

From: [EquityBuildClaims](#)
To: [EquityBuildClaims RDAPK](#)
Subject: SEC v. EquityBuild Inc., et al. - notice regarding database of EquityBuild documents
Date: Thursday, June 24, 2021 6:40:02 PM

To the claimants in SEC v. EquityBuild Inc., et al., 18-cv-5587:

You are receiving this email because you submitted a claim to the Receiver in connection with the lawsuit that the United States Securities and Exchange Commission filed against EquityBuild, Inc., EquityBuild Finance, LLC, Jerome Cohen, and Shaun Cohen, which is pending before the Honorable John Z. Lee in the United States District Court for the Northern District of Illinois, Eastern Division.

Documents that the Receiver recovered from EquityBuild, Inc. and its principals and affiliates have been loaded into a database hosted by the software vendor [CloudNine](#). These documents consist of emails, contracts, accounting and bank records, and many other types of business records of these entities and individuals. They are different from and do not include the claim forms and supporting documents submitted to the Receiver in this matter, which have been provided separately to claimants by a different vendor (Avalon).

The documents will be available in this database for the six-month period from July 1, 2021 through December 31, 2021.

Pursuant to paragraphs 8-12 of the Court's February 9, 2021 [Order Relating to Claims Resolution Process](#) (Dkt. 940), you are being offered the opportunity to electronically access these EquityBuild documents during any portion of this six-month period, in order to search for and obtain copies of any documents that you may wish to use to support your claims, or to assist you in opposing any other claimants' claim(s), during the claims resolution process in this matter.

Please note that you will not have access to this database of EquityBuild documents after December 31, 2021. Regardless of whether your claim will be addressed by the Court as part of the first group of properties or at a later date, the only opportunity you will have to access the EquityBuild documents through this database is between July 1, 2021 and December 31, 2021. Many claims will not be addressed by the Court prior to December 31, 2021. Even if your claim(s) are addressed by the Court after December 31, 2021, this database of EquityBuild documents will not be available after December 31, 2021. Thus, if you wish to inspect, use, or obtain copies of any of the documents in this database, your only opportunity to do so is between July 1, 2021 and December 31, 2021.

It is up to you to determine whether you wish to access the EquityBuild documents. You are not required to access the documents, and your claim will be considered whether or not you elect to search through EquityBuild's records for additional information you may wish to use in the claims resolution process. We understand that participating in a process like this may be unfamiliar to you, and you may therefore wish to consult with an attorney about this decision. The Receiver does not represent you and cannot give you legal advice.

If you decide that you would like to access EquityBuild's documents, there are two options available to you:

a. You or your attorney may pay a one-time fee of \$100 to obtain your own log-in credentials to access the documents in the electronic database for any portion of the six-month period still remaining at the time you sign up. This will allow you to search the content of the documents, and to select documents to download and retain for use during the claims process and only for purposes authorized by the Agreed Confidentiality Order. **To sign up, please go to www.ebcredentials.com to make the payment and sign the**

agreement to be bound by the [Agreed Confidentiality Order](#) (Dkt. 917).

b. Alternatively, you or your attorney may pay a one-time fee of \$300, plus an additional \$400 monthly fee, to obtain your own database with all of the capabilities offered by the proprietary CloudNine Review™ platform (see <https://cloudnine.com/software/cloudnine-review/>) for any number of months within the six-month period. Claimants may request multiple users to share this database. Such documents may be used solely for the purposes authorized by the Agreed Confidentiality Order. If you select this option, you will also need to download and retain any documents that you may wish to use in this matter after the database is disabled on December 31, 2021. **To sign up, please contact clehew@cloudnine.com to enter into a service agreement with CloudNine and sign the “Acknowledgement and Agreement to Be Bound” by the [Agreed Confidentiality Order](#) (Dkt. 917).**

CloudNine will provide you with instructions regarding how to access the EquityBuild documents when you sign up, and users can access training, tutorials and documentation through CloudNine’s Training & Support menu in the document database.

The Receiver is unable to provide technical support or guidance on how to access, search, or use the database or documents in the database.

The Court has ordered that the claims process for the first group will begin on July 6, 2021 for claims made against the following five properties:

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

The Receiver will send all claimants who have asserted an interest in one or more of these five properties a Framing Report and further instructions on that date. The order in which the Court will consider the claims against the other groups of properties will be determined at a later date by the Court.

Please note that all documents in the database of EquityBuild documents are subject to the Agreed Confidentiality Order entered by the Court. You may not use or distribute any of the documents in the database of EquityBuild documents in a manner that is inconsistent with the Agreed Confidentiality Order entered by the Court.

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