

**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, KINETIC FUNDS I,
LLC, KCL SERVICES, LLC,
SCIPIO, LLC, LF42, LLC, EL
MORRO FINANCIAL GROUP,
LLC, KIH, INC., and BRANCH
BANKING AND TRUST
COMPANY,**

Defendants.

ORDER

THIS CAUSE comes before the Court for consideration of the Plaintiff's Motion to Amend Case Management and Scheduling Order, (Dkt. 251), and Defendant Williams' response in opposition thereto, (Dkt. 253); and Defendant Williams' Fifth Motion to Modify Freeze Order, (Dkt. 252), and the Plaintiff's response in opposition thereto. (Dkt. 254)

Currently pending before the Court are the Parties' cross Motions for Summary Judgment, (Dkts. 200, 202), and Plaintiff's Motion for Judgment on the Pleadings. (Dkt. 201) In its Motion to Amend, Plaintiff, the Securities and Exchange Commission

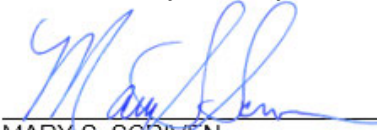
(the “Commission”), requests that the Court stay all remaining pretrial deadlines and remove this case from the September 2021 trial term pending resolution of the case-dispositive Motions. (Dkt. 251) Defendant Williams opposes a stay of this matter. (Dkt. 253) Defendant Williams also seeks a modification of the Court’s Asset Freeze Order to unfreeze \$173,208.75 to pay his anticipated attorneys’ fees, which he anticipates he will incur from April 29, 2021 (the day after his previous pre-trial budget terminated) through the last day of trial. (Dkt. 252) The Court has previously modified the freeze order to allow \$194,301.25 to be paid to Williams’ attorneys. (Dkts. 123, 134, 238, 237, 250) The Commission opposes the relief sought by Williams.

Upon consideration of the relevant filings, case law, and being otherwise fully advised, the Court hereby **ORDERS** as follows:

1. Plaintiff’s Motion to Amend Case Management and Scheduling Order, (Dkt. 251), is **GRANTED**. The trial term and all remaining deadlines are **STAYED** pending resolution of the pending case-dispositive Motions. (Dkts. 200, 201, 202) Upon resolution of the above-mentioned Motions, the Court will reset the remaining case deadlines, if necessary.
2. In light of the stay, Defendant Williams’ Fifth Motion to Modify Freeze Order, (Dkt. 252), is **DENIED WITHOUT PREJUDICE**. Should the case proceed to trial upon resolution of the Motions, Defendant may re-file his request to unfreeze additional funds. If, during this period of this stay, the Receiver proceeds to evict Defendant Williams or his lease-paying tenant,

whose lease payments are subsidizing the Defendant, the Receiver must first move to unfreeze additional funds for payment of Williams' living expenses.

DONE and ORDERED in Tampa, Florida, this 21st day of July 2021.



MARY S. SCRIVEN
UNITED STATES DISTRICT JUDGE

Copies furnished to:
Counsel of Record
Any Unrepresented Person