

**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.

**SECURED CHEHEBAR INVESTORS'S MOTION TO PERMIT
CONSOLIDATED RESPONSE EXCEEDING PAGE LIMIT**

GEMJ Chehebar GRAT, LLC, Albert Chehebar, Isaac Shehebar, Isaac Shehebar 2008 AIJJ Grantor Retained Annuity Trust, Michael Chehebar, Ezra Shehebar, Ezra Chehebar, Ezra Shehebar LLC, Cherie Chehebar, Josef Chehebar, Steven Chehebar, and Joyce Chehebar (collectively the "Secured Chehebar Investors" or "SCIs"), by and thorough undersigned counsel, respectfully seek leave of the Court to file a single consolidated response to the Receiver's Motion to Approve Proposed Treatment of Claims and for Determination of Ponzi Scheme [ECF No. 1843 (the "Motion" or "Mtn.")], and in support thereof state:

On April 22, 2024, the Receiver filed his Motion. On April 23, 2024, the Court entered an Order that required responses to the Receiver's Motion to be filed no later than May 7, 2024. The Order also directed that responses not exceed ten (10) pages. [ECF No. 1845.] There are 12 Secured Chehebar Investors represented by the undersigned counsel whose claims are addressed in the Receiver's Motion. These individuals and entities are categorized by the Receiver as "Insider Investors" who the Receiver asserts should be treated differently during the claims

process. [ECF No. 1843-3; 1843 at pp.35-36.] These investors have asserted that they possess perfected UCC liens, which entitle them to priority. [ECF No. 1843 at pp.35-36.] The Receiver opposes the SCIs' assertions of lien priority for at least four reasons. [Id.] In addition, the Motion asks the Court to declare that CBSG operated as a Ponzi scheme [ECF No. 1843 at pp.40-45], and attaches a 16-page declaration that broadly summarizes at least seven (7) years of financial records in seeking relief. [ECF No. 1843-27.] Finally, the Motion groups 12 SCIs under the broad and undefined category of "Insiders" with little to no discussion of their individual relationships to CBSG. As noted below, the Receiver would not oppose a 15-page consolidated response, but that is not sufficient to address the many various issues that apply to the SCIs. Determination of who are "insiders", whether CBSG operated as a Ponzi scheme, and the validity of UCC liens are weighty and complicated legal and factual determinations. It is simply not possible to address those varying arguments in a total of 15 pages for all 12 investors.

Rather than file 12 different responses, which could total up to 120 pages, the SCIs seek leave of the Court to file a single consolidated response for all 12 investors of no more than 40 pages. Undersigned counsel will strive to file a shorter pleading. Undersigned counsel recognizes that ordinarily a motion to file excess pages would be accompanied by the proposed response. However, that is not possible here given the timing of the response deadlines. Because it is unlikely that a response will be prepared for filing until the deadline of May 7, undersigned counsel would be forced to file the motion to file excess pages on the day the filing is due, and have 12 alternate filings ready to file in the event the relief is not obtained. Undersigned counsel respectfully suggests that permitting *up to* a 40-page consolidated response (netting a total that is 80 fewer pages than the 120 pages currently permitted) on behalf of 12 different investors is necessary, reasonable and fair.

I HEREBY CERTIFY that pursuant to the Local Rules I conferred with counsel for the Receiver and SEC concerning the relief requested herein. The SEC takes no position. The Receiver does not oppose a single, consolidated 15-page response, but does oppose any further enlargement of the Court's 10-page limitation for responses to the Receiver's motion.

WHEREFORE, the SCIs respectfully request this Court grant them leave to file one 40-page consolidated response.

Dated: April 30, 2024.

Respectfully submitted,

s/ Marshall Dore Louis

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**COMPLETE BUSINESS SOLUTIONS
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Defendants.

**[PROPOSED]
ORDER GRANTING MOTION TO PERMIT
CONSOLIDATED RESPONSE EXCEEDING PAGE LIMIT**

THIS CAUSE comes before the Court upon the motion of GEMJ Chehebar GRAT, LLC, Albert Chehebar, Isaac Shehebar, Isaac Shehebar 2008 AIJJ Grantor Retained Annuity Trust, Michael Chehebar, Ezra Shehebar, Ezra Chehebar, Ezra Shehebar LLC, Cherie Chehebar, Josef Chehebar, Steven Chehebar, and Joyce Chehebar (the “Chehebars”), for authorization to file one consolidated response, up to 40 pages in length, to the Receiver’s Motion to Approve Proposed Treatment of Claims and for Determination of Ponzi Scheme [ECF No. ____]. Having considered the Motion, and for good cause shown therein, it is hereby:

ORDERED AND ADJUDGED that Chehebars’ Motion is **GRANTED**.

The Chehebars may file one consolidated response, of no more than 40 pages, to the Receiver's Motion [ECF No. 1843].

DONE AND ORDERED in Miami, Florida, this ____ day of April 2024.

RODOLFO A. RUIZ II
UNITED STATES DISTRICT JUDGE

Copies Furnished:
All Counsel of Record