

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA

CASE NO.: 8:20-cv-00394-WFJ-SPF

SECURITIES AND EXCHANGE COMMISSION,)
)
Plaintiff,)
)
v.)
)
KINETIC INVESTMENT GROUP, LLC and)
MICHAEL SCOTT WILLIAMS,)
)
Defendants, and)
)
KINETIC FUNDS I, LLC,)
KCL SERVICES, LLC d/b/a LENDACY,)
SCIPIO, LLC,)
LF42, LLC,)
EL MORRO FINANCIAL GROUP, LLC, and)
KIH, INC. f/k/a KINETIC INTERNATIONAL, LLC,)
)
Relief Defendants.)
_____)

**PLAINTIFF’S RESPONSE TO DEFENDANT MICHAEL SCOTT WILLIAMS’
EMERGENCY MOTION FOR RELIEF FROM ORDER GRANTING
MOTION FOR APPOINTMENT OF RECEIVER**

The Commission responds to Defendant’s Emergency Motion (DE 35) as follows:

1. Although the order granting the Commission’s motion for appointment of a receiver is not yet loaded on the Court’s docket (DE 34), the Commission’s proposed order does not include Williams in the definition of ”Receivership Defendant”.
2. It is the Commission’s understanding that the real property at issue in Defendant Williams’ emergency motion is in the name of Williams individually.

March 6, 2020

Respectfully submitted,

By: /s/ Christine Nestor & Stephanie N. Moot

Christine Nestor
Senior Trial Counsel
Fla. Bar No. 597211
Direct Dial: (305) 982-6367
E-mail: nestorc@sec.gov

Stephanie N. Moot
Trial Counsel
Fla. Bar No. 30377
Direct Dial: (305) 982-6313
E-mail: moots@sec.gov

John T. Houchin
Senior Counsel
Fla. Bar No. 118966
Direct Dial: (305) 416-6292
E-mail: houchinj@sec.gov

Barbara Viniestra
Senior Counsel
Fla. Bar No. 716901
Direct Dial: (305) 416-6218
E-mail: viniestrab@sec.gov

Attorneys for Plaintiff
Securities and Exchange Commission
801 Brickell Avenue, Suite 1950
Miami, FL 33131
Facsimile: (305) 536-4154

CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on March 6, 2020, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record via transmission of Notices of Electronic Filing generated by CM/ECF.

s/Christine Nestor

Christine Nestor

Gregory W. Kehoe, Esq.
Joseph H. Picone, Esq.
Danielle S. Kemp, Esq.
Greenberg Traurig, P.A.
101 East Kennedy Blvd., Suite 1900
Tampa, FL 33602
Telephone: 813-318-5700
Email: kehoeg@gtlaw.com
piconej@gtlaw.com
kempd@gtlaw.com
Counsel for Defendants and Relief Defendants

Steven M. Malina, Esq.
Greenberg Traurig, P.A.
77 West Wacker Drive, Suite 3100
Chicago, IL 60601
Telephone: 312-456-8400
Email: malinas@gtlaw.com
Counsel for Defendants and Relief Defendants

Mark A. Kornfeld, Esq., as Receiver
QUARLES & BRADY LLP
101 E. Kennedy Blvd., Ste. 3400
Tampa, FL 33602
Phone: (813) 387-0300
Facsimile: (813) 387-1800
Email: mark.kornfeld@quarles.com
Court-appointed Receiver