

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.

Q BURKE MOUNTAIN RESORT, HOTEL
AND CONFERENCE CENTER, L.P.
Q BURKE MOUNTAIN RESORT GP SERVICES, LLC,

Additional Receivership Defendants¹

**ORDER GRANTING RECEIVER'S MOTION FOR ENTRY OF AN ORDER
CLARIFYING THAT ANC BIO VT, LLC IS INCLUDED IN THE
RECEIVERSHIP OR IN THE ALTERNATIVE TO EXPAND
THE RECEIVERSHIP TO INCLUDE ANC BIO VT, LLC, *NUNC PRO TUNC***

¹ See Order Granting Receiver's Motion to Expand Receivership dated April 22, 2016 [ECF No. 60].

THIS MATTER came before the Court without hearing upon the Motion for Entry of an Order Clarifying that AnC Bio VT, LLC² (“AnC Bio VT”) is Part of the Receivership or in the Alternative to Expand the Receivership to Include AnC Bio VT, LLC (the “Motion”) [ECF No. 492] filed by the Court-appointed receiver, Michael I. Goldberg (the “Receiver”). The Court, having reviewed the Motion, being advised that counsel for the Securities and Exchange Commission and Defendant Ariel Quiros have no objection and counsel for William Stenger takes no position on the relief requested in the Motion, and finding that the Receiver has made a sufficient and proper showing in support of the relief requested,


IT IS ORDERED, ADJUDGED AND DECREED, as follows:

1. The Motion is **GRANTED**.
2. Although AnC Bio VT is part of the receivership estate, in the abundance of caution, the Court explicitly expands the receivership, *nunc pro tunc*, to include AnC Bio VT:
 - a. Michael Goldberg is hereby appointed the Receiver over AnC Bio VT, its subsidiaries, successors and assigns and is hereby authorized, empowered and directed to take all action set forth in or contemplated by the Order Granting Plaintiff Securities and Exchange Commission’s Motion for Appointment of Receiver (the “Receivership Order”) [ECF No. 13] with respect to AnC Bio VT;
 - b. The Receivership Order [ECF No. 13] shall apply to AnC Bio VT as if AnC Bio VT was originally included in the Receivership Order; and
 - c. Other than as set forth herein, the Receivership Order shall remain in full force and effect.

² AnC Bio VT, LLC is also known as AnC Bio Vermont, LLC; AnCBioVT; AnCBio Vermont LLC; AnCBio VT LLC; and AnCBioVermont.

6. This Court shall retain jurisdiction of this matter for all purposes.

DONE AND ORDERED in Chambers at Miami, Florida, this 7th day of September, 2018.



DARRIN P. GAYLES
UNITED STATES DISTRICT JUDGE