

SEC NEXT STEPS 12-07-23

- 1. File Answer and Affirmative Defenses Completed 11-28-23 and new Amended to be filed 12-14-23**
- 2. Speak to Alyse and inference the topics in the other e-mail S/W on 12-06-23 and Stated that they will settle for \$600K and Change of Board of Directors and will agree to discount the price if we can show the monies withdrawn were for “production” “did not agree that even though on my taxed they went against my Salary. (No Way! 600K from 8-13-17 thought 8-13-21 (Never took more than maybe 70K on ATM Credit Cards Bogus)**
- 3. Order Depositions 5 (Ordonez, Galindo, Metz, Vanacour, GSV)**

Here’s the 12-05-23 Judge MTS and have another bite at the Proverbial Apple on 12-28-23

Need Order Depos and the “ANSWER of the “FINAL AFFIRMATIVE DEFENSES HAVE TO BE PROCEDURALLY spot ON ACCORDING TO RFCP and integrate in the testimony of file Despondent statements of fact.

- 4. Then depending on the Judges Order you do a partial motion for Summary Judgement stripping away all their ANCHOR Allegations.**
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At that pointy you ready to discuss settlement.

- 5. Next Motion to next Motion for partial Summary Judgment and motion for Judgement on the pleadings, renewed motion to strike and motions for Judicial Notice/Hoffman/Barry Goldin. (See 12(b) (6) Below) on 12-15-23**
- 6. Motion to limit Successor liability with SEC and Venters agrees to not be on New Board and restrict my Voting rights. SEC would not agree to waive Successor Liability as of 12-06-23.**

- 7. Get updated Shareholder Support Letters and Provide Shareholders the Affirmative Defense as well as Picture of Gary Metz their Star Witness that is the Sec Star Witness that the SEC agrees to pay between 10 & 30% of an cash recovery.**
- 8. File an Emergency Motion with the Judge for request to agree to Transfer of Control Without Successor Liability on 12-30-23**
- 9. File a Class action Suiot/Counter Claim on behalf of the shareholder for \$50 mm and provide that to shareholders.**

A motion to dismiss based upon your deposition testimony would be procedurally inappropriate. A motion to dismiss under Fed. R. Civ. P. 12(b)(6) is directed to the complaint. The only basis for a motion to dismiss is a deficiency in the allegations of the complaint. An request to throw a case out based upon testimony and other evidence is necessarily a motion for summary judgment. No motion for summary judgment is permitted until after the pleadings are closed, which means that the answer and affirmative defenses have been filed and no motions directed to the answer and affirmative defenses remain pending. Fed. R. Civ. P. 56 governs motions for summary judgment.