

**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, and

THE LME 2017 FAMILY TRUST, a/k/a

LME 2017 FAMILY TRUST,

Relief Defendant.

**DEFENDANT, MICHAEL C. FURMAN'S, MOTION TO COMPEL PRODUCTION OF
ALLEGED REQUEST FOR PRODUCTION**

Defendant, Michael C. Furman ("*Furman*"), by and through the undersigned counsel, hereby requests that the Court enter an Order directing the SEC to produce any Requests for Production that it served onto him, and/or any response thereto and in support thereof states.

1. On or about December 2, 2021, the Court conducted a hearing on various issues. During the course of the hearing, the Court directed the parties to meet and confer about the impact of Furman's assertion of the Fifth Amendment in response to the SEC's First Requests for Admission.

2. During the course of that hearing, counsel for the SEC represented to the Court that Furman asserted the Fifth Amendment in response to a Request for Production that was issued onto him.

3. However, the undersigned counsel, which has the entire file of predecessor counsel, and Furman do not have any copies of any Requests for Production that were issued by the SEC or any responses to such requests for production.

4. The undersigned counsel has requested that the SEC produce the request for production that it claims to have served onto Furman on more than ten occasions during the past three days. However counsel for the SEC refuses to provide that information.

5. In addition, counsel for Furman has reached out to counsel for **all of the other Defendants** in this matter, which also do not have any copies of any Requests for Production that were served onto Furman, or any responses to them.

6. Given the minimal effort in producing the Request for Production, and the need to streamline and limit issues for trial, there is simply no basis for the SEC to refuse to provide documents to Furman.

7. It's also important to note that contrary to the SEC's assertion, the SEC has had a forensic copy of Furman's entire computer and cell phone, which were seized by the Reciever at the outset of this matter.

8. Accordingly, there is no basis for the SEC to withhold such information, unless it's counsel made a material misrepresentation to the Court.

9. The SEC's failure to provide such information on the eve of trial demonstrates a lack of civility, and should not be condoned.

WHEREFORE, Defendant, Michael Furman, respectfully requests that the Court enter an Order: (i) Granting the Motion; (ii) Directing the SEC to produce any requests for production that it issued onto Furman, and/or any responses it received to same; and (iii) Granting such further relief as the Court deems just and proper.

CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1(a)(3)

I HEREBY CERTIFY that counsel for the Movant has conferred with all parties or non-parties who may be affected by the relief sought in this Motion in a good faith effort to resolve the issue and Plaintiff does not consent to the relief sought.

Respectfully submitted,

MILLENNIAL LAW, INC.

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By: *s/ Zachary P. Hyman*

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this **5th** day of December, 2021, the foregoing was filed using the Court's CM/ECF system which will send notice of electronic filing to all counsel of record.

By: *s/ Zachary P. Hyman*

Zachary P. Hyman