

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA

CASE NO.: 8:20-cv-00394-MSS-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.)
_____)

JOINT MOTION FOR AGREED CONFIDENTIALITY ORDER

Plaintiff Securities and Exchange Commission (“Commission”) and Defendant Michael Scott Williams (“Williams”) file this joint motion for entry of an agreed confidentiality order and state as follows:

1. The parties file this joint motion requesting the entry of a confidentiality order regarding the disclosure of information and

production of certain documents regarding how the Commission became aware of the alleged wrongdoing by Defendants described in the Complaint.

2. The Commission deems such information and documents confidential, but has agreed to provide the same subject to the terms of the attached Stipulation executed by Williams and his counsel, and the attached proposed Agreed Confidentiality Order.

WHEREFORE, the Commission and Williams respectfully request the entry of the proposed order attached to this Joint Motion.

**LOCAL RULE 3.01(g) CERTIFICATE OF
GOOD FAITH CONFERENCE**

I HEREBY CERTIFY that, in accordance with Middle District Local Rule 3.01(g), the undersigned has conferred with counsel for Williams, who have indicated they join in this motion and permit the use of their electronic signatures in this filing.

July 21, 2021

Respectfully submitted,

By: /s/ 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

Senior Trial Counsel

Fla. Bar No. 30377

Direct Dial: (305) 982-6313

E-mail: moots@sec.gov

Attorneys for Plaintiff

**Securities and Exchange
Commission**

801 Brickell Avenue, Suite 1950

Miami, FL 33131

Facsimile: (305) 536-4154

By: /s/ Timothy W. Schulz

Timothy W. Schulz, Esq., FBN
073024

TIMOTHY W. SCHULZ, P.A.

224 Datura Street, Suite 815

West Palm Beach, Florida 33401

Telephone: (561) 659-1167

Facsimile: (561) 659-1168

Email: schulzt@twslegal.com

Email: e-service@twslegal.com

Co-Trial Counsel for Defendants

By: /s/ Jon A. Jacobson

Jon A. Jacobson, Esq., FBN 155748

JACOBSON LAW P.A.

224 Datura St., Suite 812

West Palm Beach, FL 33401

Telephone: (561) 880-8900

Facsimile: (561) 880-8910

Email: jjacobson@jlpa.com

Email: e-service@jlpa.com

Co-Trial Counsel for Defendants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on July 21, 2021, 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/ Stephanie Moot
Stephanie Moot

SERVICE LIST

Timothy W. Schulz, Esq.
TIMOTHY W. SCHULZ, P.A.
224 Datura Street, Suite 815
West Palm Beach, Florida 33401
Telephone: (561) 659-1167
Facsimile: (561) 659-1168
Email: schulzt@twslegal.com
Email: e-service@twslegal.com
Co-Trial Counsel for Williams

Jon A. Jacobson, Esq.
JACOBSON LAW P.A.
224 Datura St., Suite 812
West Palm Beach, FL 33401
Telephone: (561) 880-8900
Facsimile: (561) 880-8910
Email: jjacobson@jlpa.com
Email: e-service@jlpa.com
Co-Trial Counsel for Williams

Jordan D. Maglich, Esq.
Buchanan Ingersoll & Rooney PC
401 E. Jackson St., Suite 2400
Tampa, FL 33602
813-222-2098
Jordan.maglich@bipc.com
Counsel for Receiver, Mark A. Kornfeld

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STIPULATION AND AGREED CONFIDENTIALITY ORDER

IT IS HEREBY STIPULATED, that Defendant Michael Scott Williams and his counsel of record have agreed to the entry of a Confidentiality Order regarding the disclosure of documents and information deemed confidential by Plaintiff, Securities and Exchange Commission:

1. Defendant has sought information, via interrogatory and deposition, related to how Plaintiff became aware of the alleged wrongdoing by Defendants described in the Complaint, including:

A. the date Plaintiff became aware of the alleged wrongdoing;

B. the name and last known mailing address, telephone number, and email address of the person who informed you of, or alerted Plaintiff to the alleged wrongdoing;

C. the substance of what was communicated to Plaintiff;

D. whether this communication was in writing or made orally.

2. Plaintiff deems this information confidential but has agreed to provide the information in an interrogatory answer and document production, subject to the terms of this Stipulation and the attached Agreed Confidentiality Order.

3. Defendant and his counsel agree they will not disclose the individual's status (i.e., that he/she advised the Commission of Defendants' conduct): (a) to third parties, or (b) in public filings without at least ten (10) days advance notice (so the individual can seek appropriate judicial relief as needed) to the Commission's counsel of record and the individual's counsel.

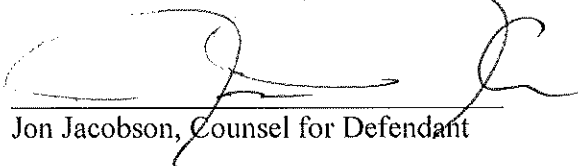
4. Defendant and his counsel agree that they shall not use the individual's status and the information or documents provided by him/her for any purpose other than: (1) this litigation, *SEC v. Williams, et al.*; or (2) to provide to the Office of the Inspector General. Should Defendant or his counsel believe that the use of such information is required for another purpose not authorized herein, then Defendant and his counsel shall provide at least ten (10) days advance notice (so the individual can seek appropriate judicial relief as needed) to the Commission's counsel of record and the individual's counsel.

STIPULATED AND AGREED TO BY:



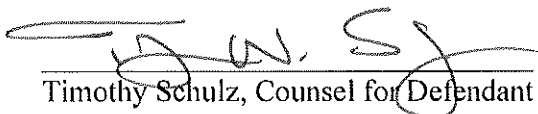
Michael Scott Williams, Defendant

Dated: July 16 2021



Jon Jacobson, Counsel for Defendant

Dated: 7/16/21



Timothy Schulz, Counsel for Defendant

Dated: 7/16/21

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AGREED CONFIDENTIALITY ORDER

THIS CAUSE comes before the Court for consideration of Plaintiff Securities and Exchange Commission’s (“Commission”) and Defendant Michael Scott Williams’ (“Williams”) Stipulation and Agreed Confidentiality Order. Having considered the Stipulation and being otherwise fully advised,

IT IS ORDERED AND ADJUDGED, any information or documents produced pursuant to the Stipulation may be shared only with Defendant and his Counsel, who have agreed to the terms of the Stipulation.

IT IS FURTHER ORDERED AND ADJUDGED, that Defendant and his Counsel shall not disclose the information or documents, except as set forth in the Stipulation.

DONE AND ORDERED in Chambers in _____, Florida, this ____ day of _____, 2021.

UNITED STATES DISTRICT JUDGE