

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

**CASE NO. 14-CV-80468-MIDDLEBROOKS/BRANNON**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

JCS ENTERPRISES, INC. d/b/a JCS  
ENTERPRISES SERVICES, INC., T.B.T.I., INC.,  
JOSEPH SIGNORE, and PAUL L. SCHUMACK, II,

Defendants.

---

**ORDER**

THIS CAUSE comes before the Court on the Receiver's Verified Motion for Authority to: (1) Liquidate Certain Estate Assets Free and Clear of Liens, Encumbrances and Other Interests; (2) Vacate the Premises; and (3) Move the Remaining Unsold Assets to a Separate Storage Location ("Motion") (DE 228). Upon review of the Motion, its exhibits, the entire file, and being otherwise duly advised on the premises, the Court finds granting the Motion to be in the Receivership Estate's best interests. Accordingly, it is hereby

**ORDERED AND ADJUDGED** as follows:

1. The Receiver's Motion (DE 228) is **GRANTED**.
2. The Auction Agreement, including its forms, contents, and procedures (Exhibit 1 to the Motion) is approved;
3. The form and notice of the auction (Exhibit 3 to the Motion) is approved;
4. Appraisals are not necessary under 28 U.S.C. §§ 2001 and 2004 in light of the

- Receiver's efforts in marketing the Assets, the ability for bidders to make offers at a public auction, and the notices provided;
5. The Receiver is relieved from the statutory requirements under 28 U.S.C. §§ 2001 and 2004 as the Court orders otherwise as herein;
  6. The auction shall commence and take place on a date and at a time as determined by the Receiver as soon as possible after the last publication of the approved notice;
  7. After the Receiver determines the date and time of the auction, he shall include the date and time in the approved notice;
  8. As part of the Auction Agreement, the Receiver is permitted to hold two designated inspection periods – one the day prior to the auction and one the day of the auction – so that potential bidders may inspect the assets prior to the start of the Auction;
  9. The Receiver will also include these inspection periods in the approved notice for publication;
  10. The location of the auction shall be 15132 Park of Commerce, Suite 103, Jupiter, Florida, 33478;
  11. The Receiver is hereby authorized to sell the assets, or personalty, described in Exhibit 2 to the Motion at auction free and clear of liens, encumbrances, interests or other claims;<sup>1</sup>
  12. The Receiver is hereby authorized, as he may reasonably determine to be in the best interests of the Receivership Estate, to adopt and modify rules for bidding at the auction that will better promote the goals of the bidding process and that are not otherwise

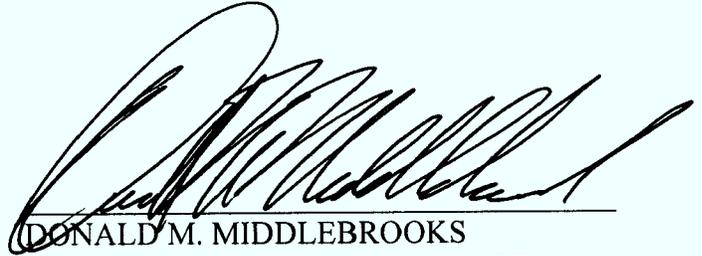
---

<sup>1</sup> As indicated in the Verified Motion (DE 228), the Receiver will withhold “five (5) VCMs and certain promotional material from the auction process” to ensure they are available for the trials of Defendants Joseph Signore, Laura Signore, and Paul Schumack, II. These VCMs may be sold during the auction with the caveat that the buyer cannot take possession of them until the resolution of this matter.

inconsistent with any order of the Court, as determined by the Receiver;

13. The Receiver is authorized to sell, convey, transfer, and assign the auctioned assets to the successful bidders at the auction as a final sale, "as is," "where is," and free and clear of liens, encumbrances, interests or other claims;
14. The Receiver is authorized and empowered to take such steps, incur and pay such costs and expenses from the Receivership Estate, and do such things as may be reasonably necessary to implement and effect the terms and requirements of this Order, including publishing the notice;
15. After the ten day time period to remove purchased auction items, the Receiver is authorized if he elects to do so to: (1) wholly vacate the Premises; (2) disconnect and cancel all telephone, Internet, cable, and security systems; and (3) relocate any remaining assets to a private storage unit for preservation;
16. The Court finds that the auction and actions authorized herein reflect the Receiver's sound business judgment and constitutes a proper exercise of his fiduciary duties;
17. The Court finds that a reasonable and proper opportunity to object or to be heard regarding the Motion, the auction, and the sale as presented has been afforded;

**DONE AND ORDERED** in Chambers at West Palm Beach, Florida, this 14 day of October, 2015.

  
DONALD M. MIDDLEBROOKS  
UNITED STATES DISTRICT JUDGE

Copies to: Counsel of Record