

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO.: 20-CIV-81205-RAR

SECURITIES AND EXCHANGE
COMMISSION

Plaintiff,

vs.

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

Defendants.

RECEIVER, RYAN K. STUMPHAUZER, AND NON-PARTIES, AGM CAPITAL FUND I, LLC'S AND AGM CAPITAL FUND II, LLC'S JOINT STATUS REPORT

Receiver, Ryan K. Stumphauzer (“Receiver”), and Non-Parties, AGM Capital Fund I, LLC and AGM Capital Fund II, LLC (collectively, “AGM” and, together with the Receiver, the “Parties”), by and through their respective counsel, and in accordance with this Court’s Order [ECF No. 410], respectfully submit this Joint Status Report regarding AGM Capital Fund I, LLC and AGM Capital Fund II, LLC’s Motions for Protective Order and Motion to Quash, or, in the Alternative, Motion to Modify the Subpoena and Motion for the Fees Necessary to Respond to the Subpoena [ECF Nos. 294, 295], and state as follows:

1. The Parties have met and conferred in good faith and have tentatively resolved all but one issue related to the Subpoenas the Receiver issued to AGM.
2. The Parties require the Court’s intervention regarding Item No. 1 of the Subpoenas, which seeks “[a]ll documents and communications sufficient to identify investors.” Specifically, the dispute concerns whether AGM are required to turn over to the Receiver the names of the individuals who invested directly in AGM.

CASE NO.: 20-CIV-81205-RAR

3. AGM have agreed to turn over to the Receiver documents reflecting the last four (4) digits of the aforementioned investor's social security numbers, but object to the production of any other personal identifying information regarding these investors.

4. The Receiver has reserved the right, upon his review of the documents AGM have agreed to produce, to seek additional documents he requested through the Subpoenas that are not included within the categories of documents AGM has agreed to produce at this time.

5. Accordingly, the Parties respectfully request Magistrate Judge Bruce E. Reinhart to schedule a discovery hearing to resolve the remaining disputed item regarding the Subpoenas.

6. The Parties will continue to confer in good faith in an effort to resolve the remaining disputed item, and will file a subsequent joint status report in advance of any scheduled discovery hearing should they succeed at resolving the remaining disputed item.

Dated: December 11, 2020

Respectfully submitted,¹

STUMPHAUZER FOSLID SLOMAN
ROSS & KOLAYA, PLLC
Two South Biscayne Blvd., Suite 1600
Miami, FL 33131
Telephone: (305) 614-1400

By: /s/ Timothy A. Kolaya
TIMOTHY A. KOLAYA
Florida Bar No. 056140
tkolaya@sflaw.com

Co-Counsel for Receiver

WINGET, SPADAFORA &
SCHWARTZBERG, LLP
SunTrust International Center
One Southeast Third Avenue
Suite 1950
Main: 305-830-0600
Fax: 305-830-0601
Email: biard.b@wssllp.com
Knoblock.z@wssllp.com
Flservice@wssllp.com

By: /s/ Benjamin J. Biard
BENJAMIN J. BIARD
FL Bar No. 0907901
ZACHARY S. KNOBLOCK
FL Bar No. 010529
*Attorneys for Non-Parties,
AGM Capital Fund I, LLC and
AGM Capital Fund II, LLC*

¹ All persons below have authorized their signatures.

CASE NO.: 20-CIV-81205-RAR

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 11th day of December, 2020, I electronically filed with the Clerk of the Court by using the CM/ECF which will send a copy of the Notice of Electronic Filing to counsel of record.

/s/ Zachary S. Knoblock
Benjamin J. Biard
Florida Bar No. 907901
Zachary S. Knoblock
Florida Bar No. 105293