

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF FLORIDA
Miami Division

Case Number: 17-60907-CIV-MORENO

FEDERAL TRADE COMMISSION, et al.,

Plaintiffs,

vs.

JEREMY LEE MARCUS, et al.,

Defendants.

**ORDER GRANTING IN PART NON-PARTY CLAIMANT AMANDA FINLEY'S
MOTION TO REQUIRE THE RECEIVER TO CONTINUE TO
HOLD IN TRUST \$107,500 OF THE PROPERTY SALES PROCEEDS AND
ORDER DENYING MOTION IN ALTERNATIVE FOR STAY PENDING APPEAL**

THIS CAUSE came before the Court upon Non-party Claimant Amanda Finley's Expedited Motion to Require the Receiver to Continue to Hold in Trust \$107,500 of the Property Sales Proceeds that are the *Res* of Ms. Finley's Equitable Lien Claim through Adjudication of the Motion for Reconsideration, or Alternatively, Motion for a Stay Pending Appeal (**D.E. 455**), filed on **February 13, 2020**.

THE COURT has considered the motion, the pertinent portions of the record, and being otherwise fully advised in the premises, it is

ADJUDGED that the Motion is **GRANTED IN PART**. Ms. Finley is only seeking a "slight delay" and argues that "[t]here is no justification for minimal delay taking precedence over final adjudication on the merits of entitlement to the funds at issue." (D.E. 463 at 3.) The Receiver will thus be required to continue to hold in trust \$107,500 of the property sales proceeds for a period of 60 days following entry of this Order. Any further stay beyond 60 days could not be

classified as “minimal” or “slight,” and thus must be granted by the Eleventh Circuit Court of Appeals. It is further

ADJUDGED that the Motion for Stay Pending Appeal is **DENIED**.

DONE AND ORDERED in Chambers at Miami, Florida, this 2nd of March 2020.



FEDERICO A. MORENO
UNITED STATES DISTRICT JUDGE

Copies furnished to:

Counsel of Record