

**UNITED STATES DISTRICT COURT
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.

**DEFENDANTS' RESPONSE TO THE RECEIVER'S EXPEDITED
MOTION TO SEAL (1) MOTION IN LIMINE TO EXCLUDE EXPERT
TESTIMONY AND REPORT OF MELISSA DAVIS, (2) JOINT MOTION FOR
PARTIAL SUMMARY JUDGMENT, AND (3) JOINT STATEMENT OF UNDISPUTED
FACTS IN SUPPORT OF THEIR MOTION FOR PARTIAL SUMMARY JUDGMENT**

Defendants, Joseph LaForte, Lisa McElhone, and Joseph Cole Barleta files this Response to Receiver Ryan Stumphauzer's Expedited Motion to Seal. (DE 807.) The undersigned counsel agrees that the expert report of Melissa Davis, which itself includes numerous exhibits and is over 500 pages long, includes information that should be sealed for the reasons explained in the Receiver's Motion. While the undersigned believes the issues raised in the Receiver's Motion are largely tied to this expert report, in an abundance of caution, Defendants agree that the other exhibits attached to Defendants' Motions in Limine and for Partial Summary Judgment and their Joint Statement of Undisputed Facts should be sealed pending a closer review by the undersigned. However, the undersigned has reviewed the Motions in Limine and for Partial Summary Judgment and the Joint Statement of Undisputed Facts and they do not contain information that requires redacting or that is subject to the Protective Order referenced in the Receiver's Expedited Motion. Therefore, it is not necessary to seal those documents.

CONCLUSION

WHEREFORE, the Defendant, Joseph LaForte, Lisa McElhone, and Joseph Cole Barleta respectfully request that this Court seal the exhibits attached to their Motion in Limine (DE 803), Motion for Partial Summary Judgment (DE 804), and Statement of Undisputed Facts (DE 805).

Respectfully submitted,

FRIDMAN FELS & SOTO, PLLC
2525 Ponce de Leon Boulevard, Suite 750
Coral Gables, FL 33134
Telephone: 305-569-7701
asoto@ffslawfirm.com
Attorneys for Joseph W. LaForte

/s/ Alejandro O. Soto
ALEJANDRO O, SOTO, ESQ
Florida Bar No. 172847

**KOPELOWITZ OSTROW
FERGUSON WEISELBERG GILBERT**
One W. Las Olas Blvd., Suite 500
Fort Lauderdale, Florida 33301
Attorneys for Joseph W. LaForte

By: /s/ Joshua R. Levine
DAVID L. FERGUSON
Florida Bar Number: 0981737
Ferguson@kolawyers.com
JOSHUA R. LEVINE
Florida Bar Number: 91807
Levine@kolawyers.com
ALEXIS FIELDS
Florida Bar Number: 95953
Fields@kolawyers.com

/s/ Bettina Schein
Bettina Schein, Esq.
Attorney for Joseph Cole Barleta
565 Fifth Avenue, New York, New York

LAW OFFICES OF ALAN S. FUTERFAS
565 Fifth Avenue, 7th Floor
New York, New York 10017
/s/ Alan S. Futerfas
ALAN S. FUTERFAS
Telephone: 212- 684-8400
asfuterfas@futerfaslaw.com
Attorneys for Lisa McElhone
Admitted Pro Hac Vice

10017 (212) 880-9417
bschein@bettinascheinlaw.com
Admitted Pro Hac Vice