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

UNITED STATES SECURITIES AND EXCHANGE COMMISSION,	))))
Plaintiff,	)))
v.	)
EQUITYBUILD, INC., EQUITYBUILD FINANCE, LLC, JEROME H. COHEN, and SHAUN D. COHEN,	))))
D. COHEN, Defendants.	))))

Civil Action No. 18-cv-5587

Hon. John Z. Lee

Mag. Judge Young B. Kim

### **NOTICE OF FILING OF POSITION STATEMENT RECEIVED AFTER FEBRUARY 3, 2022 DEADLINE**

Kevin B. Duff, as receiver ("Receiver") for the Estate of Defendants EquityBuild, Inc. ("EquityBuild"), EquityBuild Finance, LLC ("EquityBuild Finance"), their affiliates, and the affiliate entities of Defendants Jerome Cohen and Shaun Cohen (collectively, the "Receivership Defendants"), pursuant to the January 25, 2022 Joint Status Report Regarding Group 1 Claims Process (Dkt. No. 1139), hereby provides this Notice of Filing of Position Statements submitted by Group 1 Claimants pursuant to the Court's November 22, 2021 Order Modifying Group 1 Schedule (Dkt. No. 1091).

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The Claimant's Position Statement that the Receiver has received (but which was not submitted through the Court's ECF System) is attached to this Notice as Exhibit 51 – Linda and Brad Lutz.

The Receiver will serve a copy of this Notice upon all claimants in Group 1.

If any claimant submitted (or attempted to submit) a Position Statement using the Group 1 email distribution list (ebgroup1service@rdaplaw.net) and it is not included in this Notice, please promptly notify the Receiver by forwarding a copy of your original timely email and all attachments to equitybuildclaims@rdaplaw.net.

Dated: February 23, 2022

Kevin B. Duff, Receiver

By: <u>/s/ Michael Rachlis</u> Michael Rachlis Jodi Rosen Wine Rachlis Duff & Peel LLC 542 South Dearborn Street, Suite 900 Chicago, IL 60605 Phone (312) 733-3950 <u>mrachlis@rdaplaw.net</u> jwine@rdaplaw.net

### **CERTIFICATE OF SERVICE**

I hereby certify that on February 23, 2022, I electronically filed the foregoing Notice of Fling with the Clerk of the United States District Court for the Northern District of Illinois, using the CM/ECF system. A copy of the foregoing was served upon counsel of record via the CM/ECF system.

I further certify that I caused true and correct copy of the foregoing Notice, to be served upon all claimants included on the Email Service List for Group 1 by electronic mail and by a Dropbox link.

I further certify that the Notice will be posted to the Receivership webpage at: http://rdaplaw.net/receivership-for-equitybuild

> <u>/s/ Michael Rachlis</u> Rachlis Duff & Peel, LLC 542 South Dearborn Street, Suite 900 Chicago, IL 60605 Phone (312) 733-3950 Fax (312) 733-3952 mrachlis@rdaplaw.net

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UNITED STATES SECURITIES AND EXCHANGE COMMISSION,	) ) )
Plaintiff,	) Civil Action No. 18-cv-5587
<b>v</b> .	) Hon. John Z. Lee
EQUITYBUILD, INC., EQUITYBUILD FINANCE, LLC, JEROME H. COHEN, and SHAUN D. COHEN,	) Mag. Judge Young B. Kim ) )
Defendants.	) )

# **POSITION STATEMENT**

Claimant Name(s): Linda and Brad Lutz\_\_\_\_\_

## The Property or Properties in which you assert an interest:

[]	#74 - 3074 Cheltenham Place a/k/a 7836 S Shore Drive
[x]	#75 - 7625- 33 S East End Avenue
[]	#76 - 7635- 43 S East End Avenue
[]	#77 - 7750- 58 S Muskegon Avenue a/k/a 2818- 36 E 78th Street
[]	#78 - 7201 S Constance Avenue a/k/a 1825- 31 E 72nd Street

## **Facts and Evidence Supporting Claim(s):**

The initial note was for a principal amount of \$397,836. All documents are in the original claim. We received principal back of \$31,207 on 8/10/17, which dropped the total investment to \$361,629 according to my monthly statement. All documents are in the original claim.



\*Please attach only relevant documents or transcript pages to the Position Statement. Please redact (black out or remove) personal identifying information such as social security numbers before submission.

# Legal Authority and Argument:

Dated \_\_\_\_\_2/4/2022

DocuSigned by: Linda Lutz
96B6A9D6971847C

(Signature)

Linda Lutz

Printed Name(s) of Claimant(s)