

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 16-cv-21301-GAYLES

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

ARIEL QUIROS,
WILLIAM STENGER,
JAY PEAK, INC.,
Q RESORTS, INC.,
JAY PEAK HOTEL SUITES L.P.,
JAY PEAK HOTEL SUITES PHASE II. L.P.,
JAY PEAK MANAGEMENT, INC.,
JAY PEAK PENTHOUSE SUITES, L.P.,
JAY PEAK GP SERVICES, INC.,
JAY PEAK GOLF AND MOUNTAIN SUITES L.P.,
JAY PEAK GP SERVICES GOLF, INC.,
JAY PEAK LODGE AND TOWNHOUSES L.P.,
JAY PEAK GP SERVICES LODGE, INC.,
JAY PEAK HOTEL SUITES STATESIDE L.P.,
JAY PEAK GP SERVICES STATESIDE, INC.,
JAY PEAK BIOMEDICAL RESEARCH PARK L.P.,
AnC BIO VERMONT GP SERVICES, LLC,

Defendants, and

JAY CONSTRUCTION MANAGEMENT, INC.,
GSI OF DADE COUNTY, INC.,
NORTH EAST CONTRACT SERVICES, INC.,
Q BURKE MOUNTAIN RESORT, LLC,

Relief Defendants.

ORDER GRANTING RECEIVER'S MOTION TO EXPAND RECEIVERSHIP

THIS MATTER comes before the Court upon receiver, Michael I. Goldberg's (the "Receiver") Emergency Motion to Expand Receivership [D.E. 44];

WHEREAS, the Receiver believes it is necessary to expand the Receivership to include two additional receivership entities: Q Burke Mountain Resort, Hotel and Conference Center, L.P. ("Q Burke, L.P.") and Q Burke Mountain Resort GP Services, LLC ("Q Burke GP, LLC") (jointly, the "Additional Receivership Entities");


WHEREAS, the Court conducted a hearing on the Receiver's Motion to Expand the Receivership on April 22, 2016, at which time the Court was advised that all parties consent to the expansion of the receivership to include Q Burke, L.P. and Q Burke GP, LLC; and

WHEREAS, the Court finds that the Receiver has made a sufficient and proper showing in support of the relief requested;

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, as follows:

1. The Motion is **GRANTED**.
2. The receivership is expanded to include Q Burke, L.P. and Q Burke GP, LLC;
3. Michael Goldberg is hereby appointed the Receiver over Q Burke, L.P. and Q Burke GP, LLC, their subsidiaries, successors and assigns and is hereby authorized, empowered and directed to take all action set forth in or contemplated by the Receivership Order [D.E. 13] with respect to Q Burke, L.P. and Q Burke GP, LLC;
4. The Receivership Order [D.E. 13] shall apply to Q Burke, L.P. and Q Burke GP, LLC as if the Additional Receivership Entities were originally included in the Receivership Order;
5. Other than as set forth herein, the Receivership Order shall remain in full force and effect; and
6. This Court shall retain jurisdiction of this matter for all purposes.

DONE AND ORDERED in Chambers at Miami, Florida, this 22nd day of April, 2016.



DARRIN P. GAYLES
UNITED STATES DISTRICT JUDGE