

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

KINETIC INVESTMENT GROUP, LLC and
MICHAEL SCOTT WILLIAMS,

CASE NO.: 8:20-cv-394

Defendants, and

KINETIC FUNDS I, LLC,
KCL SERVICES, LLC d/b/a LENDACY,
SCIPIO, LLC, LF 42, LLC, EL MORRO
FINANCIAL GROUP, LLC, and KIH, INC.,
f/k/a KINETIC INTERNATIONAL, LLC,

Relief Defendants.

**RECEIVER'S UNOPPOSED MOTION FOR EXTENSION
OF TIME FOR RECEIVERSHIP DEFENDANTS
TO RESPOND TO COMPLAINT**

Mark A. Kornfeld, as Receiver (the "Receiver") for Defendant Kinetic Investment Group, LLC and Relief Defendants Kinetic Funds I, LLC, KCL Services, LLC d/b/a Lendacy, Scipio, LLC, LF 42, LLC, El Morro Financial Group, LLC and KIH, Inc. f/k/a Kinetic International, LLC (collectively, the "Receivership Defendants"), by and through undersigned counsel and pursuant to Rule 6 of the Federal Rules of Civil Procedure, moves for an extension of time to serve a Response to Plaintiff's Complaint, and says:

1. Plaintiff, Securities and Exchange Commission, filed its Complaint on February 20, 2020. On or about February 25, 2020, Receivership Defendants' then-counsel executed a Waiver of Service for each of the Receivership Defendants which,

among other things, provided 60 days to respond to the Complaint. Docs. 14-20. The current deadline is April 27, 2020.

2. On March 6, 2020, the Court entered its Order Granting Plaintiff Securities and Exchange Commission's Emergency Motion for Appointment of Receiver (Doc. 34) which, among other things, appointed Mark A. Kornfeld as Receiver over the Receivership Defendants and provided that he "shall have all powers, authorities, rights and privileges heretofore possessed by the officers, directors, managers and general and limited partners of the Receivership Defendants . . ." *Id.* ¶ 4.

3. The Receiver and his counsel are currently in the process of evaluating the merits of the claims asserted in Plaintiff's Complaint against Receivership Defendants and request an extension of time to file a responsive pleading.

4. Accordingly, the Receiver respectfully requests this Court grant a 30-day extension to the Receivership Defendants' deadline to respond to Plaintiff's Complaint. This would result in a new deadline of May 27, 2020.

5. The above-described extension is requested in good faith and not for purposes of delay.

6. Pursuant to Local Rule 3.01(g), the Receiver's counsel has conferred with Plaintiff's counsel who has indicated Plaintiff does not oppose the relief requested herein.

WHEREFORE, Mark A. Kornfeld, as Receiver for Defendant Kinetic Investment Group, LLC, and Relief Defendants Kinetic Funds I, LLC, KCL Services, LLC d/b/a Lendacy, Scipio, LLC, LF 42, LLC, El Morro Financial Group, LLC and KIH, Inc. f/k/a Kinetic International, LLC respectfully requests entry of an Order granting an extension of time to file a response to Plaintiff's Complaint until May 27, 2020, and for all further relief deemed just and proper.

QUARLES & BRADY LLP

/s/ Jordan D. Maglich

Jordan D. Maglich, Esq.
Florida Bar No. 0086106
jordan.maglich@quarles.com
101 E. Kennedy Blvd., Ste. 3400
Tampa, FL 33602
Phone: (813) 387-0300
Facsimile: (813) 387-1800

*Attorneys for the Receiver,
Mark A. Kornfeld*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 27th day of April, 2020, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system which will send a Notice of Electronic Filing to the following counsel of record:

Christine Nestor, Esq.
Stephanie N. Moot, Esq.
John T. Houchin, Esq.
Barbara Veniegra, Esq.
Securities and Exchange Commission
801 Brickell Avenue, Suite 1950
Miami, FL 33131
nestorc@sec.gov
moots@sec.gov
houchinj@sec.gov
viniegrab@sec.gov
Counsel for Plaintiff

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
keoeg@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
malinas@gtlaw.com
*Counsel for Defendants and Relief
Defendants*

/s/ Jordan D. Maglich

Jordan D. Maglich