

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

CASE NO. 20-CIV-81205-RAR

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

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

Defendants.

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ORDER (1) DENYING NON-PARTY JOHN J. RYBINSKI'S MOTION TO INTERVENE AND TO MODIFY ASSET FREEZE AND (2) GRANTING RECEIVER, RYAN K. STUMPHAUZER'S MOTION TO LIFT LITIGATION INJUNCTION TO ALLOW COMMENCEMENT OF FORECLOSURE ACTION INVOLVING PROPERTY LOCATED AT 2132-2136 ERIE BOULEVARD EAST, SYRACUSE, NY 13214

THIS CAUSE comes before the Court upon Non-Party John J. Rybinski's Motion to Intervene and to Modify Asset Freeze [ECF No. 1308] ("Motion to Intervene"); and (2) the Receiver's Motion to Lift Litigation Injunction to Allow Commencement of Foreclosure Action Involving Property Located at 2132-2136 Erie Boulevard East, Syracuse, NY 13214 [ECF No. 1324] ("Receiver's Motion to Lift").

In the Motion to Intervene, Non-Party John J. Rybinski seeks to intervene in this action for the limited purpose of requesting the Court to modify the asset freeze provided for in the Court's Amended Order Appointing Receiver dated August 13, 2020 [ECF No. 141] ("Amended Order"), so as to permit John J. Rybinski to proceed with a foreclosure action captioned as *John J. Rybinski v. Salvatore J. Vigliotti, et al.*, Index No. 008071-2021, pending in the Supreme Court of the State of New York, County of Onondaga ("Foreclosure Action").

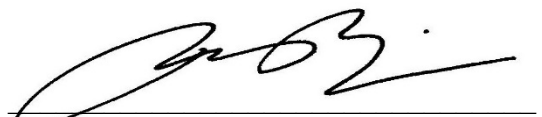
In the Receiver's opposition to the Motion to Intervene and the Receiver's Motion to Lift, the Receiver opposes the Motion to Intervene, but simultaneously requests the Court to lift the litigation injunction provided for in the Amended Order to allow Non-Party John J. Rybinski to proceed with the Foreclosure Action.

The Receiver has made a sufficient and proper showing in support of the relief requested. Accordingly, it is hereby

ORDERED AND ADJUDGED as follows:

1. The Motion to Intervene [ECF No. 1308] is **DENIED**.
2. The Receiver's Motion to Lift [ECF No. 1324] is **GRANTED**. For the reasons stated in the Receiver's Motion to Lift, the litigation injunction set forth in the Court's Amended Order Appointing Receiver dated August 13, 2020 [ECF No. 141] is hereby lifted to allow John J. Rybinski to proceed with the Foreclosure Action.

DONE AND ORDERED in Fort Lauderdale, Florida, this 28th day of July, 2022.



RODOLFO A. RUIZ II
UNITED STATES DISTRICT JUDGE

Copies to: Counsel of record