

**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.

**RECEIVER, RYAN K. STUMPHAUZER’S TWELFTH MOTION TO LIFT
LITIGATION INJUNCTION AS TO CERTAIN GARNISHMENT PROCEEDINGS**

Ryan K. Stumphauzer, Esq., Court-Appointed Receiver (“Receiver”) of the Receivership Entities¹, by and through undersigned counsel, hereby files this Twelfth Motion to Lift Litigation Injunction as to Certain Garnishment Proceedings:

¹ The “Receivership Entities” are Complete Business Solutions Group, Inc. d/b/a Par Funding; Full Spectrum Processing, Inc.; ABetterFinancialPlan.com LLC d/b/a A Better Financial Plan; ABFP Management Company, LLC f/k/a Pillar Life Settlement Management Company, LLC; ABFP Income Fund, LLC; ABFP Income Fund 2, L.P.; United Fidelis Group Corp.; Fidelis Financial Planning LLC; Retirement Evolution Group, LLC; RE Income Fund LLC; RE Income Fund 2 LLC; ABFP Income Fund 3, LLC; ABFP Income Fund 4, LLC; ABFP Income Fund 6, LLC; ABFP Income Fund Parallel LLC; ABFP Income Fund 2 Parallel; ABFP Income Fund 3 Parallel; ABFP Income Fund 4 Parallel; ABFP Income Fund 6 Parallel; ABFP Multi-Strategy Investment Fund LP; ABFP Multi-Strategy Investment Fund 2 LP; MK Corporate Debt Investment Company LLC; Capital Source 2000, Inc.; Fast Advance Funding LLC; Beta Abigail, LLC; New Field Ventures, LLC; Heritage Business Consulting, Inc.; Eagle Six Consultants, Inc.; 20 N. 3rd St. Ltd.; 118 Olive PA LLC; 135-137 N. 3rd St. LLC; 205 B Arch St Management LLC; 242 S. 21st St. LLC; 300 Market St. LLC; 627-629 E. Girard LLC; 715 Sansom St. LLC; 803 S. 4th St. LLC; 861 N. 3rd St. LLC; 915-917 S. 11th LLC; 1250 N. 25th St. LLC; 1427 Melon St. LLC; 1530 Christian St. LLC; 1635 East Passyunk LLC; 1932 Spruce St. LLC; 4633 Walnut St. LLC; 1223 N. 25th St. LLC; Liberty Eighth Avenue LLC; The LME 2017 Family Trust; Blue Valley Holdings, LLC; LWP North LLC; and 500 Fairmount Avenue, LLC and the Receivership Estate also includes the

1. The Receiver hereby moves this Court to lift the Litigation Injunction for the limited purpose of allowing the Receiver, in his discretion, to dissolve current writs of garnishment, to mark judgments satisfied, and/or to reopen confessed judgments, where the counterparty merchant either has resolved or has agreed to resolve prior defaults, or otherwise filed for bankruptcy protection, in the following cases in the Court of Common Pleas of Philadelphia County, Pennsylvania.²

2. The cases are:

- a. *Complete Business Solutions Group, Inc. v. Dr. Brian Liljenquist PLLC dba Surgical Wound Care Associates dba Dr. Brian Liljenquist and Brian Liljenquist*, Docket No. 191202410.
- b. *Complete Business Solutions Group, Inc. v. Cabinets West, Inc. dba Cabinets West and Michael Veltre and Tandy West*, Docket No. 190703981.
- c. *Complete Business Solutions Group, Inc. v. DK Gordon LLC dba DK Gordon dba The Gordon Group and Darren Gordon*, Docket No. 191200172.
- d. *Complete Business Solutions Group, Inc. v. Maids Envy Inc dba Maids Envy and Ricky Tyrone Jennings*, Docket No. 191101306.
- e. *Complete Business Solutions Group, Inc. v. Valiant Property Solutions LLC dba Valiant Property Solutions and James Miller*, Docket No.
- f. *Complete Business Solutions Group, Inc. v. US Hardwood and More dba US Hardwood and Carpet and Hermino Bustos and Alexis Bustos*, Docket No. 190301294.
- g. *Complete Business Solutions Group, Inc. v. Northwest Carrier Logistics LLC dba Northwest Carrier Logistics and Major Singh Heer*, Docket No. 191103424.

properties located at 568 Ferndale Lane, Haverford PA 19041; 105 Rebecca Court, Paupack, PA 18451; 107 Quayside Dr., Jupiter FL 33477; and 2413 Roma Drive, Philadelphia, PA 19145.

² See the Court's Amended Order Appointing Receiver dated August 13, 2020 [ECF No. 141] (the "Operative Receivership Order"). The Receiver generally incorporates the background section of his prior Motions to Lift Litigation Injunction as to Certain Garnishment Proceedings. [See, e.g. ECF Nos. 111, 145, 198, 232, and 264.]. To conserve resources and promote efficiency, the Receiver is providing only a summary narrative, as approved by the Court at the October 7, 2020 status conference.

- h. Complete Business Solutions Group, Inc. v. Optimum Granite and Marble Inc dba Optimum Granite and Marble and Denis Bahic, Docket No. 191003415.*
- i. Complete Business Solutions Group, Inc. v. Nostalgia The Barong Taga Shoppe Inc dba Notstalgia The Barong Taga Shoppe dba Nostalgia and Constance Fernandez, Docket No. 191003414.*
- j. Complete Business Solutions Group, Inc. v. ND CLS LLC dba ND CLS and Braulio Torres, Docket No. 190402790.*
- k. Complete Business Solutions Group, Inc. v. BTS Hospitality LLC dba Cucina Roma Restaurant and Allison Lesser, Docket No. 190703019.*
- l. Complete Business Solutions Group, Inc. v. GEFM LLC dba GAEC LLC and Craig Soaries, Docket No. 171200343.*
- m. Complete Business Solutions Group, Inc. v. Turn 4 Automotive, LLC and Allen Lavaty, Docket No. 170901767.*

3. The Receiver has determined, in his professional judgment, that it is in the best interests of the Receivership Estate to dissolve current writs of garnishment, to mark judgments satisfied, and/or to reopen confessed judgments with respect to these cases.

WHEREFORE, Ryan K. Stumphauzer, as Court-Appointed Receiver, by and through his undersigned counsel, respectfully requests this Honorable Court to grant this motion and lift the Litigation Injunction on a limited basis as set forth above. A proposed order for the Court's consideration is attached as Exhibit 1.

CERTIFICATION REGARDING PRE-FILING CONFERENCE

The undersigned counsel has conferred or attempted to confer with all counsel of record and unrepresented parties in this matter regarding the relief sought through this motion and certifies that none of the Defendants responded to the Receiver's email requesting their position with respect to the relief sought. The SEC takes no position on the motion to lift the litigation injunction. Its position on the underlying transaction was not solicited and therefore none was provided.

Dated: May 2, 2021

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 2, 2021, 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

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

Defendants.

**[PROPOSED] ORDER GRANTING TWELFTH MOTION TO LIFT LITIGATION
INJUNCTION AS TO CERTAIN GARNISHMENT PROCEEDINGS**

THIS CAUSE comes before the Court upon the Receiver's Twelfth Motion to Lift Litigation Injunction as to Certain Garnishment Proceedings [ECF No. ____] ("Motion"), filed on May 2, 2021.

In the Motion, the Receiver seeks to modify the Court's Amended Order Appointing Receiver dated August 13, 2020 [ECF No. 141], so as to lift the litigation injunction provided for in that Order for certain garnishment matters currently pending in the Court of Common Pleas of Philadelphia County, Pennsylvania to be opened for the limited purpose to allow the Receiver, in his discretion, to dissolve current writs of garnishment, to mark judgments satisfied, and/or to reopen confessed judgments, where the counterparty merchant either has resolved or agreed to resolve prior defaults, or otherwise filed for bankruptcy protection, in certain cases in the Court of Common Pleas of Philadelphia County, Pennsylvania.

The Receiver has made a sufficient and proper showing in support of the relief requested.

Accordingly, it is hereby

ORDERED AND ADJUDGED that Receiver's Motion is **GRANTED**. Specifically, the litigation injunction set forth in the Court's Amended Order Appointing Receiver dated August 13, 2020 [ECF No. 141] is hereby lifted in the following matters in the Court of Common Pleas of Philadelphia County, Pennsylvania, and solely for the purpose as described in the Motion:

- a. *Complete Business Solutions Group, Inc. v. Dr. Brian Liljenquist PLLC dba Surgical Wound Care Associates dba Dr. Brian Liljenquist and Brian Liljenquist*, Docket No. 191202410.
- b. *Complete Business Solutions Group, Inc. v. Cabinets West, Inc. dba Cabinets West and Michael Veltre and Tandy West*, Docket No. 190703981.
- c. *Complete Business Solutions Group, Inc. v. DK Gordon LLC dba DK Gordon dba The Gordon Group and Darren Gordon*, Docket No. 191200172.
- d. *Complete Business Solutions Group, Inc. v. Maids Envy Inc dba Maids Envy and Ricky Tyrone Jennings*, Docket No. 191101306.
- e. *Complete Business Solutions Group, Inc. v. Valiant Property Solutions LLC dba Valiant Property Solutions and James Miller*, Docket No.
- f. *Complete Business Solutions Group, Inc. v. US Hardwood and More dba US Hardwood and Carpet and Hermino Bustos and Alexis Bustos*, Docket No. 190301294.
- g. *Complete Business Solutions Group, Inc. v. Northwest Carrier Logistics LLC dba Northwest Carrier Logistics and Major Singh Heer*, Docket No. 191103424.
- h. *Complete Business Solutions Group, Inc. v. Optimum Granite and Marble Inc dba Optimum Granite and Marble and Denis Bahic*, Docket No. 191003415.
- i. *Complete Business Solutions Group, Inc. v. Nostalgia The Barong Taga Shoppe Inc dba Notstalgia The Barong Taga Shoppe dba Nostalgia and Constance Fernandez*, Docket No. 191003414.
- j. *Complete Business Solutions Group, Inc. v. ND CLS LLC dba ND CLS and Braulio Torres*, Docket No. 190402790.

- k. Complete Business Solutions Group, Inc. v. BTS Hospitality LLC dba Cucina Roma Restaurant and Allison Lesser, Docket No. 190703019.*
- l. Complete Business Solutions Group, Inc. v. GEFCM LLC dba GAEC LLC and Craig Soaries, Docket No. 171200343.*
- m. Complete Business Solutions Group, Inc. v. Turn 4 Automotive, LLC and Allen Lavaty, Docket No. 170901767.*

DONE AND ORDERED in Fort Lauderdale, Florida, this _____ day of _____,

2021.

RODOLFO A. RUIZ II
UNITED STATES DISTRICT JUDGE

Copies to: Counsel of record