

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

Case No: 6:21-cv-694-CEM-DCI

HARBOR CITY CAPITAL CORP.,
HARBOR CITY VENTURES, LLC,
HCCF-1, LLC,
HCCF-2, LLC,
HCCF-3, LLC,
HCCF-4, LLC,
HCCF-5, LLC,
HARBOR CITY DIGITAL VENTURES, INC.,
HCC MEDIA FUNDING, LLC,
JONATHAN P. MARONEY,

Defendants,

and

CELTIC ENTERPRISES, LLC and
TONYA L. MARONEY

Relief Defendants.

**RECEIVER'S AMENDED UNOPPOSED MOTION TO
EXTEND TIME TO FILE LIQUIDATION PLAN¹**

Receiver, Katherine Donlon, by and through undersigned counsel, hereby files this Amended Unopposed Motion to Extend Time to File a Liquidation Plan, as required by the Court's Order [Dkt. 75], incorporating by specific reference and

¹ Amended to include a revised Rule 3.01(g) certification pursuant to the Court's Order [Dkt.88].

adopting the Order Granting Plaintiff's Unopposed Motion for Appointment of Receiver [Dkt. 72-1], paragraph 49.

The Order [Dkt. 72-1] requires the Receiver to file, within ninety (90) days of the entry of the Order, a Liquidation Plan in the matter specifying a fair, reasonable, and efficient recovery and liquidation of all remaining, recovered, and recoverable Receivership Property. *See* Dkt. 72-1, ¶¶48-49. The Court entered its Order on November 8, 2021; thus, the Liquidation Plan was due on or before February 8, 2022. This Court granted the Receiver's Unopposed Motion to Extend Time to File Liquidation Plan (Dkts. 83 and 84) on February 28, 2022. This extension was through May 9, 2022.

Since the filing of that last motion, the Receiver has been attempting to gather documents related to the Corporate Defendants and Celtic Enterprises, LLC from Defendant Maroney. The Receiver was told that certain information was held in the cloud but due to unpaid bills, Mr. Maroney could not access the files. The Receiver stated she would pay the outstanding invoice and would work with someone from Mr. Maroney's counsel's office to access the files. Unfortunately, since that time, Mr. Maroney's counsel has not been responsive to the Receiver's requests.

Additionally, the largest asset of the Receivership is the house where the Maroneys lived. The Receiver was finally able to have the Maroneys vacate the premises in late March and has been working to make the property presentable for purposes of listing and selling the property. Also, the Receiver has possession of

Mr. Maroney's Mercedes but again Mr. Maroney's counsel has not been responsive regarding signing over the title to the automobile.

Given these issues, the Receiver is not in a position yet to recommend a Liquidation Plan. Therefore, the Receiver requests an additional ninety days to continue her work, hopefully with more cooperation from Mr. Maroney and his counsel.

The district court has discretion in ruling on a motion for enlargement of time under Rule 6(b). *Fisher v. Office of State Attorney 13th Judicial Circuit Fla.*, 162 F. App'x 937, 939 (11th Cir. 2006). This motion is not made for purposes of delay, and the relief requested will not prejudice any party. Moreover, granting Receiver's Motion for an Extension of Time is consistent with efficient judicial administration, as it has no impact on the district court or its resources.

WHEREFORE, and based on the foregoing, the Receiver files this Motion to Extend Time to File a Liquidation Plan, and for such other and further relief as the Court deems appropriate.

Dated: May 20, 2022

Respectfully submitted,

/s/ Nicole Deese Newlon

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Counsel for Receiver,
Katherine Donlon

LOCAL RULE 3.01(g) CERTIFICATION

Pursuant to Local Rule 3.01(g), neither the SEC nor counsel for Mr. Maroney, Mark O'Mara, objects to the relief sought in this motion.

/s/ Nicole Deese Newlon

Attorney

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on May 20, 2022, a true and correct copy of the foregoing was electronically filed with the United States District Court, Middle District of Florida, by using the CM/ECF System, which will serve a copy on all counsel of record.

/s/ Nicole Deese Newlon

Attorney