

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

FEDERAL TRADE COMMISSION,

Plaintiff,

Case No. : 6:16-CV-02123-Orl-31DCI

v.

J. WILLIAM ENTERPRISES, LLC, a Florida
limited liability company, also d/b/a PRO
TIMESHARE RESALES;

PRO TIMESHARE RESALES OF FLAGLER
BEACH, LLC, Florida limited liability company;

JESS KINMONT, individually and as an officer
of J. WILLIAM ENTERPRISES, LLC and PRO
TIMESHARE RESALES, LLC;

and

JOHN P. WENZ, JR., individually and as an
officer of PRO TIMESHARE RESALES OF
FLAGLER BEACH, LLC,

Defendants.

NINTH INTERIM REPORT OF RECEIVER BRIAN A. MCDOWELL

(covering the period from July 29, 2017 through August 25, 2017)

Brian A. McDowell, as Permanent Receiver (“Receiver”) of J. William Enterprises, LLC (“JWE”) and Pro Timeshare Resales of Flagler Beach, LLC (“Pro Timeshare Flagler”) (JWE and Pro Timeshare Flagler are collectively referred to as the “Receivership Defendants”), and pursuant to this Court’s Order dated January 4, 2017 (Doc. No. 61), by and through his undersigned counsel, files this Ninth Interim Report of Receiver (“Ninth Report”).

I. ACCOUNTS, RECEIPTS, AND DISBURSEMENTS.

The Receiver's total receipts to date and disbursements for the period of July 29, 2017 through August 25, 2017, are as follows:

Total Receipts:	\$ 2,312,639.29
Disbursements from all Prior Periods:	\$ 319,282.38
Disbursements for Period of July 29, 2017 through August 25, 2017:	\$ 3,907.15
Current Balance:	\$ 1,989,449.76

An itemization of disbursements for the period covered by this Ninth Report is attached as **Exhibit A**.¹

II. RECEIVER'S ACTIVITIES

a. Removal of Documents from Bunnell Office Property

Due to security concerns at the Bunnell office location, the Receiver made a good faith effort to remove all documents from that office that contained any personally identifiable information of the Receivership Defendants' customers. The documents are now being stored at the Receiver's office at 200 S. Orange Avenue, Suite 2600, Orlando, FL 32801.

b. Continued Preservation and Recovery of Assets of the Estate

The Receiver is continuing to preserve the real property, physical assets, and electronically stored data of the Receivership Defendants. The Receiver intends to

¹ Seaside Account Number xxxxxx0309 related to JWE and Kinmont, and Seaside Account Number xxxxxx7799 related to Pro Timeshare Flagler and Wenz (collectively, the "Receivership Accounts").

maintain the Receivership Defendants' former office properties through the pendency of the Receivership, and continues to store the office equipment and other business related assets at those office properties at no charge to the estate.

The Receiver is also still in the process of reviewing the financial records of the Receivership Defendants for the potential recovery of additional assets. If, upon review of all of the information available, the Receiver discovers any transfers that may be susceptible to avoidance actions, the Receiver will consider whether the pursuit of such actions would provide a material benefit to the Receivership Estate in light of the cost to the estate to seek avoidance of the transfers.

Dated this 25th day of August, 2017.

Respectfully submitted,

/s/ Robert W. Davis, Jr.
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Counsel for Receiver

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 25th day of August, 2017, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF System, which will send electronic filing to all counsel of record.

/s/ Robert W. Davis, Jr. _____
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JWE Account History				
DATE HONORED	DESCRIPTION	DEPOSITS	WITHDRAWALS	BALANCE
	Beginning Balance as of July 29, 2017			\$1,976,624.83
8/3/2017	Check to Cathy Bernish-Jones (assistance to Receiver and counsel)		\$330.00	\$1,976,294.83
8/4/2017	Check to Paulette Smith (fee for appearance at deposition)		\$1,275.00	\$1,975,019.83
8/7/2017	Check to Duke Energy (July charges)		\$112.13	\$1,974,907.70
8/11/2017	Check to Hostek.com (website services)		\$99.95	\$1,974,807.75
Pro Timeshares Flagler Account History				
DATE HONORED	DESCRIPTION	DEPOSITS	WITHDRAWALS	BALANCE
	Beginning Balance as of July 29, 2017			\$16,732.08
7/31/2017	Check to Florida Insurance Specialists (property insurance coverage)		\$1,934.69	\$14,797.39
8/21/2017	Check to Florida Power and Light (July charges)		\$155.38	\$14,642.01

Exhibit "A"