

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No. 17-60907-CIV-Moreno

FEDERAL TRADE COMMISSION, and

STATE OF FLORIDA,

Plaintiffs,

v.

JEREMY LEE MARCUS, *et al.*,

Defendants and Relief Defendants.

**PLAINTIFFS' MOTION FOR ORDER OF VOLUNTARY DISMISSAL WITHOUT
PREJUDICE AS TO RELIEF DEFENDANT 110 GLOUCHESTER ST., LLC**

Pursuant to Rules 41(a)(2) and 66 of the Federal Rules of Civil Procedure, Plaintiffs, the Federal Trade Commission and Office of the Attorney General, State of Florida, Department of Legal Affairs (collectively, "Plaintiffs"), submit this motion for an order of voluntary dismissal without prejudice as to relief defendant 110 Gloucester St., LLC ("Gloucester"), and as grounds state as follows:

1. Relief defendant Gloucester was properly served with Plaintiffs' Complaint but did not answer or otherwise defend. As a result, Plaintiffs sought an entry of default against Gloucester and other defendants (D.E. 92). The Court then entered an Order directing the clerk to enter defaults and specifying default judgment procedure (D.E. 99).

2. Subsequently, the Receiver sought (D.E. 236), and the Court granted (D.E. 286), the expansion of the receivership over Gloucester.

3. In addition, the Court ordered that defendant Jeremy Marcus take all steps necessary to transfer or cause to be transferred to the Receiver all right, title, and interest to all assets of Gloucester and other entities (D.E. 231, § VII(F), p. 13).

4. Based in part on the foregoing, Plaintiffs seek an order of dismissal without prejudice as to relief defendant Gloucester.

5. Plaintiffs have conferred with counsel for the Receiver in this matter, and the Receiver does not object to this Motion.

For the foregoing reasons, Plaintiffs respectfully request that this Court enter the attached proposed order of voluntary dismissal without prejudice as to relief defendant Gloucester.

Respectfully submitted this 1st day of October, 2018.

Respectfully submitted,

ALDEN F. ABBOTT
Acting General Counsel

/s/ Angeleque P. Linville

VALERIE M. VERDUCE, Special Bar No. A5500477
vverduce@ftc.gov; (404) 656-1355

ANGELEQUE P. LINVILLE, Special Bar No. A5502336
alinville@ftc.gov; (404) 656-1354

Federal Trade Commission
225 Peachtree Street, Suite 1500
Atlanta, GA 30303
Telephone: (404) 656-1355
Facsimile: (404) 656-1379

Attorneys for Plaintiff
FEDERAL TRADE COMMISSION

PAMELA JO BONDI
Attorney General, State of Florida

/s/ Ryann Flack

Ryann Flack, Florida Bar No. 0018442
Assistant Attorney General
Ronnie Adili, Florida Bar No. 140473
Assistant Attorney General
Office of the Attorney General
Consumer Protection Division
SunTrust International Center
1 S.E. 3rd Avenue, Suite 900
Miami, FL 33131
Flack Telephone: (786) 792-6249
Ryann.Flack@myfloridalegal.com
Adili Telephone: (954) 712-4628
Ronnie.Adili@myfloridalegal.com

Attorneys for Plaintiff
STATE OF FLORIDA

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 1st day of October, 2018, I electronically filed the foregoing document with the Clerk of the Court by using the CM/ECF system. I also certify that the foregoing document is being served this date on all counsel of record or *pro se* parties on the attached Service List via transmission of Notices of Electronic Filing generated by the CM/ECF system, or for those counsel or parties who are not authorized to receive CM/ECF Notices of Electronic Filing, is being served in the manner specified.

/s/ Angeleque P. Linville

Angeleque P. Linville

SERVICE LIST

Jonathan E. Perlman, Esq.

jperlman@gjb-law.com

Gregory M. Garno, Esq.

ggarno@gjb-law.com

Allison Day, Esq.

aday@gjb-law.com

Theresa M.B. Van Vliet, Esq.

tvανvliet@gjb-law.com

Genovese Joblove & Battista, P.A.

Miami Tower, 44th Floor

100 Southeast 2nd Street

Miami, FL 33131

Receiver and his Counsel

Rachel Hirsch, Esq.

rhirsch@ifrahlaw.com

A. Jeff Ifrah, Esq.

jeff@ifrahlaw.com

Ifrah Law

1717 Pennsylvania Avenue, NW, Suite 650

Washington, DC 20006

Maurice B. VerStandig, Esq.

mac@mbvesq.com

The VerStandig Law Firm, LLC

12505 Park Potomac Avenue, Sixth Floor

Potomac, Maryland 20854

*Counsel for Defendant Jeremy Lee Marcus and
Relief Defendants Halfpay International, LLC; Halfpay NV, LLC;
JLMJP Pompano, LLC; and Nantucket Cove of Illinois, LLC*

Via U.S. Mail

110 Gloucester St., LLC

c/o Seth E. Ellis, Esq., Registered Agent

4755 Technology Way, Ste. 205

Boca Raton, Florida 33431

Defaulted Relief Defendant

Craig Smith

13586 Harwell Path

Apple Valley, MN 55124

Defendant, Pro Se

Yisbet Segrea
5020 Canal Drive
Lake Worth, FL 33463
Defendant, Pro Se

Teresa Duda
110 Gloucester St.
Boca Raton, FL 33487
Defaulted Relief Defendant

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

Case No. 17-60907-CIV-Moreno

FEDERAL TRADE COMMISSION, and

STATE OF FLORIDA,

Plaintiffs,

v.

JEREMY LEE MARCUS, *et al.*,

Defendants and Relief Defendants.

**proposed ORDER OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE AS TO
RELIEF DEFENDANT 110 GLOUCHESTER ST., LLC**

THIS MATTER is before the Court on Plaintiffs' Motion for Order of Voluntary Dismissal Without Prejudice as to Relief Defendant 110 Gloucester St., LLC (the "Motion") (Doc. ____). This Court has carefully reviewed Plaintiffs' Motion, which is hereby **GRANTED**.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that relief defendant 110 Gloucester St., LLC is hereby voluntarily dismissed, without prejudice, as a relief defendant in this action.

DONE AND ORDERED in Chambers at Miami, Florida, this ____ day of

_____, 2018.

THE HONORABLE FEDERICO A. MORENO
United States District Court Judge
Southern District of Florida