLDINGS COMPANY ("*Receiver*"), by and through undersigned counsel and pursuant to Fed.R.Civ.P. 15 and 21, moves this Court for leave to substitute the Estate of Mary H. McClare as a named party in place of Defendant, Mary McClare. and to substitute Danielle Montie Terranova in place of Defendant, Anne Hennessey. In support thereof, the Receiver states as follows:

**Local Rule 3.01(g) Good Faith Certificate**

Pursuant to Local Rule 3.01(g), M.D. Fla., the undersigned certifies that on September 23, 2020, they conferred with counsel for Defendants, Joseph Martini, Sr., Joseph Martini, Jr., Bradley Kantor, Carrie Kantor, and Elizabeth McMahon and *pro se* Defendant Elmore Runee Harris, who did not oppose the relief sought herein. Plaintiff's counsel attempted to confer with *pro se* Defendants, Offer Attia, Gregory Corcoran, Betsy Doolin, and Alan Johnston via email on

**ENGLANDER FISCHER**

**A T T O R N E Y S**

721 First Avenue North • St. Petersburg, Florida 33701  
Phone (727) 898-7210 • Fax (727) 898-7218  
eflegal.com

September 23, 2020 and September 24, 2020, regarding the relief sought in this motion. The Receiver has not received a response from any of the remaining *pro se* defendants. Counsel will continue to attempt contact to confer regarding this Motion and will supplement this Motion accordingly.

### ***Executive Summary***

After unsuccessfully attempting service on Defendants, Mary McClare ("**McClare**") and Anne Hennessey ("**Hennessey**"), the Receiver learned that McClare is deceased and that Hennessey used a false name to conceal her identity. As a result, the Receiver attempted to locate the real parties in interest and discovered their whereabouts. Accordingly, the Receiver seeks leave to amend its Complaint to substitute McClare and Hennessey with the properly named party defendants: the Estate of Mary H. McClare and Danielle Montie Terranova.

### ***Factual Background***

The Receiver's Complaint asserted two claims against Defendants McClare and Hennessey for violation of Florida's Uniform Fraudulent Transfer Act ("**FUFTA**") and unjust enrichment. (Doc. 1). As explained in the Complaint, McClare and Hennessey received false profits generated from a Ponzi scheme. The Receiver seeks recovery of McClare's false profits totaling \$15,750.00 and Hennessey's false profits totaling \$5,804.54. (Doc. 1, Exh. A at 67 and 37).

On July 17, 2020, the Receiver's process server attempted service on McClare. During the service attempt, McClare's daughter-in-law advised that McClare was deceased and had been since 2017. See attached **Exhibit "A."** The Receiver located the attorney for McClare's estate and has attempted resolution since, however, with little responsiveness or engagement. Thus, substituting the Mary H. McClare Estate as a party defendant is essential to pursue the Receiver's \$15,750.00 claim.

On July 9, 2020, the Receiver attempted service on Defendant Hennessey at an address provided by the process server after conducting a diligent search. During that service attempt the individual served insisted she was not Hennessey. See attached **Exhibit “B.”** Undersigned contacted and spoke with this individual and confirmed that she was not Defendant Hennessey and continued to investigate her whereabouts. Through the investigation, undersigned discovered that Hennessey used a social security number associated with Danielle Montie Terranova, a relative of Raymond P. Montie, III—mastermind of the Ponzi scheme bringing rise to the Receiver’s claims and defendant in the Receiver’s related case no. 8:20-cv-00863-TPB-SPF. Accordingly, the Receiver seeks to substitute Danielle Montie Terranova as a party defendant in place of Defendant Hennessey.

### *Memorandum of Law*

“On motion or on its own, the court may at any time, on just terms, add or drop a party.” Fed. R. Civ. P. 21. The decision to add or drop a party under Rule 21 is left to the sound discretion of the trial court. *Lampliter Dinner Theater, Inc. v. Liberty Mut. Ins. Co.*, 792 F.2d 1036 (11th Cir. 1986); See also *Archer v. Mead Corp.*, 998 F. Supp. 2d 1262, 1274-75 (N.D. Ala. 2014) (“There is plainly no reason why a substitution of parties cannot be made under Rule 21, in the discretion of the court...”). Additionally, under Fed. R. Civ. P. 15, “parties may be added or dropped when an amendment is made to a complaint as a matter of course.” *Pretty Punch Shoppettes, Inc. v. Creative Wonders, Inc.*, 750 F.Wupp. 487, 493 (M.D. Fla. 1990). “Unless there is a substantial reason to deny leave to amend, the discretion of the district court is not broad enough to permit denial.” *Burger King Corp. v. Weaver*, 169 F.3d 1310, 1319 (11th Cir. 1999).

Here, the Court should use its discretion to substitute the Mary H. McClare Estate as the party defendant for McClare and Danielle Montie Terranova as the party defendant for Hennessey

because they are the real parties in interest in this case. After the Complaint was filed and while trying to serve the Defendants, the Receiver learned that McClare is deceased. The Receiver engaged in settlement communications with the attorney for McClare's estate but was not able to resolve her claim. Additionally, during the investigation to serve Hennessey, the Receiver discovered that Hennessey's social security number is associated with Danielle Montie Terranova and Hennessey was an alias. The claims brought against the Mary H. McClare Estate and Danielle Montie Terranova are identical to the claims originally brought against McClare and Hennessey. The requested substitution comports with the purpose of the Federal Rules of Civil Procedure and would avoid unnecessary delay and costs. See *Archer*, 998 F. Supp 2d at 1274-75 ("[S]ubstitut[ion] of parties is the wiser answer to the problem of expediting trials and avoiding the unnecessary delay and expense of requiring an action to be started anew...").

Moreover, the motion is not being filed for any improper purpose for any of the recognized bases upon which the requested leave may be denied—bad faith, undue prejudice, or futility. *Reese v. TRW, Inc.*, 979 F.2d 191, 194 (11th Cir. 1992). To the contrary, this motion will rectify the undue delay caused by Defendant Hennessey's use of a false identity in the underlying transactions in this case. Accordingly, the Court should grant leave to amend the Complaint to substitute the Mary H. McClare Estate and Danielle Marie Terranova as party defendants for McClare and Hennessey.

WHEREFORE, the Receiver respectfully requests that this Court grant the requested leave to amend the Complaint to substitute the party defendants as indicated herein.

Respectfully submitted,

ENGLANDER FISCHER

/s/Alicia Gangi

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(727) 898-7210 / Fax (727) 898-7218

*Attorneys for Plaintiff*

### **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this day I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system and served a copy by

Chris Arduini

169 Allen Height Road St

Johnsville, NY 13452

PRO SE

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[kerriganmanagementinc@gmail.com](mailto:kerriganmanagementinc@gmail.com)

David Paul Lipinczyk  
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Brockport, NY 14420



PRO SE

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PRO SE

Via Email: [energybizzny@gmail.com](mailto:energybizzny@gmail.com)

Frank Nagel  
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[franciskaren@aol.com](mailto:franciskaren@aol.com)

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Via Email: [dlipinczyk@aol.com](mailto:dlipinczyk@aol.com)

Vince Petralis (Sr.)  
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PRO SE

Via Email: [spetralis2001@yahoo.com](mailto:spetralis2001@yahoo.com)

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954/463-2001 Fax: 954/463-0410  
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William Keith Fendrick  
Holland & Knight, LLP - Tampa  
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813/227-8500 Fax: 813/229-0134  
*Attorney for Elizabeth McMahon*  
Email: [keith.fendrick@hklaw.com](mailto:keith.fendrick@hklaw.com)

Dated: September 24, 2020.

/s/Alicia Gangi  
*Attorney for Plaintiff*

AO 440 (Rev. 06/12) Summons in a Civil Action

**UNITED STATES DISTRICT COURT**

for the

Middle District of Florida

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

*Plaintiff(s)*

v.

CHRIS AND SHELLEY ARDUINI, et al.,

*Defendant(s)*

Civil Action No. 8:20-cv-00862-VMC-TGW

DATE: 7/10/20

TIME: 6:35pm

INT: MLF

**SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)* Mary McClare  
100 Eaglesfield Way  
Fairport, NY 14450

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Beatriz McConnell  
Englander Fischer  
721 First Avenue North  
St. Petersburg, FL 33701

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 06/11/2020

CLERK OF COURT



Clerk

**Exhibit "A"**

PRO SE  
Via Email: [irishkevin55@gmail.com](mailto:irishkevin55@gmail.com)

Life's Elements, Inc. c/o Kevin Johnson  
810 Long Island Avenue  
Medford, NY 11763  
PRO SE  
Via Email: [energybizzny@gmail.com](mailto:energybizzny@gmail.com)

Frank Nagel  
10 Kyle Park  
Carmel, NY 10512  
PRO SE  
Via Email: [francisnagel@aol.com](mailto:francisnagel@aol.com)  
[franciskaren@aol.com](mailto:franciskaren@aol.com)

PRO SE  
Via Email: [dlipinczyk@aol.com](mailto:dlipinczyk@aol.com)

Vince Petralis (Sr.)  
6 Adeane Drive  
West Rochester, NY 14624  
PRO SE  
Via Email: [spetralis2001@yahoo.com](mailto:spetralis2001@yahoo.com)

Christopher J. Whitelock  
Whitelock & Associates, PA  
300 SE 13th St Ft Lauderdale, FL 33316  
954/463-2001 Fax: 954/463-0410  
*Attorney for Bradley Kantor and Carrie Kantor*  
Email: [cjw@whitelocklegal.com](mailto:cjw@whitelocklegal.com)

William Keith Fendrick  
Holland & Knight, LLP - Tampa  
100 N Tampa St, Ste 4100  
Tampa, FL 33602  
813/227-8500 Fax: 813/229-0134  
*Attorney for Elizabeth McMahon*  
Email: [keith.fendrick@hklaw.com](mailto:keith.fendrick@hklaw.com)

Dated: September 24, 2020.

/s/Alicia Gangi  
*Attorney for Plaintiff*

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 8:20-cv-00862-VMC-TGW

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) MARY McCLARE  
 was received by me on (date) 7/16/20.

☐ I personally served the summons on the individual at (place) \_\_\_\_\_

on (date) \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_

, a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on (name of individual) \_\_\_\_\_, who is

designated by law to accept service of process on behalf of (name of organization) \_\_\_\_\_

on (date) \_\_\_\_\_ ; or

☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☒ Other (specify): PER DAUGHTER-IN-LAW STACY McCLARE, THE DEFENDANT DIED  
ON 10/25/17 (SEE OBITUARY) - ATTEMPTED 7/16/20 AT 5:30P

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 7/22/20


Server's signature




Printed name and title

**LORNA M. DAVI**  
 NOTARY PUBLIC, STATE OF NEW YORK  
 Registration No. 01DA6033422  
 Qualified in Monroe County  
 Commission Expires November 15, 2021

P.O. Box 10022, ROCHESTER, NY 14610

Server's address

Additional information regarding attempted service, etc:

**DC**

# Mary H. (Hickey) McClare

[Send Flowers](#)

[Share](#)

McClare, Mary H. (Hickey)

Fairport: October 25, 2016, age 81. Predeceased by husband, Andrew; sister, Frances. Survived by children, Kathryn McClare, Michael (Leslie) McClare, William (Stacy) McClare and Brian (Sue) McClare; grandchildren, Julia, Andrew, Caitlin, Timothy, Allison, Nicholas and Rileigh; step-grandchildren, Maddie and Jake; sister, Josephine Kennedy; several nieces, nephews and other beloved family and friends.

Calling hours, Tuesday 4-7 PM at Richard H. Keenan Funeral Home, 7501 Pittsford Palmyra Road (Egypt location). Funeral Mass, Wednesday 10 AM at St. John of Rochester Church (Fairport).

**Richard H. Keenan**  
**FUNERAL HOMES**  
(915) 223-0404 or (915) 223-0404



\*212880\*

UNITED STATES DISTRICT COURT  
Middle District of Florida

Burton W. Wiand as Receiver for Oasis  
International Group, Ltd, et al

Case No.: 8:20-cv-00862-VMC-TGW

Plaintiff(s),

vs.

AFFIDAVIT OF SERVICE

Chris and Shelley Arduini, et al

Defendant(s).

I certify that I received this process on 07/09/2020 at 10:56 AM to be served upon:

Anne Hennessey

ss: East Hartford

I, Sandra Yade, depose and say that: I am authorized to serve this process in the circuit/county it was served in.

On 07/09/2020 at 6:40 PM, I served the within Summons in a Civil Action, Complaint, Civil Case Cover Sheet, Exhibit A, Exhibits A-D on via CD on Anne Hennessey at 918A Heritage Village, , Southbury, CT 06488 in the manner indicated below:

**INDIVIDUAL SERVICE: - F.S. 48.031 (1)(a):** By delivering to the within named person a true copy of this process with the date and hour of service endorsed thereon by me, and a copy of the complaint, petition or other initial pleading or paper (if any) and informing the person of the contents.

Description of person process was left with:

Sex: Female - Skin: Caucasian - Hair: Gray - Age: 73 - Height: 5' - Weight: 110  
Other:

Comments/Prev. Attempts: The subject insisted she is not the correct Anne Hennessey. She stated she knows nothing about this matter. She has never resided at the address on the documents.

I asked the person spoken to if they are in the military and I received a Negative response.

Under penalty of perjury I declare that I have read the foregoing Affidavit Of Service and that the facts stated in it are true.

Sandra Yade  
TRGT Legal  
P.O. Box 1066  
Pinellas, FL 33781  
813-492-2500 888-642-0130

Signed and sworn to before me on 07/10/2020  
by an affiant who is personally known to  
me or produced identification.

  
Notary Public

AMY J. CHANTRY  
NOTARY PUBLIC  
MY COMMISSION EXPIRES 3/31/2023

**Exhibit "B"**



Case 8:20-cv-00862-VMC-TGW Document 149 Filed 06/10/20 Page 9 of 24 PageID 417

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Middle District of Florida

DATE: 7.9.2020  
TIME: 6:40 PM  
SERVER INTLS: SJ

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

Plaintiff(s)

v.

CHRIS AND SHELLEY ARDUINI, et al.

Defendant(s)

Civil Action No. 8:20-cv-00862-VMC-TGW

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Anne Hennessey  
14 Fieldstone Road  
Putnam Valley, NY 10579

A lawsuit has been filed against you.

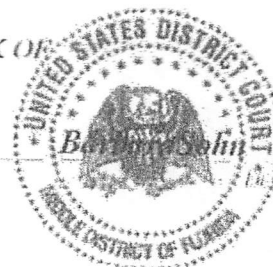
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Beatriz McConnell  
Englander Fischer  
721 First Avenue North  
St. Petersburg, FL 33701

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 06/10/2020

CLERK OF



Deputy Clerk



**F**

US POSTAGE AND FEES PAID

FIRST-CLASS

Nov 16 2020

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06280011714859

## FIRST-CLASS PKG SVC

KAYLA CROWLEY  
PO BOX 190  
Hamlin PA 18427

**C038**

**0027**

**SHIP TO:**

**U.S. Courthouse/Sam Gibbons  
Clerk of the Court  
801 N FLORIDA AVE  
TAMPA FL 33602-3849**

**USPS TRACKING #**



**9400 1118 9956 4165 6570 21**

AO 440 (Rev. 06/12) Summons in a Civil Action

## UNITED STATES DISTRICT COURT

for the

Middle District of Florida

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

Plaintiff(s)

v.

CHRIS AND SHELLEY ARDUINI, et al.,

Defendant(s)

Civil Action No. 8:20-cv-00862-VMC-TGW

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Danielle Montie Terranova  
6 Aladdin Trail  
Andover, NJ 07821

*B/Wan 2020*  
DATE SERVED

*2:45 PM*  
TIME SERVED

*BQR*

SEVEN MONTHS FROM 10/23/20

*2020/11/10*  
EXP. DATE

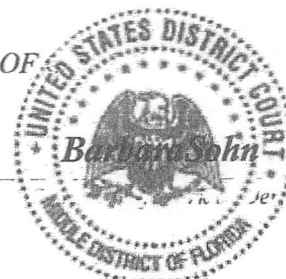
A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Beatriz McConnell  
Englander Fischer  
721 First Avenue North  
St. Petersburg, FL 33701

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF

Date: Oct 05, 2020

Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 8:20-cv-00862-VMC-TGW

**PROOF OF SERVICE**

***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))***

This summons for *(name of individual and title, if any)* \_\_\_\_\_  
was received by me on *(date)* \_\_\_\_\_.

☐ I personally served the summons on the individual at *(place)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I left the summons at the individual's residence or usual place of abode with *(name)* \_\_\_\_\_  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on *(date)* \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on *(name of individual)* \_\_\_\_\_, who is  
designated by law to accept service of process on behalf of *(name of organization)* \_\_\_\_\_  
\_\_\_\_\_ on *(date)* \_\_\_\_\_; or

☐ I returned the summons unexecuted because \_\_\_\_\_; or

☐ Other *(specify)*:

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: \_\_\_\_\_

\_\_\_\_\_  
*Server's signature*

\_\_\_\_\_  
*Printed name and title*

\_\_\_\_\_  
*Server's address*

Additional information regarding attempted service, etc:

**Tara Dillon**

---

**From:** cmecf\_flmd\_notification@flmd.uscourts.gov  
**Sent:** Friday, September 25, 2020 2:22 PM  
**To:** cmecf\_flmd\_notices@flmd.uscourts.gov  
**Subject:** Activity in Case 8:20-cv-00862-VMC-TGW Wiand v. Arduini et al Order on Motion to Substitute Party

This is an automatic e-mail message generated by the CM/ECF system. Please **DO NOT RESPOND** to this e-mail because the mail box is unattended.

**\*\*\*NOTE TO PUBLIC ACCESS USERS\*\*\*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30 page limit do not apply.

**U.S. District Court**

**Middle District of Florida**

**Notice of Electronic Filing**

The following transaction was entered on 9/25/2020 at 2:22 PM EDT and filed on 9/25/2020

**Case Name:** Wiand v. Arduini et al  
**Case Number:** 8:20-cv-00862-VMC-TGW  
**Filer:**  
**Document Number:** 481(No document attached)

**Docket Text:**

**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)

**8:20-cv-00862-VMC-TGW Notice has been electronically mailed to:**

Frederick Stewart Schriels frederick.schriels@gray-robinson.com, angela.calderon@gray-robinson.com, josef.rosen@gray-robinson.com

William Keith Fendrick keith.fendrick@hklaw.com, andrea.olson@hklaw.com

Christopher J. Whitelock cjw@whitelocklegal.com, adit@whitelocklegal.com, ark@whitelocklegal.com

John W. Waechter jwaechter@eflegal.com, dturner@eflegal.com

Courtney Fernald cfernald@eflegal.com, tdillon@eflegal.com

Beatriz McConnell bmccconnell@eflegal.com, creeder@eflegal.com, tdillon@eflegal.com

Lawrence Joseph Dougherty ldougherty@wiandlaw.com, abaker@wiandlaw.com

Jared J. Perez jperez@wiandlaw.com, awilson@wiandlaw.com, bwiaand@wiandlaw.com

Josef Yitzchak Rosen josef.rosen@gray-robinson.com, angela.calderon@gray-robinson.com

Alicia Gangi agangi@eflegal.com, afrederick@eflegal.com, tdillon@eflegal.com

**8:20-cv-00862-VMC-TGW Notice has been delivered by other means to:**

Black Dragon Capital, LLC  
c/o Michael Obay  
450 Leverett Avenue  
Staten Island, NY 10308

Kerrigan Management, Inc.  
c/o Kevin Kerrigan  
14 Fieldstone Road  
Putnam Valley, NY 10579

Life's Elements, Inc.  
c/o Kevin Johnson  
810 Long Island Avenue  
Medford, NY 11763

Alan Johnston  
2020 Holly Leaf Drive  
Tyler, TX 75703

Ann Barton  
PO Box 1354  
Millbrook, NY 12545

Anna Fuksman  
862 Fassett Road  
Elmira, NY 14905

Betsy Doolin  
6662 La Mirada Drive East, Unit 2  
Jacksonville, FL 32217

Chad Hicks  
3210 Vermont Road  
Cartersville, IL 62918

Chris Arduini

169 Allen Height Road St  
Johnsville, NY 13452

Courtney Hubbard  
412 Woodbury Drive  
Wyckoff, NJ 07481

David Paul Lipinczyk  
6336 Redman Road  
Brockport, NY 14420

Elmore Runee Harris  
5 Whitney Drive  
Greenwich, CT 06831

Frank Nagel  
10 Kyle Ct  
Carmel, NY 10512

Gregory Corcoran  
35 McCloud Rd  
Lafayette, NJ 07848

Henry Fuksman  
862 Fassett Road  
Elmira, NY 14905

Kayla Crowley  
1221 Goose Pond Rd  
Lake Ariel, PA 18436

Kevin Kerrigan  
14 Fieldstone Road  
Putnam Valley, NY 10579

Offer Attia  
217 Forest Ave  
New Rochelle, NY 10804

Patrick Flander  
1096 Youkers Bush Road  
Saint Johnsville, NY 13452

Piotr Luda  
8500 Grand Haven Land  
McKinney, TX 75071

Richard Hubbard  
412 Woodbury Drive  
Wyckoff, NJ 07481

**Shelley Arduini**  
**169 Allen Height Road St**  
**Johnsville, NY 13452**

**Timothy Hunte**  
**2155 Rainlily Drive**  
**Center Valley, PA 18034**

**Vince Petralis**  
**6 Adeane Drive West**  
**Rochester, NY 14624**

**Vince Petralis, Jr.**  
**5162 W Ridge Road**  
**Spencerport, NY 14559**



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

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

Plaintiff,

v.

Case No: 8:20-cv-00862-VMC-TGW

CHRIS AND SHELLEY ARDUINI, et al.,

Defendants.

\_\_\_\_\_ /

**RECEIVER'S MOTION FOR SUBSTITUTION OF PARTY DEFENDANTS**

Plaintiff, BURTON W. WIAND, as Receiver for OASIS INTERNATIONAL GROUP, LTD., OASIS MANAGEMENT, LLC, and SATELLITE HOLDINGS COMPANY ("*Receiver*"), by and through undersigned counsel and pursuant to Fed.R.Civ.P. 15 and 21, moves this Court for leave to substitute the Estate of Mary H. McClare as a named party in place of Defendant, Mary McClare. and to substitute Danielle Montie Terranova in place of Defendant, Anne Hennessey. In support thereof, the Receiver states as follows:

**Local Rule 3.01(g) Good Faith Certificate**

Pursuant to Local Rule 3.01(g), M.D. Fla., the undersigned certifies that on September 23, 2020, they conferred with counsel for Defendants, Joseph Martini, Sr., Joseph Martini, Jr., Bradley Kantor, Carrie Kantor, and Elizabeth McMahon and *pro se* Defendant Elmore Runee Harris, who did not oppose the relief sought herein. Plaintiff's counsel attempted to confer with *pro se* Defendants, Offer Attia, Gregory Corcoran, Betsy Doolin, and Alan Johnston via email on

**ENGLANDER FISCHER**

**A T T O R N E Y S**

721 First Avenue North • St. Petersburg, Florida 33701  
Phone (727) 898-7210 • Fax (727) 898-7218  
eflegal.com

September 23, 2020 and September 24, 2020, regarding the relief sought in this motion. The Receiver has not received a response from any of the remaining *pro se* defendants. Counsel will continue to attempt contact to confer regarding this Motion and will supplement this Motion accordingly.

### ***Executive Summary***

After unsuccessfully attempting service on Defendants, Mary McClare ("***McClare***") and Anne Hennessey ("***Hennessey***"), the Receiver learned that McClare is deceased and that Hennessey used a false name to conceal her identity. As a result, the Receiver attempted to locate the real parties in interest and discovered their whereabouts. Accordingly, the Receiver seeks leave to amend its Complaint to substitute McClare and Hennessey with the properly named party defendants: the Estate of Mary H. McClare and Danielle Montie Terranova.

### ***Factual Background***

The Receiver's Complaint asserted two claims against Defendants McClare and Hennessey for violation of Florida's Uniform Fraudulent Transfer Act ("***FUFTA***") and unjust enrichment. (Doc. 1). As explained in the Complaint, McClare and Hennessey received false profits generated from a Ponzi scheme. The Receiver seeks recovery of McClare's false profits totaling \$15,750.00 and Hennessey's false profits totaling \$5,804.54. (Doc. 1, Exh. A at 67 and 37).

On July 17, 2020, the Receiver's process server attempted service on McClare. During the service attempt, McClare's daughter-in-law advised that McClare was deceased and had been since 2017. See attached **Exhibit "A."** The Receiver located the attorney for McClare's estate and has attempted resolution since, however, with little responsiveness or engagement. Thus, substituting the Mary H. McClare Estate as a party defendant is essential to pursue the Receiver's \$15,750.00 claim.

On July 9, 2020, the Receiver attempted service on Defendant Hennessey at an address provided by the process server after conducting a diligent search. During that service attempt the individual served insisted she was not Hennessey. See attached **Exhibit “B.”** Undersigned contacted and spoke with this individual and confirmed that she was not Defendant Hennessey and continued to investigate her whereabouts. Through the investigation, undersigned discovered that Hennessey used a social security number associated with Danielle Montie Terranova, a relative of Raymond P. Montie, III—mastermind of the Ponzi scheme bringing rise to the Receiver’s claims and defendant in the Receiver’s related case no. 8:20-cv-00863-TPB-SPF. Accordingly, the Receiver seeks to substitute Danielle Montie Terranova as a party defendant in place of Defendant Hennessey.

#### ***Memorandum of Law***

“On motion or on its own, the court may at any time, on just terms, add or drop a party.” Fed. R. Civ. P. 21. The decision to add or drop a party under Rule 21 is left to the sound discretion of the trial court. *Lampliter Dinner Theater, Inc. v. Liberty Mut. Ins. Co.*, 792 F.2d 1036 (11th Cir. 1986); See also *Archer v. Mead Corp.*, 998 F. Supp. 2d 1262, 1274-75 (N.D. Ala. 2014) (“There is plainly no reason why a substitution of parties cannot be made under Rule 21, in the discretion of the court...”). Additionally, under Fed. R. Civ. P. 15, “parties may be added or dropped when an amendment is made to a complaint as a matter of course.” *Pretty Punch Shoppettes, Inc. v. Creative Wonders, Inc.*, 750 F.Wupp. 487, 493 (M.D. Fla. 1990). “Unless there is a substantial reason to deny leave to amend, the discretion of the district court is not broad enough to permit denial.” *Burger King Corp. v. Weaver*, 169 F.3d 1310, 1319 (11th Cir. 1999).

Here, the Court should use its discretion to substitute the Mary H. McClare Estate as the party defendant for McClare and Danielle Montie Terranova as the party defendant for Hennessey

because they are the real parties in interest in this case. After the Complaint was filed and while trying to serve the Defendants, the Receiver learned that McClare is deceased. The Receiver engaged in settlement communications with the attorney for McClare's estate but was not able to resolve her claim. Additionally, during the investigation to serve Hennessey, the Receiver discovered that Hennessey's social security number is associated with Danielle Montie Terranova and Hennessey was an alias. The claims brought against the Mary H. McClare Estate and Danielle Montie Terranova are identical to the claims originally brought against McClare and Hennessey. The requested substitution comports with the purpose of the Federal Rules of Civil Procedure and would avoid unnecessary delay and costs. See *Archer*, 998 F. Supp 2d at 1274-75 ("[S]ubstitut[ion] of parties is the wiser answer to the problem of expediting trials and avoiding the unnecessary delay and expense of requiring an action to be started anew...").

Moreover, the motion is not being filed for any improper purpose for any of the recognized bases upon which the requested leave may be denied—bad faith, undue prejudice, or futility. *Reese v. TRW, Inc.*, 979 F.2d 191, 194 (11th Cir. 1992). To the contrary, this motion will rectify the undue delay caused by Defendant Hennessey's use of a false identity in the underlying transactions in this case. Accordingly, the Court should grant leave to amend the Complaint to substitute the Mary H. McClare Estate and Danielle Marie Terranova as party defendants for McClare and Hennessey.

WHEREFORE, the Receiver respectfully requests that this Court grant the requested leave to amend the Complaint to substitute the party defendants as indicated herein.

Respectfully submitted,

ENGLANDER FISCHER

/s/Alicia Gangi

JOHN W. WAECHTER  
Florida Bar No. 47151  
Primary: [jwaechter@eflegal.com](mailto:jwaechter@eflegal.com)  
Secondary: [dturner@eflegal.com](mailto:dturner@eflegal.com)  
COURTNEY L. FERNALD  
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Florida Bar Certified, Appellate Practice  
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BEATRIZ MCCONNELL  
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**ENGLANDER and FISCHER LLP**  
721 First Avenue North  
St. Petersburg, Florida 33731-1954  
(727) 898-7210 / Fax (727) 898-7218  
*Attorneys for Plaintiff*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this day I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system and served a copy by

Chris Arduini  
169 Allen Height Road St  
Johnsville, NY 13452  
PRO SE  
Via Email: [carduini@frontiernet.net](mailto:carduini@frontiernet.net)

Shelley Arduini  
169 Allen Height Road St  
Johnsville, NY 13452  
PRO SE  
Via Email: [carduini@frontiernet.net](mailto:carduini@frontiernet.net)

Offer Attia  
217 Forest Ave  
New Rochelle, NY 10804  
PRO SE  
Via Email: [Michal@attiaenterprises.net](mailto:Michal@attiaenterprises.net)

Ann Barton  
c/o The Country Postman  
2517 RT44 #11  
New York, US 12578  
PRO SE

Black Dragon Capital, LLC c/o Michael Obay  
450 Leverett Avenue  
Staten Island, NY 10308  
PRO SE

Gregory Corcoran  
35 McCloud Rd  
Lafayette, NJ 07848  
PRO SE

Via Email: [obaymichael@yahoo.com](mailto:obaymichael@yahoo.com)

Kayla Crowley  
1221 Goose Pond Road  
Lake Ariel, PA 18436  
PRO SE  
Via Email and US Mail:  
[kmcmarie333@yahoo.com](mailto:kmcmarie333@yahoo.com)

Betsy Doolin  
6662 La Mirada Drive East, Unit 2  
Jacksonville, FL 32217  
PRO SE  
Via Email: [bjd6257@icloud.com](mailto:bjd6257@icloud.com)

Henry Fuksman  
862 Fassett Road  
Elmira, NY 14905  
PRO SE  
Via Email: [hfuksman@yahoo.com](mailto:hfuksman@yahoo.com)

Elmore Runee Harris  
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Greenwich, CT 06831  
PRO SE  
Via US Mail and Email:  
[runeeh@verizon.net](mailto:runeeh@verizon.net)

Richard Hubbard  
412 Woodbury Drive  
Wyckoff, NJ 07481  
PRO SE  
Via Email: [wineandguns@yahoo.com](mailto:wineandguns@yahoo.com)

Timothy Hunte  
2155 Rainlily Drive  
Center Valley, PA 18034  
PRO SE  
Via Email: [timhunte@yahoo.com](mailto:timhunte@yahoo.com)

Kevin Kerrigan  
14 Fieldstone Road  
Putnam Valley, NY 10579

Email: [GJCOR@embarqmail.com](mailto:GJCOR@embarqmail.com)

Patrick Flander  
1096 Youkers Bush Road  
Saint Johnsville, NY 13452  
PRO SE  
Via Email: [topnotchdj@hotmail.com](mailto:topnotchdj@hotmail.com)

Anna Fuksman  
862 Fassett Road  
Elmira, NY 14905  
PRO SE  
Via Email: [hfuksman@yahoo.com](mailto:hfuksman@yahoo.com)

Chad Hicks  
3210 Vermont Road  
Carterville, IL 62918  
PRO SE  
Via Email: [cahicks09@yahoo.com](mailto:cahicks09@yahoo.com)

Courtney Hubbard  
412 Woodbury Drive  
Wyckoff, NJ 07481  
PRO SE  
Via Email: [wineandguns@yahoo.com](mailto:wineandguns@yahoo.com)

Alan Johnston  
2020 Holly Leaf Drive  
Tyler, TX 75703  
PRO SE  
Via Email: [coachbigal@yahoo.com](mailto:coachbigal@yahoo.com)

Kerrigan Management, Inc.  
c/o Kevin Kerrigan  
14 Fieldstone Road  
Putnam Valley, NY 10579  
PRO SE  
Via Email:  
[kerriganmanagementinc@gmail.com](mailto:kerriganmanagementinc@gmail.com)

David Paul Lipinczyk  
6336 Redman Road  
Brockport, NY 14420

PRO SE

Via Email: [irishkevin55@gmail.com](mailto:irishkevin55@gmail.com)

Life's Elements, Inc. c/o Kevin Johnson  
810 Long Island Avenue  
Medford, NY 11763

PRO SE

Via Email: [energybizzny@gmail.com](mailto:energybizzny@gmail.com)

Frank Nagel  
10 Kyle Park  
Carmel, NY 10512

PRO SE

Via Email: [francisnagel@aol.com](mailto:francisnagel@aol.com)  
[franciskaren@aol.com](mailto:franciskaren@aol.com)

PRO SE

Via Email: [dlipinczyk@aol.com](mailto:dlipinczyk@aol.com)

Vince Petralis (Sr.)  
6 Adeane Drive  
West Rochester, NY 14624

PRO SE

Via Email: [spetralis2001@yahoo.com](mailto:spetralis2001@yahoo.com)

Christopher J. Whitelock  
Whitelock & Associates, PA  
300 SE 13th St Ft Lauderdale, FL 33316  
954/463-2001 Fax: 954/463-0410  
*Attorney for Bradley Kantor and Carrie Kantor*  
Email: [cjw@whitelocklegal.com](mailto:cjw@whitelocklegal.com)

William Keith Fendrick  
Holland & Knight, LLP - Tampa  
100 N Tampa St, Ste 4100  
Tampa, FL 33602  
813/227-8500 Fax: 813/229-0134  
*Attorney for Elizabeth McMahon*  
Email: [keith.fendrick@hklaw.com](mailto:keith.fendrick@hklaw.com)

Dated: September 24, 2020.

/s/Alicia Gangi  
*Attorney for Plaintiff*



AO 440 (Rev. 06/12) Summons in a Civil Action

**UNITED STATES DISTRICT COURT**

for the

Middle District of Florida

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

*Plaintiff(s)*

v.

CHRIS AND SHELLEY ARDUINI, et al.,

*Defendant(s)*

Civil Action No. 8:20-cv-00862-VMC-TGW

DATE: 7/10/20

TIME: 6:35pm

INT: MLF

**SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)* Mary McClare  
100 Eaglesfield Way  
Fairport, NY 14450

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Beatriz McConnell  
Englander Fischer  
721 First Avenue North  
St. Petersburg, FL 33701

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 06/11/2020

CLERK OF COURT



Clerk

**Exhibit "A"**

PRO SE  
Via Email: [irishkevin55@gmail.com](mailto:irishkevin55@gmail.com)

Life's Elements, Inc. c/o Kevin Johnson  
810 Long Island Avenue  
Medford, NY 11763  
PRO SE  
Via Email: [energybizzny@gmail.com](mailto:energybizzny@gmail.com)

Frank Nagel  
10 Kyle Park  
Carmel, NY 10512  
PRO SE  
Via Email: [francisnagel@aol.com](mailto:francisnagel@aol.com)  
[franciskaren@aol.com](mailto:franciskaren@aol.com)

PRO SE  
Via Email: [dlipinczyk@aol.com](mailto:dlipinczyk@aol.com)

Vince Petralis (Sr.)  
6 Adeane Drive  
West Rochester, NY 14624  
PRO SE  
Via Email: [spetralis2001@yahoo.com](mailto:spetralis2001@yahoo.com)

Christopher J. Whitelock  
Whitelock & Associates, PA  
300 SE 13th St Ft Lauderdale, FL 33316  
954/463-2001 Fax: 954/463-0410  
*Attorney for Bradley Kantor and Carrie Kantor*  
Email: [cjw@whitelocklegal.com](mailto:cjw@whitelocklegal.com)

William Keith Fendrick  
Holland & Knight, LLP - Tampa  
100 N Tampa St, Ste 4100  
Tampa, FL 33602  
813/227-8500 Fax: 813/229-0134  
*Attorney for Elizabeth McMahon*  
Email: [keith.fendrick@hklaw.com](mailto:keith.fendrick@hklaw.com)

Dated: September 24, 2020.

/s/Alicia Gangi  
*Attorney for Plaintiff*

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 8:20-cv-00862-VMC-TGW

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) MARY McCLARE  
 was received by me on (date) 7/16/20.

☐ I personally served the summons on the individual at (place) \_\_\_\_\_

on (date) \_\_\_\_\_ ; or

☐ I left the summons at the individual's residence or usual place of abode with (name) \_\_\_\_\_

, a person of suitable age and discretion who resides there,  
 on (date) \_\_\_\_\_, and mailed a copy to the individual's last known address; or

☐ I served the summons on (name of individual) \_\_\_\_\_, who is

designated by law to accept service of process on behalf of (name of organization) \_\_\_\_\_

on (date) \_\_\_\_\_ ; or

☐ I returned the summons unexecuted because \_\_\_\_\_ ; or

☒ Other (specify): PER DAUGHTER-IN-LAW STACY McCLARE, THE DEFENDANT DIED  
ON 10/25/17 (SEE OBITUARY) - ATTEMPTED 7/16/20 AT 5:30P

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ 0.00.

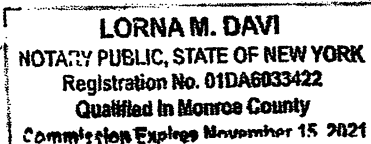
I declare under penalty of perjury that this information is true.

Date: 7/22/20


Server's signature




Printed name and title



P.O. Box 10022, Rochester, NY 14610

Server's address

Additional information regarding attempted service, etc:

**Obituary**

# Mary H. (Hickey) McClare

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McClare, Mary H. (Hickey)

Fairport: October 25, 2016, age 81. Predeceased by husband, Andrew; sister, Frances. Survived by children, Kathryn McClare, Michael (Leslie) McClare, William (Stacy) McClare and Brian (Sue) McClare; grandchildren, Julia, Andrew, Caitlin, Timothy, Allison, Nicholas and Rileigh; step-grandchildren, Maddie and Jake; sister, Josephine Kennedy; several nieces, nephews and other beloved family and friends.

Calling hours, Tuesday 4-7 PM at Richard H. Keenan Funeral Home, 7501 Pittsford Palmyra Road (Egypt location). Funeral Mass, Wednesday 10 AM at St. John of Rochester Church (Fairport).

**Richard H. Keenan**  
**FUNERAL HOMES**  
(NIS) 223-0404 or (NIS) 223-0404



\*212880\*

UNITED STATES DISTRICT COURT  
Middle District of Florida

Burton W. Wiand as Receiver for Oasis  
International Group, Ltd, et al

Case No.: 8:20-cv-00862-VMC-TGW

Plaintiff(s),

vs.

AFFIDAVIT OF SERVICE

Chris and Shelley Arduini, et al

Defendant(s).

I certify that I received this process on 07/09/2020 at 10:56 AM to be served upon:

Anne Hennessey

ss: East Hartford

I, Sandra Yade, depose and say that: I am authorized to serve this process in the circuit/county it was served in.

On 07/09/2020 at 6:40 PM, I served the within Summons in a Civil Action, Complaint, Civil Case Cover Sheet, Exhibit A, Exhibits A-D on via CD on Anne Hennessey at 918A Heritage Village, , Southbury, CT 06488 in the manner indicated below:

**INDIVIDUAL SERVICE: - F.S. 48.031 (1)(a):** By delivering to the within named person a true copy of this process with the date and hour of service endorsed thereon by me, and a copy of the complaint, petition or other initial pleading or paper (if any) and informing the person of the contents.

Description of person process was left with:

Sex: Female - Skin: Caucasian - Hair: Gray - Age: 73 - Height: 5' - Weight: 110  
Other:

Comments/Prev. Attempts: The subject insisted she is not the correct Anne Hennessey. She stated she knows nothing about this matter. She has never resided at the address on the documents.

I asked the person spoken to if they are in the military and I received a Negative response.

Under penalty of perjury I declare that I have read the foregoing Affidavit Of Service and that the facts stated in it are true.

Sandra Yade  
TRGT Legal  
P.O. Box 1066  
Pinellas, FL 33781  
813-492-2500 888-642-0130

Signed and sworn to before me on 07/10/2020  
by an affiant who is personally known to  
me or produced identification.

  
Notary Public

AMY J. CHANTRY  
NOTARY PUBLIC  
MY COMMISSION EXPIRES 3/31/2023

**Exhibit "B"**



Case 8:20-cv-00862-VMC-TGW Document 149 Filed 06/10/20 Page 9 of 24 PageID 417

AO 440 (Rev. 06/12) Summons in a Civil Action

# UNITED STATES DISTRICT COURT

for the

Middle District of Florida

DATE: 7.9.2020  
TIME: 6:40 PM  
SERVER INTLS: SJ

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

Plaintiff(s)

v.

CHRIS AND SHELLEY ARDUINI, et al.

Defendant(s)

Civil Action No. 8:20-cv-00862-VMC-TGW

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Anne Hennessey  
14 Fieldstone Road  
Putnam Valley, NY 10579

A lawsuit has been filed against you.

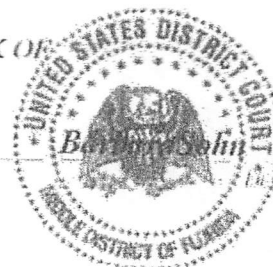
Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Beatriz McConnell  
Englander Fischer  
721 First Avenue North  
St. Petersburg, FL 33701

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: 06/10/2020

CLERK OF



Deputy Clerk

**F**

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KAYLA CROWLEY  
PO BOX 190  
Hamlin PA 18427

**C038**

**0027**

**SHIP TO:**

**U.S. Courthouse/Sam Gibbons  
Clerk of the Court  
801 N FLORIDA AVE  
TAMPA FL 33602-3849**

**USPS TRACKING #**



**9400 1118 9956 4165 6570 21**