

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO.: 16-CV-21301-GAYLES**

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

ARIEL QUIROS, *et al*,

Defendants.

**PLAINTIFF’S UNOPPOSED MOTION FOR MODIFICATION
OF COURT’S ORDER DENYING AMENDED MOTION TO INTERVENE [ECF NO. 459]**

Defendant Ariel Quiros (“Mr. Quiros”) respectfully requests the Court permit a modification of its March 2, 2018, Order (ECF No. 459) and states:

On March 2, 2018, after a hearing in which all interested parties were represented, this Court entered an Order (ECF No. 459) on the Amended Motion To Intervene For Limited Purpose Of Obtaining Payment Of Rent (ECF No. 438) (the “Motion”).

In said Order, the Court ordered that the Kolllel should have possession of the warehouse unit at issue in the Motion by 5:00 pm on Friday, March 9, 2018, and that Mr. Quiros should remove his personal property from the warehouse unit by that time. The Court also ordered that the Securities and Exchange Commission (“SEC”), Mr. Quiros, the Receiver, and the Kolllel shall arrange for a mutually agreeable time to inventory the items and effectuate their removal.

After entry of the Court’s Order, Mr. Quiros awaited the Receiver’s availability, and the Receiver took a complete inventory and photos of all items in the warehouse unit. (The SEC and the Kolllel waived their right to be present for the inventory.)

Subsequently, Mr. Quiros, through counsel, entered into negotiations directly with counsel for the Kolllel to identify alternative options. Mr. Quiros and the Kolllel have reached an agreement pursuant to which Mr. Quiros will enter into a lease agreement directly with the Kolllel and leave his property in the warehouse. Pursuant to the Order, tThe Kolllel will file a claim with the Receiver when a claims process is initiated for unpaid rents pursuant to the lease with GSI, a Relief Defendant.

Accordingly, Mr. Quiros respectfully requests that this Court modify the March 2, 2018, Order to permit Mr. Quiros to leave his property in the current warehouse, albeit under a new lease in his name, and to permit Mr. Quiros access to the warehouse and his property therein, unescorted, with the understanding that he may not sell or dispose of the property until the asset freeze is lifted.

CERTIFICATION OF LOCAL RULE 7.3(1)(a) CONFERENCE

Pursuant to Local Rule 7.3(1)(a), undersigned counsel for the Receiver has conferred with counsel for the SEC and counsel for the Receiver who do not oppose the relief requested herein.

WHEREFORE, for the reasons set forth above, the Receiver respectfully requests that this Court (1) grant the instant Unopposed Motion; (2) permit Mr. Quiros to leave his property in the current warehouse under a new lease in his name; and (3) permit Mr. Quiros unescorted access to the warehouse and his property.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served via CM/ECF upon all counsel of record this 14th day of March, 2018.

/s/ Melissa Damian Visconti
Melissa Damian Visconti