

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

Case No: 8:20-cv-394-T-35SPF

KINETIC INVESTMENT GROUP, LLC,
MICHAEL SCOTT WILLIAMS,

Defendants,

KINETIC FUNDS I, LLC, KCL
SERVICES, LLC, d/b/a/ LENDACY,
SCIPIO, LLC, LF42, LLC, EL MORRO
FINANCIAL GROUP, LLC, KIH, INC.,
f/k/a KINETIC INTERNATIONAL, LLC,


Relief Defendants.

ORDER

THIS CAUSE comes before the Court for consideration of Defendant Michael Williams' Motion to Modify the Asset Freeze Order [D.E. 33] to Unfreeze Funds to Defend This Case (the "Motion"). (Dkt. 102) Upon review and consideration of the Motion, being advised that the Securities and Exchange Commission (the "Commission") opposes the Motion, and being otherwise fully advised, the Court **GRANTS** the Motion under the terms set forth below. Accordingly, it is hereby **ORDERED** that the Asset Freeze Order, (Dkt. 33), shall be modified as follows:

1. The Court approves the reduced hourly rate of \$357.50 for each of Williams' two attorneys, Jon A. Jacobson and Timothy W. Schultz (collectively, "Counsel").
2. The Court approves Williams' proposed litigation budget attached to his Motion as Exhibit "A" based on the approved reduced hourly rate. (Dkt. 102-1)
3. Counsel has provided the Commission and the Receiver with time records showing 112.8 hours billed related to services identified in their litigation budget and performed between May 27, 2020 through July 14, 2020. Within three (3) days of entry of this Order, the Receiver shall pay Counsel \$40,326.00 from funds held in escrow at ServisFirst Bank (Account No. XXXXXX-0920).
4. After the Mediation of this matter, Counsel shall provide the Commission and the Receiver with time records showing time billed related to services identified in their litigation budget and performed between July 15, 2020 through August 28, 2020. Within 5 days the parties shall submit a proposed order to the Court related to the release of funds to cover approved fees.
5. All remaining terms of the Asset Freeze Order not modified by this Order remain in place.

DONE and **ORDERED** in Tampa, Florida, this 3rd day of August, 2020.



MARY S. SCRIVEN
UNITED STATES DISTRICT JUDGE

Copies furnished to:
Counsel of Record
Any Unrepresented Person