

- MOBE Ltd. (Malaysia)
  - MobeProcessing.com, Inc. (US)
  - MobeTraining.com, Inc. (US)
  - Transaction Management USA, Inc. (US)
  - MOBE Pro Ltd. (UK)
  - MOBE Online Ltd. (Mauritius)
  - 9336-0311 Quebec, Inc. (Canada)
  - Matt LloydPublishing.com, Pvt (Australia)
  - MOBE Inc. (Panama)
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Tampa, Florida  
December 20, 2019

There has been some activity during the past several months. Following is an update.

**Matt Lloyd Settlement.** I reported previously that I have entered into a settlement with Matt Lloyd (real name Matthew Lloyd McPhee), under which he agreed to turn over his interests in his Fiji and Costa Rica resorts and in two Kuala Lumpur apartments, subject to his right to purchase them back from me, for cash payments. On November 4, 2019, Magistrate Judge Daniel C. Irick issued a *Report and Recommendation*, in which he carefully examined the proposed settlement and recommended that Judge Daulton enter an order approving it. On December 19, 2019, Judge Daulton in fact entered an order approving my proposed settlement with Matt Lloyd. A copy of that order is posted elsewhere on this website.

**Steven Bransfield.** **First and foremost, if you believe that you were a victim of false statements made by Steven Bransfield, you must file a proof of claim form with the bankruptcy court by January 6, 2020.** The bankruptcy case is styled *In re: Steven A. Bransfield*, case no. 19-21442-LMI, United States Bankruptcy Court, Southern District of Florida, Miami Division. You can download the approved bankruptcy proof of claim form from [this link](#). **Be sure you also review the instructions on the link so that you fill out the form properly.** The form, when completed, should be sent to the clerk at the following address: Clerk of Bankruptcy Court, US Bankruptcy Court, 301 N. Miami Avenue, Room 150, Miami, Florida 33128.

Mr. Bransfield and the FTC entered into a settlement agreement and submitted it to the bankruptcy court for approval. A copy of the proposed settlement is posted elsewhere on this website. Broadly, if approved the settlement would:

- Permanently enjoin Mr. Bransfield from making false representations in connection with the sale of consumer products or investment opportunities;
- Provide for the entry of a money judgment against Mr. Bransfield and in favor of the FTC for USD \$4,710,149.00, with the judgment to be suspended pending Mr. Bransfield's compliance with and performance under the settlement; and

- Provide that the money judgment would not be dischargeable in the bankruptcy case, which means that even after bankruptcy, Mr. Bransfield would still be bound by the judgment;

You may object to the proposed settlement. To do so, you will need to file an objection with the bankruptcy court within fourteen days of December 16, 2019. Written objections should be sent to the following address: Clerk of Bankruptcy Court, US Bankruptcy Court, 301 N. Miami Avenue, Room 150, Miami, Florida 33128.

**Russell W. Whitney, Jr.** The Defendant Russell Whitney died on November 20, 2018. At the time, he had been negotiating a settlement with the Federal Trade Commission, and after his death his heirs continued the negotiation and reached a tentative settlement. Mr. Whitney's affairs are being addressed by a probate court in Florida state court, and the settlement now has been approved by Judge Daulton. Judge Daulton's December 18, 2019 Order, which is posted elsewhere on this website, involves the following:

- The Whitney Estate abandoned all of its claims to funds transferred to me by Whitney personally in the summer of 2018, in the amount of approximately USD \$614,000;
- The Whitney Estate abandoned all of its claims to funds transferred to me in June, 2018, by Whitney's companies Shark Speaker LLC, Wealth Building Technologies (f/k/a Expert Media Agency) and Expert Sales Agency, totaling approximately USD \$438,000;
- The Whitney Estate abandoned all claims to credit card reserves held by Esquire Bank, N.A. or Maverick Bankcard, held in the name of Wealth Building Technologies;
- The Whitney Estate is required to assign to me its claim for payment of a loan made by Whitney and Shark Speaker LLC to Advisors Education LLC in April, 2018, in the amount of USD \$45,000;
- Iberia Bank is required to send to me USD \$182,866 held in accounts in the name of Whitney;
- Applied Bank is required to send me approximately USD \$9,000 from an account in the name of Whitney;
- JPMorgan Chase Bank is required to send me approximately USD \$13,400 from accounts held in the name of Whitney;
- Coinbase is required to send me the assets contained in Whitney's Coinbase account, which contains the following cryptocurrencies: approximately 0.361595 Bitcoin; approximately 72.278226 Litecoin, and approximately 28.7961 Ethereum.

**Qualpay/Synovus.** Recall that early in the case, I demanded that Qualpay and Synovus Bank turn over approximately \$6.3 million in credit card reserves. They resisted my demand, arguing that the money was theirs and not subject to turnover. They filed motions with the Court arguing that they "owned" the money, but Judge Daulton denied their motions and ruled that the money was owned by the receivership estates. I subsequently asked Judge Daulton to appoint Burt Wiand as a special receiver in this case, to handle Qualpay/Synovus matters, to avoid the expenses of Synovus's threats to disqualify me over my law firm's representation of a small bank that Synovus purchased effective December 31, 2018. After Burt's appointment, Synovus and Qualpay filed motions to intervene, or for permission to assert claims to get the \$6.3 million back. The same order in which Judge Daulton approved my settlement with Matt Lloyd also denies Synovus's motion to intervene. It's worth reading; it's not every day that a federal judge calls somebody's legal arguments "petty."

**Funds Collected.** [Here](#) are spreadsheets showing activity in the receivership bank accounts through November 30, 2019. I am actively working to collect additional funds. Details will be provided as appropriate.

Again, I want all to know that I am aware of your frustration with the length of time that this process is taking. This, unfortunately, is the nature of litigation. I promise you, I am working as diligently as I possibly can, and I know the FTC is doing so as well.

Be sure to check back for further updates. My very best wishes for a happy holiday season to all of you.

*Mark*