

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA
CASE NO. 20-CIV-81205-RAR

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

COMPLETE BUSINESS SOLUTIONS
GROUP, INC. d/b/a PAR FUNDING, *et al.*,

Defendants.

**RECEIVER RYAN K. STUMPHAUZER'S EMERGENCY MOTION TO ENJOIN
ACCESS TO COMPLETE BUSINESS SOLUTIONS GROUP, INC. AND FULL
SPECTRUM PROCESSING, INC.'S ELECTRONICALLY-STORED INFORMATION,
AND FOR AN ORDER TO SHOW CAUSE AGAINST FORMER RECEIVERSHIP
ENTITY EMPLOYEES THAT VIOLATED THIS COURT'S RECEIVERSHIP ORDER**

Basis for emergency relief:

The Receiver respectfully seeks this relief on an expedited basis because he has learned that employees of the Receivership Entities have accessed, downloaded, and modified electronic data of the Receivership Entities following the Court's entry of the Court's Receivership Order. The Receiver believes that immediate action is necessary so that he can properly carry out his duties under the Receivership Order.

Ryan K. Stumphauzer, Esq., Court-Appointed Receiver ("Receiver"), hereby files this Emergency Motion to Enjoin Access to Complete Business Solutions Group, Inc. d/b/a Par Funding ("CBSG") and Full Spectrum Processing, Inc.'s ("Full Spectrum") Electronically-Stored Information, and for an Order to Show to Cause as to Former Receivership Entity Employees that Violated this Court's Receivership Order. Although the Receiver is highly reluctant to file emergency motions over the weekend, the Receiver has discovered that several employees of CBSG and/or Full Spectrum have accessed and downloaded over one hundred thousand (100,000)

files from the Company's G Suite cloud-based account, with access continuing as recently as August 14, 2020. Moreover, a declaration of former employee Aida Lau suggests that she improperly accessed the Company's Quickbooks accounting software [D.E. 106].

1. On Friday, June 24, 2020, the Securities and Exchange Commission ("SEC") filed its Complaint for Injunctive and Other Relief [D.E. 1] against the Receivership Entities, Lisa McElhone, Joseph Cole Barleta, a/k/a Joe Cole, Joseph W. Laforte, a/k/a Joe Mack, a/k/a Joe Macki, a/k/a Joe McElhone, Perry S. Abbonizio, Dean J. Vagnozzi, Michael C. Furman, John Gissas, and Relief Defendant L.M.E. 2017 Family Trust.

2. On Friday, July 24, 2020, the SEC also filed a Motion for Appointment of Receiver [D.E. 4] requesting the Court to appoint Ryan K. Stumphauzer as the Receiver for the Receivership Entities. On Monday, July 27, 2020, the Court entered an Order Granting the SEC's Motion for Appointment of Receiver ("Receivership Order") [D.E. 36]. In that Order, the Court found that the SEC made a sufficient and proper showing in support of its request for the appointment of "a Receiver with full and *exclusive* power, duty, and authority to: administer and manage the Receivership Entities' business affairs, funds, assets, causes of action, and any other property; marshal and safeguard all of the assets of the Receivership Entities; and take whatever actions are necessary for the protection of the investors." *Id.* at 2 (emphasis added). To that end, the Court empowered the Receiver:

- a. "To take custody, control, and possession of all Receivership Entity records, documents, and materials, and to safeguard these items until further Order of the Court;"
- b. "To secure and safeguard the Receivership Entity's information technology, data, documents, storage systems, and documents, including by making contact

with any third party vendors, such as movers and information” technology personnel, to assist in this process;”

- c. “To take any other action as necessary and appropriate for the preservation of the Receivership Entities’ property interests or to prevent the dissipation or concealment of such property interests;”

3. The Receivership Order also provided that the “Receivership Entities and all persons receiving notice of this Order shall not hinder or interfere with the Receiver’s efforts to take control or possession of the Receivership Entities’ property interests identified above, or hinder his efforts to preserve them.”

4. On Thursday, July 30, 2020, the Receiver and his counsel conducted an interview of Aida Lau, a Full Spectrum employee, to learn about CBSG’s collection department and to discuss various operational issues. Brett Berman of Fox Rothschild, who at that time was representing CBSG, Par Funding and all the individual Defendants associated with CBSG and Full Spectrum, participated in the phone interview. Because of this call, there is no doubt that Ms. Lau understood that a Receiver had been appointed over CBSG and Full Spectrum. And, in light of Mr. Berman’s participation, Ms. Lau may have been advised by a lawyer regarding the seriousness and scope of the Receivership Order from this Court.

5. The Receiver learned that CBSG and Full Spectrum use G Suite for email hosting, document storage, Google Hangouts (chat / instant messaging) and potentially other functions. The Receiver experienced great difficulty obtaining exclusive control of this G Suite electronic data platform directly from Google, notwithstanding the fact that the Receiver served Google with a preservation letter and a copy of the Court’s July 27, 2020 Receivership Order. Google took the position that it would not provide the Receiver with administrative access to the data under any circumstances, and would provide a copy of the data only upon service of a Grand Jury Subpoena.

6. Without Google's cooperation, the Receiver's professional consultant managing the preservation of electronically stored information ("ESI Consultant") sought access directly from Kevin Young, one of Full Spectrum's information technology employees on Thursday, August 13, 2020. Young initially provided the Receiver's ESI Consultant with limited administrative access. This access was insufficient for the Receiver's ESI Consultant to download or preserve data. Following further discussions with Mr. Young, the Receiver's ESI consultant was eventually given the full "super administrator" access but, due to Google's privacy settings, he still cannot download the information for thirty (30) days.¹ Importantly, there are multiple other CBSG or Full Spectrum employees who have "super administrator access," and therefore have unfettered access to all data on this platform, including that of CBSG and Full Spectrum. Although other CBSG / Par Funding employees are not administrators, they continue to have normal user access rights to the G Suite.

7. Upon gaining access to the G Suite account, the Receiver's ESI Consultant found that data for several different companies were commingled in a single account, as evidenced by the screenshot attached hereto as Exhibit 1.

8. The Receiver's ESI Consultant has explained to the Receiver that he cannot effectively control and preserve the data of Receivership Entities, including CBSG and Full Spectrum, without eliminating the "super administrator access" rights of certain individuals, and user access of the CBSG and Full Spectrum employees.

9. More troubling, the Receiver's ESI Consultant discovered that Aida Lau, who purports to be a manager in the accounting department at Full Spectrum, and who has submitted

¹ When Mr. Young eventually gave the Receiver's ESI Consultant with the requested access, he stated: "Mike, I will add you as the super admin for the entire account, please do not alter or change any settings for organizations NOT related to parfunding or FSP." See Exhibit 2.

two declarations in support of the Defendants' joint motions, accessed and downloaded more than 100,000 documents after the Receivership Order was entered. She began doing so on July 31, 2020, just one day after her interview with the Receiver, and just seven days before she submitted her first declaration in support of Defendants' Joint Response to the Receiver's Motion to Engage an Entirely New Firm to Run CBSG. [DE 106-1.] Ms. Lau's download process continued until August 12, 2020, just two days before she submitted a second declaration in support of Defendants' Joint Opposition to a Preliminary Injunction. [DE 148-3.]

10. Moreover, in her August 7, 2020 Declaration, Ms. Lau clearly inferred that she accessed information after the Receivership Order was entered: "I have checked the documents that I would have preferred to have available during our discussion." [DE 148-13 at 3.] If there was any doubt, Ms. Lau attached to her Declaration "CBSG's Balance Sheet as of July 29, 2020," "a true and correct copy of CBSG Creditors, as of July 30, 2020," and "CBSG's cash position as of July 24, 2020."

11. Ms. Lau was not the only offender. Based on the Receiver's preliminary review, there are at least ten (10) other employees who have accessed or downloaded data. These employees work in several different departments, including collections, accounting, information technology, and consolidation. It also appears that at least one employee not only downloaded information, but also *edited* and *changed* that information, including a spreadsheet titled "Leads-Consolidated Data Sheet," as follows:

Item no	Event Description	User	Date	Event Name	Item id	Item Type	Owner	Prior View	View
Leads	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 12, 2020, 12:12:25 PM EDT	Edit	1Wb04m3	Google Sh	jwilliams@parfundii Pr		
Leads	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 12, 2020, 12:09:23 PM EDT	Edit	1Wb04m3	Google Sh	jwilliams@parfundii Pr		
Leads	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 12, 2020, 12:06:23 PM EDT	Edit	1Wb04m3	Google Sh	jwilliams@parfundii Pr		
Leads	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 12, 2020, 12:03:21 PM EDT	Edit	1Wb04m3	Google Sh	jwilliams@parfundii Pr		
Leads	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 12, 2020, 11:57:53 AM EDT	Edit	1Wb04m3	Google Sh	jwilliams@parfundii Pr		
Leads	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 12, 2020, 11:54:52 AM EDT	Edit	1Wb04m3	Google Sh	jwilliams@parfundii Pr		
Leads	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 12, 2020, 11:51:49 AM EDT	Edit	1Wb04m3	Google Sh	jwilliams@parfundii Pr		
Script	Joseph Williams downloaded an item	jwilliams@parfunding.com	Aug 12, 2020, 10:10:17 AM EDT	Download	1oebyAt4	Google Dc	jwilliams@parfundii Pr		
Script	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 11, 2020, 1:48:23 PM EDT	Edit	1oebyAt4	Google Dc	jwilliams@parfundii Pr		
Script	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 11, 2020, 1:24:07 PM EDT	Edit	1oebyAt4	Google Dc	jwilliams@parfundii Pr		
Script	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 11, 2020, 12:50:10 PM EDT	Edit	1oebyAt4	Google Dc	jwilliams@parfundii Pr		
Script	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 11, 2020, 12:47:05 PM EDT	Edit	1oebyAt4	Google Dc	jwilliams@parfundii Pr		
Script	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 11, 2020, 10:08:53 AM EDT	Edit	1oebyAt4	Google Dc	jwilliams@parfundii Pr		
Script	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 11, 2020, 10:05:50 AM EDT	Edit	1oebyAt4	Google Dc	jwilliams@parfundii Pr		
Script	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 11, 2020, 10:02:45 AM EDT	Edit	1oebyAt4	Google Dc	jwilliams@parfundii Pr		
Script	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 11, 2020, 9:59:42 AM EDT	Edit	1oebyAt4	Google Dc	jwilliams@parfundii Pr		
Script	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 11, 2020, 9:56:38 AM EDT	Edit	1oebyAt4	Google Dc	jwilliams@parfundii Pr		
Script	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 11, 2020, 9:53:34 AM EDT	Edit	1oebyAt4	Google Dc	jwilliams@parfundii Pr		
Script	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 11, 2020, 9:50:26 AM EDT	Edit	1oebyAt4	Google Dc	jwilliams@parfundii Pr		
Leads	Joseph Williams downloaded an item	jwilliams@parfunding.com	Aug 11, 2020, 9:32:46 AM EDT	Download	1Wb04m3	Google Sh	jwilliams@parfundii Pr		
Leads	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 10, 2020, 5:10:24 PM EDT	Edit	1Wb04m3	Google Sh	jwilliams@parfundii Pr		
Leads	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 10, 2020, 5:07:23 PM EDT	Edit	1Wb04m3	Google Sh	jwilliams@parfundii Pr		
Leads	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 10, 2020, 5:04:22 PM EDT	Edit	1Wb04m3	Google Sh	jwilliams@parfundii Pr		
Leads	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 10, 2020, 5:01:21 PM EDT	Edit	1Wb04m3	Google Sh	jwilliams@parfundii Pr		
Leads	Joseph Williams edited an item	jwilliams@parfunding.com	Aug 10, 2020, 4:58:20 PM EDT	Edit	1Wb04m3	Google Sh	jwilliams@parfundii Pr		

12. The Receiver has not reviewed the full contents of CBSG’s G Suite electronic data platform, nor has he yet reviewed all of the more than 100,000 documents downloaded by Ms. Lau and Full Spectrum’s other employees. Based on the file totals alone, however, the Receiver is concerned that information of the Receivership Entities, including financial information, has now been exfiltrated and its use cannot be controlled.

13. CBSG and Full Spectrum have set up their G Suite electronic data platform in a way that it is consolidated with several other companies associated with the individual Defendants. For example, the Receiver has learned that Aida Lau has six (6) total email accounts with different companies and entities that use this consolidated G Suite electronic data platform, four of which are not Receivership Entities. Because of the way this G Suite platform has been set up, the administrative rights and ability to access and preserve data for CBSG and Full Spectrum cannot easily be separated between and among the various companies, without suspending certain administrative rights that are associated with other companies that are not Receivership Entities.

14. While this Motion was being drafted, the Receiver felt he had no choice but to suspend the “super administrator access” rights of other individuals to the entire G Suite electronic data platform, and to suspend the normal user access right of CBSG and Full Spectrum’s

employees to the data for those companies. For all of these reasons, the Receiver is seeking a court Order that:

- (a) the Receiver is authorized to suspend, temporarily, access to users of the G Suite electronic data platform that CBSG and Full Spectrum utilize, as well “super administrator access” rights” for individuals that have access to other businesses or entities that utilize this integrated account;
- (b) any employees of CBSG or Full Spectrum who accessed, downloaded, or modified any electronic files from the G Suite account related to the Receivership Entities shall preserve all such documents within their personal possession, provide copies of those documents to the Receiver’s counsel within two (2) business days, and thereafter destroy and not retain any copies within their possession; and
- (c) all lawyers who have appeared in this action for any of the Defendants to this action who, at any time from July 29, 2020, to the present, communicated with individuals who are or were formerly employees of CBSG or Full Spectrum regarding access to CBSG’s or Full Spectrum’s data from G Suite or any other electronic sources shall preserve all communications with these employees and produce such communications to the Receiver’s counsel.

15. The Receiver is submitting a Proposed Order along with this Motion for the Court’s consideration.

Dated: August 15, 2020

Respectfully Submitted,

**STUMPHAUZER FOSLID SLOMAN
ROSS & KOLAYA, PLLC**
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Telephone: (305) 614-1400
Facsimile: (305) 614-1425

By: /s/ Timothy A. Kolaya
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Co-Counsel for Receiver

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on August 15, 2020, I electronically filed the foregoing document with the clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on counsel of record via transmission of Notices of Electronic Filing generated by CM/ECF.

/s/ Timothy A. Kolaya

TIMOTHY A. KOLAYA

Exhibit “1”

▼ CBSG	CBSG
Broadway	-
Farimount Funding	Staten Island, NY
Fast Advance Funding	RMR / FAF - PA, NY, FL
Full Spectrum Processing	FSP / PA
Hangout and Chat Disabled	Group that has Google Hangout and Google Chat Disabled
Hemp Up	Anthony Z's Organization
IT	IT Department
LM Property	Various Properties
Metro Physical Medicine	Philadelphia, PA
Millenium Holdings	Perry's Org
ParFunding	Philadelphia, PA
Stone Harbor	Stone Harbor
Temp	-
ValleyBrook Consulting	NYC
VisionSolarLLC-Arizona	Tempe AZ
VisionSolarLLC-Massachusetts	Boston MA
VisionSolarLLC-New Jersey	Blackwood NJ
VisionSolarLLC-Orlando	Florida Users
VisionSolarLLC-PA	Vision Solar Pennsylvania

Exhibit “2”

From: [Kevin Young](#)
To: [Michael Russo](#)
Cc: [Timothy Kolaya](#)
Subject: RE: Full Spectrum / Complete Business Solutions Group - Access to Electronic Data
Date: Friday, August 14, 2020 4:26:16 PM

Mike,

I will add you as the super admin for the entire account, please do not alter or change any settings for organizations NOT related to parfunding or FSP.

Regards,

Kevin Young

MCSE, MCITP Enterprise Admin

IT Director

Full Spectrum Processing

Business: [\(215\) 922-2636 x1097](tel:(215)922-2636x1097)

For IT Support: Dial 88

Mobile: [\(856\) 979-1894](tel:(856)979-1894)

Email: kyoung@fullspectrumprocessing.com

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From: Michael Russo <mrusso@lawgicalinsight.com>
Sent: Friday, August 14, 2020 2:28 PM
To: Kevin Young <kyoung@fullspectrumprocessing.com>
Cc: Timothy Kolaya <tkolaya@sflaw.com>
Subject: RE: Full Spectrum / Complete Business Solutions Group - Access to Electronic Data

Try this link:

<https://admin.google.com/ac/customertakeout>

If you can't access it, it could be because Google has it disabled.. this is **sometimes** the case when there are over 1,000 users on an account (I don't know if that's the case here or not because I seem to have limited access to certain features including Admin Console Setup & Vault).

Thanks,
Mike

From: Kevin Young <kyoung@fullspectrumprocessing.com>
Sent: Friday, August 14, 2020 2:21 PM
To: Michael Russo <mrusso@lawgicalinsight.com>
Cc: Timothy Kolaya <tkolaya@sflaw.com>
Subject: Re: Full Spectrum / Complete Business Solutions Group - Access to Electronic Data

What platform are you referring to?

Regards,

Kevin Young
MCSE, MCITP Enterprise Admin
IT Director
Full Spectrum Processing
Business: [215\) 922-2636 x1097](tel:2159222636)
For IT Support: Dial 88
Mobile: [856\) 979-1894](tel:8569791894)
Email:kyoung@fullspectrumprocessing.com

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On Aug 14, 2020, at 13:22, Michael Russo <mrusso@lawgicalinsight.com> wrote:

Hi Kevin – just following up to see if you can confirm the roles on your end.. I still get this message when I try to do some functions:

<image001.png>

Thanks,
Mike

From: Michael Russo
Sent: Thursday, August 13, 2020 9:44 PM
To: Kevin Young <kyoung@fullspectrumprocessing.com>; Timothy Kolaya <tkolaya@sflaw.com>
Subject: RE: Full Spectrum / Complete Business Solutions Group - Access to Electronic Data

I just enabled 2FA on my account, because usually that's the culprit to an account not being eligible for SA access. If you need anything from me, let me know. Otherwise, I will try again in about an hour to give the system time to refresh (sometimes it takes up to 24 hours to inherit permissions).

From: Kevin Young <kyoung@fullspectrumprocessing.com>
Sent: Thursday, August 13, 2020 9:36 PM
To: Michael Russo <mrusso@lawgicalinsight.com>; Timothy Kolaya <tkolaya@sflaw.com>
Cc: kyoung@fullspectrumprocessing.com
Subject: RE: Full Spectrum / Complete Business Solutions Group - Access to Electronic Data

Great, Thanks for confirming.

I just went through our new hires and termination checklist for any other portals, the ones provided are the only ones with data relevant to the case.

Access to adobe acrobat/office365 licenses are for application download and install only.

The QNAP local backup will have additional files for the business.

Regards,
Kevin Young
MCSE, MCITP Enterprise Admin

IT Director

Full Spectrum Processing

Business: [\(215\) 922-2636 x1097](tel:(215)922-2636x1097)

For IT Support: Dial 88

Mobile: [\(856\) 979-1894](tel:(856)979-1894)

Email: kyoung@fullspectrumprocessing.com

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From: Michael Russo <mrusso@lawgicalinsight.com>
Sent: Thursday, August 13, 2020 9:32 PM
To: Kevin Young <kyoung@fullspectrumprocessing.com>; Timothy Kolaya <tkolaya@sflaw.com>; Kevin Young <kyoung@parfunding.com>
Subject: RE: Full Spectrum / Complete Business Solutions Group - Access to Electronic Data

I appreciate it, Kevin.. I can confirm that I was able to successfully log into all 3 portals. I will let you know if I have questions.

Thanks,
Mike

From: Kevin Young <kyoung@fullspectrumprocessing.com>
Sent: Thursday, August 13, 2020 9:24 PM
To: Timothy Kolaya <tkolaya@sflaw.com>; Kevin Young <kyoung@parfunding.com>
Cc: Michael Russo <mrusso@lawgicalinsight.com>
Subject: RE: Full Spectrum / Complete Business Solutions Group - Access to Electronic Data

Tim,

I just sent credentials for the 3 portals under separate cover to Mike Russo.
Let me know if you have any questions.

Regards,
Kevin Young
MCSE, MCITP Enterprise Admin

IT Director

Full Spectrum Processing

Business: [\(215\) 922-2636 x1097](tel:(215)922-2636x1097)

For IT Support: Dial 88

Mobile: [\(856\) 979-1894](tel:(856)979-1894)

Email: kyoung@fullspectrumprocessing.com

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From: Timothy Kolaya <tkolaya@sflaw.com>
Sent: Thursday, August 13, 2020 8:26 PM
To: kyoung@fullspectrumprocessing.com; kyoung@parfunding.com
Cc: mrusso@lawgicalinsight.com
Subject: Full Spectrum / Complete Business Solutions Group - Access to Electronic Data

Mr. Young:

Thank you very much for taking the time to speak with me this evening. As discussed, my partner Ryan Stumphauzer has been appointed by the Court as the Receiver over Full Spectrum and CBSG/Par Funding. Attached is an amended receivership order that was recently entered. This order directs the Receiver to perform certain tasks, including the following:

- To take custody, control and possession of all Receivership Property and records relevant thereto from the Receivership Entities (Paragraph 7(B)).

In addition, the Order states that:

The individual Receivership Entities and the past and/or present officers, directors, agents, managers, general and limited partners, trustees, attorneys, accountants and **employees of the entity Receivership Entities**, as well as those acting in their place, **are hereby ordered and directed to preserve and turn over to the Receiver forthwith all paper and electronic information of, and/or relating to, the Receivership Entities** and/or all Receivership Property; such information shall include but not be limited to books, records, documents, accounts and all other instruments and papers. (Paragraph 8).

Based on this order, we appreciate your help in providing us access to the electronic files and data for Full Spectrum and CBSG/Par Funding.

Copied on this email is our ESI consultant Mike Russo (mrusso@lawgicalinsight.com). Please prove Mike with administrator access to the various programs that we discussed on our call. I believe that included:

- G Suite,
- ConvergeHub, and
- MCA Suite.

We will contact RightNetworks to request access to the QuickBooks account.

Let us know if you can think of any other programs / platforms that may host data that is relevant to Full Spectrum and CBSG/Par Funding.

Please feel free to contact me if you have any other questions.

Regards,

Tim Kolaya

TIMOTHY A. KOLAYA



PARTNER

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**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA
CASE NO.: 20-CV-81205-RAR**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

COMPLETE BUSINESS SOLUTIONS
GROUP, INC. d/b/a/ PAR FUNDING, et al.,

Defendants.

**[PROPOSED] ORDER GRANTING THE RECEIVER’S EMERGENCY MOTION TO
ENJOIN ACCESS TO COMPLETE BUSINESS SOLUTIONS GROUP, INC. D/B/A PAR
FUNDING AND FULL SPECTRUM PROCESSING, INC.’S ELECTRONICALLY
STORED INFORMATION AND FOR ORDER TO SHOW CAUSE AGAINST FORMER
EMPLOYEES THAT VIOLATED THIS COURT’S RECEIVERSHIP ORDER**

THIS CAUSE comes before the Court upon the Receiver’s Emergency Motion to Enjoin Access to Complete Business Solutions Group, Inc. d/b/a Par Funding (“Par Funding”) and Full Spectrum Processing, Inc.’s (“Full Spectrum”) Electronically Stored Information and for Order to Show Cause Against Former CBSG and Full Spectrum Employees That Violated This Court’s Receivership Order [ECF No. ____] (“Motion”). The Court having reviewed the Motion and being otherwise fully advised, it is:

ORDERED AND ADJUDGED that the Receiver’s Motion is **GRANTED**.

1. Pursuant to the Order Granting Plaintiff Securities and Exchange Commission’s Motion for Appointment of Receiver [D.E. 36] and the Amended Order Appointing Receiver [D.E. 141], the Court granted the Receiver with the authority to, among other things: “take immediate possession of all personal property of the Receivership Entities, wherever located, including but not limited to electronically stored information, computers, laptops, hard drives, external storage

drives, and any other such memory, media or electronic storage devices” and (b) “secure and safeguard the Receivership Entity’s information technology, data, documents, storage systems, and documents” (the “Authority Over Electronic Data”).

2. The Court also ordered that the “Receivership Entities and all persons receiving notice of this Order shall not hinder or interfere with the Receiver’s efforts to take control or possession of the Receivership Entities’ property interests identified above, or hinder his efforts to preserve them” (the “Prohibition Against Interference”).

3. In exercising his Authority Over Electronic Data and to prevent violations of the Prohibition Against Interference, the Receiver is authorized to suspend, temporarily, access to users of the G Suite electronic data platform that CBSG and Full Spectrum utilize, as well “super administrator access” rights” for individuals that have access to other businesses or entities that utilize this integrated account. This suspension as it pertains to administrator rights involving businesses or entities other than CBSG and Full Spectrum shall only last as long as required for the Receiver to ensure that the electronic data of the Receivership Entities is being properly preserved in accordance with the Receiver’s Authority Over Electronic Data, or until the Receiver can take appropriate action to separate the data of those other entities from the data of CBSG and Full Spectrum.

4. Any employees of CBSG or Full Spectrum who accessed, downloaded, or modified any electronic files from the G Suite account shall preserve all such documents within their personal possession and provide copies of those documents to the Receiver’s counsel within two (2) business days, and thereafter destroy and not retain any copies within their possession.

5. All lawyers who have appeared in this action for any of the Defendants to this action who, at any time from July 29, 2020, to the present, communicated with individuals who are or

were formerly employees of CBSG or Full Spectrum regarding access to CBSG's or Full Spectrum's data from G Suite or any other electronic sources shall preserve all communications with these employees and produce such communications to the Receiver's counsel.

DONE AND ORDERED in Fort Lauderdale, Florida, this ____ day of August, 2020.

RODOLFO A. RUIZ II
UNITED STATES DISTRICT JUDGE

Copies to: Counsel of record