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,)))))))
Defendants.)

Civil Action No. 18-cv-5587 Hon. Manish S. Shah

Mag. Judge Young B. Kim

NOTICE OF FILING OF POSITION STATEMENTS

)

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"), hereby provides this Notice of Filing of Position Statements submitted by Group 2 Claimants pursuant to the Court's September 12, 2023 Order Modifying Group 2 Schedule (Dkt. 1532).

The Claimants' Position Statements that the Receiver has received (but which were not submitted through the Court's ECF System) are attached to this Notice as follows¹:

¹ For position statements received after the Court's November 29, 2023 deadline (Dkt. 1532), the date on which the statement was received is indicated.

- Exhibit 1 Ricardo Acevedo Lopez
- Exhibit 2 The Agee Family Trust, Scott R. Agee, Trustee
- Exhibit 3 William H. Akins
- Exhibit 4 Aksel Allouch
- Exhibit 5 Aluvelu Homes LLC c/o Rama Rao Voddi
- Exhibit 6 ATF Domaskin Revocable Trust, Mark A. Miller, Trustee
- Exhibit 7 Steven R. Bald
- Exhibit 8 Juliette S. Barksdale as trustee of Juliette S. Barksdale Revocable Trust dated 12/22/11
- Exhibit 9 Louis Barrows
- Exhibit 10 Aaron Beauclair
- Exhibit 11 New Direction IRA, FBO Ingrid Beyer
- Exhibit 12 Ingrid (and Joel) Beyer
- Exhibit 13 John E. Bloxham
- Exhibit 14 Gary R Burnham Jr.
- Exhibit 15 iPlanGroup Agent for Custodian FBO Janice G Burrell IRA
- Exhibit 16 Manuel Camacho
- Exhibit 17 Camano Equities, LLC c/o Charles R. Markley
- Exhibit 18 Annie Chang
- Exhibit 19 Nandini Chennappan
- Exhibit 20 Todd Colucy
- Exhibit 21 Patrick Connely

- Exhibit 22 William J Cook III
- Exhibit 23 Coppy Properties, LLC c/o Patrick T. Coppinger
- Exhibit 24 Cross 5774 Holdings LLC Cross Global Funding Group c/o Amy Chin
- Exhibit 25 Duane A. Degenhardt
- Exhibit 26 Mark DeLuca
- Exhibit 27 Chuck Denton | Denton Real Estate Company Inc 401K PSP
- Exhibit 28 Madison Trust Company Custodian FBO Erika Dietz Account #M1612085
- Exhibit 29 Todd Easley
- Exhibit 30 Eleven St. Felix Street Realty Corp. c/o Bernadette Chen
- Exhibit 31 Evans & Associates LLC c/o Will Evans
- Exhibit 32 Irene Gacad
- Exhibit 33 Vladimir Raul Garcia Melijov
- Exhibit 34 Madison Trust Company Custodian FBO Sarah Geldart (Sarah Blank nee. Sarah Geldart)
- Exhibit 35 Michael Arthur Goldman, aka Michael A. Goldman, aka Michael Goldman, aka Mike Goldman
- Exhibit 36 Melanie T. & Gary M. Gonzales
- Exhibit 37 Duke E. Heger and Viviana Heger
- Exhibit 38 Donald H. Hendrickson IRA
- Exhibit 39 Karen L. Hendrickson IRA

- Exhibit 40 IG Investment Trust c/o Irene Gacad
- Exhibit 41 Influx Investments LLC c/o Joshua Thomas
- Exhibit 42 Brent Jacobs
- Exhibit 43 American Estate & Trust FBO Layne Jones
- Exhibit 44 Peter Jordan
- Exhibit 45 Helene D Kapsky
- Exhibit 46 Melbourne (Mel) Kimsey II
- Exhibit 47 Arvind Kinjarapu
- Exhibit 48 KKW Investments, LLC c/o Paul N. Wilmesmeier
- Exhibit 49 Koates LLC c/o Karen Oates
- Exhibit 50 Naveen Kwatra
- Exhibit 51 Maricris Lee
- Exhibit 52 Legacy Trading LLC c/o Kelly Drees
- Exhibit 53 Valery Lipenko
- Exhibit 54 CLOVE, LLC; JML Roth, LLC; JLO Investments, LLC by Cynthia Love as representative and sole member
- Exhibit 55 Daniel Matthews, Leah Matthews
- Exhibit 56 Charles P McEvoy
- Exhibit 57 MID LLC c/o Carolyn Mize
- Exhibit 58 Steven G. Mouty (received 12/3/23)
- Exhibit 59 Dee Ann Nason & The Entrust Group FBO Dee Ann Nason
- Exhibit 60 Grace Ndungu aka Grace Ngumi

- Exhibit 61 Douglas Nebel
- Exhibit 62 William Needham
- Exhibit 63 Nehasri Ltd. c/o Manoj Donthineni
- Exhibit 64 Optima Property Solutions LLC c/o Jean-Marc Cabrol
- Exhibit 65 Juli Patel
- Exhibit 66 Vivek Pingili
- Exhibit 67 Teena Ploeger
- Exhibit 68 PNW Investments, LLC c/o Paul N. Wilmesmeier
- Exhibit 69 Quantum Growth Holdings, LLC, Mgr Celia Tong
- Exhibit 70 R2V2 Investments LLC c/o Rama Rao Voddi
- Exhibit 71 Jason Ragan (received 11/30/23)
- Exhibit 72 Real Envisions LLC c/o Kuldeep Jain
- Exhibit 73 Doron and Hila Reichenberg
- Exhibit 74 Rise Up Real Estate Group LLC c/o Bret M Barattini
- Exhibit 75 RLD Denouement Holding Company, LLC c/o Ryan L. Dunn
- Exhibit 76 Quest IRA Inc FBO Francisco Romero Sr IRA Acct# 25282-11 & #25282-21
- Exhibit 77 Quest IRA Inc FBO Rebeca E. Savory-Romero IRA Acct# 15528-11 & #15528-21
- Exhibit 78 Keith P Rowland and Jane E Rowland
- Exhibit 79 Guenter & Karen Scheel
- Exhibit 80 The Scott-Erquiaga Trust dated 6/20/2001

- Exhibit 81 Serva Fidem, LLC c/o Bret M Barattini
- Exhibit 82 Teresita Shelton
- Exhibit 83 Gilbert D Sherman Declaration of Trust Dated 7/30/2013
- Exhibit 84 Provident Trust Group FBO Charles Smith Solo K
- Exhibit 85 Quest IRA Inc. FBO Charles E Smith IRA #2684811
- Exhibit 86 Frank Sohm
- Exhibit 87 Stephan Tang
- Exhibit 88 iPlanGroup Agent for Custodian FBO Rajanikanth Tanikella IRA
- Exhibit 89 Jacqueline M Theil c/o Patricia J Theil
- Exhibit 90 Austin Capital Trust Co. Custodian FBO Patricia Theil IRA Rollover on behalf of Austin Capital Trust Co. Custodian FBO David R Theil, Profit Sharing Plan
- Exhibit 91 Terri S. Tracy
- Exhibit 92 David R Trengove
- Exhibit 93 Moran Blueshtein / Upender Subramanian
- Exhibit 94 Simon Usuga
- Exhibit 95 iPlanGroup Agent for Custidian FBO Rama Rao Voddi Roth IRA
- Exhibit 96 Michael Warner, Trustee of Warner Chiropractic Care Center, PC PSP
- Exhibit 97 Garwood Weatherhead
- Exhibit 98 Paul N. Wilmesmeier

Exhibit 99 John Witzigreuter

Exhibit 100 Petra Zoeller

Exhibit 101 Shlomo Zussman

Additionally, the following Group 2 Claimants filed a Position Statement via the Court's ECF system:

Dkt. No. 1553	LMJ Sales, Inc.
Dkt. No. 1554	Thorofare Asset Based Lending REIT Fund IV, LLC
	(6949-6959 S. Merrill)
Dkt. No. 1555	Deborah L. Mullica/Spectra Investments, LLC
Dkt. No. 1556	U.S. Securities and Exchange Commission (Dkt. 1557,
	Exhibits 1-10)
Dkt. No. 1558	Kirk Road Investments LLC
Dkt. No. 1559	Direct Lending Partner LLC
Dkt. No. 1560	Capital Investors, LLC; 6951 S Merrill Fund I LLC (d/b/a
	Capital Investors LLC)
Dkt. No. 1561	Certain Individual Investors (withdrawn)
Dkt. No. 1562	Shatar Capital Partners on behalf of 1111 Crest Dr., LLC,
	Abraham Aaron Ebriani, Hamid Esmail, and Farsaa Inc.,
	and any subsequent assignees including Pakravan Living
	Trust
Dkt. No. 1563	Asset Based Lending Reit Fund IV, LLC (1700-08 W.

Juneway Terrace)

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Dkt. No. 1564 Certain Individual Investors

The Receiver will serve a copy of this Notice upon all claimants in Group 2, and will also provide access to all of the foregoing Position Statements to the claimants in Group 2 through a Dropbox link.

If any claimant submitted (or attempted to submit) a Position Statement using the Group 2 email distribution list (ebgroup2service@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: December 4, 2023

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> <u>jwine@rdaplaw.net</u>

CERTIFICATE OF SERVICE

I hereby certify that on December 4, 2023, 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 2 by electronic mail and by a Dropbox link.

I further certify that the Notice (without Exhibits 1-101) will be posted to the Receivership webpage at: <u>http://rdaplaw.net/receivership-for-equitybuild</u>

<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