#### UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION

# UNITED STATES SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

Civil Action No.: 18-CV-5587

EQUITYBUILD, INC., EQUITYBUILD FINANCE, LLC, JEROME H. COHEN, and SHAUN D. COHEN,

Hon. John Z. Lee

Magistrate Judge Young B. Kim

Defendants.

## NOTICE OF APPEAL TO THE UNITED STATES COURT OF APPEALS FOR THE SEVENTH CIRCUIT

Please take notice that Ventus Holdings, LLC, hereby appeals to the United States Court of Appeals for the Seventh Circuit from the District Court's Order Granting the Receiver's Eighth Motion to Confirm the Sale of Certain Real Estate [Docket 712 & 825] entered on October 26, 2020 and the District Court's Order Granting Receiver's Eighth Motion to Confirm the Sale of Certain Real Estate and for Avoidance of Certain Mortgages, Liens, Claims and Encumbrances entered on October 30, 2020 [Docket Nos. 712 & 841].

- 1. This appeal is brought pursuant to 28 U.S.C. Section 1292(a)(2).
- 2. The party appealing the order is Ventus Holdings, LLC, represented by:

Michael B. Elman Michael B. Elman & Associates, Ltd. 10 S. LaSalle Street, Suite 1420 Chicago, Illinois 60603 Phone: (312)541-0903 Fax: (844)269-6884 Email: melman@mbelmanlaw.com

- 3. The Appellee parties are:
- A. United States Securities and Exchange Commission, represented by:

Benjamin J. Hanauer hanauerb@sec.gov Timothy J. Stockwell stockwell@sec.gov U.S. Securities and Exchange Commission 175 W. Jackson Blvd., Suite 145 Chicago, Illinois 60604 Phone: (312)353-7398 Fax: (312)353-7398

B. Kevin B. Duff, as Receiver, represented by:

Michael Rachlis mrachlis@rdaplaw.net Jodi Rosen Wine jwine@rdaplaw.net Rachlis Duff & Peel, LLC 542 S. Dearborn Street, Suite 900 Chicago, Illinois 60605 Phone: (312)733-3950 Fax: (312)733-3952

Dated: October 30, 2020

Respectfully submitted,

#### VENTUS HOLDINGS, LLC

/s/Michael B. Elman Michael B. Elman

Michael B. Elman & Associates, Ltd. 10 S. LaSalle Street Suite 1420 Chicago, Illinois 60603 Phone: (3120541-0903 Fax: (844)269-6884 Email: melman@mbelmanlaw.com

### **CERTIFICATE OF SERVICE**

I, Michael B. Elman, certify that on November 2,2020, the undersigned electronically filed Ventus Holdings, LLC's Notice of Appeal to the United States Court of Appeals for the Seventh Circuit, via the CM/ECF system and copies thereof were served to all counsel of record via the CM/ECF system.

> <u>/s/ Michael B. Elman</u> Michael B. Elman

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