

**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'S NOTICE OF SETTLEMENT WITH DEAN J. VAGNOZZI

Ryan K. Stumphauzer, Esq., Court-Appointed Receiver ("Receiver") of the Receivership Entities,¹ hereby files this Notice of Settlement ("Settlement") with Dean J. Vagnozzi ("Vagnozzi")

¹ The "Receivership Entities" are Complete Business Solutions Group, Inc. d/b/a Par Funding ("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; and ABFP Income Fund 6 Parallel; ABFP Multi-Strategy Investment Fund LP; ABFP Multi-Strategy 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 Consulting, 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; 500 Fairmount Avenue, LLC; Liberty Eighth Avenue LLC; Blue Valley Holdings, LLC; LWP North LLC; The LME 2017 Family Trust; Recruiting and Marketing Resources, Inc.; Contract Financing Solutions, Inc.; Stone Harbor Processing LLC; LM Property Management LLC; and ALB Management, LLC; and the receivership also includes the properties located at 568 Ferndale Lane, Haverford PA 19041; 105 Rebecca Court, Paupack, PA 18451; 107 Quayside Dr., Jupiter FL 33477; 2413 Roma Drive, Philadelphia, PA 19145; 159 26th Street, Avalon, NJ 08202; and 164 84th Street, Stone Harbor, NJ 08247.

and states:

1. On February 24, 2022, the Court entered an Amended Final Judgment (“Amended Final Judgment”) as to Vagnozzi [ECF No. 1165], the terms of which were negotiated between the Securities and Exchange Commission (“the Commission”) and Vagnozzi.

2. The Amended Final Judgment requires Vagnozzi to transfer certain assets and to make certain payments to the Receivership Estate.

3. Concurrently with the Commission’s negotiation of the Amended Final Judgment with Vagnozzi, the Receiver negotiated a Settlement with Vagnozzi.

4. As part of his due diligence in negotiating this Settlement, the Receiver analyzed the sources of funds received by Vagnozzi from any of the Receivership Entities.

5. The Receiver also traced the disposition of those funds, including any used to acquire assets.

6. Additionally, the Receiver analyzed the assets Vagnozzi disclosed to the Commission.

7. The Receiver evaluated potential claims against Vagnozzi, including claims for expanding the Receivership Estate over assets not included as part of the Amended Final Judgment.

8. After considering these various factors, the Receiver entered into the Settlement with Vagnozzi on February 23, 2022. The principal terms of this Settlement generally parallel the Amended Final Judgment, and are as follows:

- a. Vagnozzi agreed to pay the Receiver a total of \$1,370,744 from certain bank accounts specified in the Settlement.
- b. Vagnozzi liquidated holdings in certain brokerage accounts with proceeds totaling \$568,000 to be paid to the Receiver.

- c. Vagnozzi and his spouse agreed to transfer to the Receiver all interests held in Sustainable Resources Group, LLC and Telemachus India, LLC.
- d. Vagnozzi surrendered and disclaimed any interest in any Receivership Entity, including \$2,538,667.00 in possession of the Receiver.
- e. Vagnozzi waived any right to receive any distribution from the Receivership Estate.
- f. Additionally, Vagnozzi agreed to pay to the Receiver cash in the amount of \$250,000, in lieu of the Receiver bringing any potential claims against Vagnozzi.
- g. The Receiver agreed not seek to expand the Receivership Estate as to Vagnozzi or his wife and/or his children or over certain other assets that were acquired pre-Receivership and/or were jointly held.
- h. Vagnozzi and the Receiver agreed that Vagnozzi is entitled to certain trailing *de minimis* commission payments from life insurance policies unrelated to any Receivership Entities.
- i. Finally, Vagnozzi and the Receiver exchanged mutual releases.

9. After carefully evaluating Vagnozzi's sources and uses of funds, the assets available as part of any settlement, the likelihood of success in pursuing other potential claims against Vagnozzi, the expense of any future potential litigation against Vagnozzi, the Receiver has concluded that this Settlement is in the best interests of the Receivership Estate.

WHEREFORE, the Receiver hereby provides notice of the material terms of the Settlement he entered into with Vagnozzi.

Dated: March 31, 2022

Respectfully Submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on March 31, 2022, I electronically filed the 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