

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
(WEST PALM BEACH DIVISION)

CASE NO. 09-80480-CIV-HURLEY/HOPKINS
(Ancillary Proceeding to U.S.D.C. Case No. 08-81565-CIV-HURLEY/HOPKINS)

JONATHAN E. PERLMAN, Esq., as court
appointed Receiver of Creative Capital
Consortium, LLC, et al.,

Plaintiff,

v.

DOROTHY DELISFORT-THEODULE, an individual,
WEALTH BUILDERS CIRCLE, LLC, a Georgia
limited liability company, CARIBBEAN AIRWAYS,
LLC, a Florida limited liability company, DONNA
HAVER, INC., a Florida limited liability company,
GOOD BUY HOMES, INC., a Florida corporation,
INTERNATIONAL DEVELOPMENT ENTREPRENEURS
OF AMERICA, INC., a Florida corporation, and
COMPLETE AUTO REPAYMENT SOLUTIONS, INC.,
a Georgia corporation,

Defendants.

**RECEIVER'S MOTION TO ENFORCE THE COURT'S ORDER TO SHOW CAUSE
[D.E. 12] AND TO GRANT PARTIAL SUMMARY JUDGMENT IN FAVOR OF
PLAINTIFF**

Plaintiff Jonathan Perlman, the court appointed Receiver in the action styled Securities and Exchange Commission v. Creative Capital Consortium et al., Case No. 08-80480-CIV-HURLEY/HOPKINS, by and through undersigned counsel, hereby files this Motion to Enforce the Court's Order to Show Cause why the Plaintiff's Motion For Partial Summary Judgment against Defendants should not be entered (the "Motion"), and in support thereof states:

1. On December 21, 2009, Plaintiff filed a Motion for Partial Summary Judgment Regarding the Actual Intent to Hinder, Delay or Defraud Creditors. In this motion, Plaintiff set forth

certain facts and procedural history which demonstrated that no material facts existed with respect to certain elements of the Plaintiff's claims. [D.E. 11]

2. On January 19, 2010, the Court issued an Order to Show Cause which provided fifteen days for the Defendant(s) to show cause why the Plaintiff's Motion for Summary Judgment should not be granted. [D.E. 12]

3. The Defendant(s) failed to respond to the Order to Show Cause on or before the required deadline of February 3, 2010.

4. Calendar call in this case is scheduled for March 25, 2010, and the case is expected to proceed to trial during the five-week trial period beginning April 6, 2010. The entry of Partial Summary Judgment will greatly narrow the issues to be presented at trial.

WHEREFORE, the Receiver respectfully requests the Court enforce its Order to Show Cause and to grant Plaintiff's Motion for Partial Summary Judgment in accordance therewith.

Dated: March 17, 2010
Miami, Florida

Respectfully submitted,

By: /s/ David Lemoie
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*Attorneys for Receiver,
Jonathan E. Perlman, Esq.*

CERTIFICATE OF SERVICE

I hereby certify that on March 17, 2010, the foregoing document was served this day on all persons identified on the below Service List, by En-ECF, U.S. Mail or by e-mail.

/s/ David Lemoie
 David Lemoie, Esq.
 Florida Bar No. 188311

SERVICE LIST

**JONATHAN E. PERLMAN, ESQ., as court appointed Receiver of Creative Capital Consortium, LLC, et al. v. DOROTHY DELISFORT THEODULE, et al.
 CASE NO. 09-80480-CIV-HURLEY/HOPKINS
 United States District Court, Southern District of Florida**

<p>Dorothy Delisfort (<i>Pro Se</i> Defendant) 2108 New London Place Snellville, Georgia</p> <p>Courtesy Copy To: Wilmer Parker 75 Fourteenth Street, N.W., 25th Floor Atlanta, Georgia 30309</p>	<p>Donna Haver, Inc. c/o Registered Agent George L. Theodule c/o Russell C. Weigel, III, Esq. Russell C. Weigel, III, P.A. 5775 Blue Lagoon Dr., Ste. 100 Miami, Florida 33126 Telephone: (786) 888-4567 Facsimile: (786) 787-0456 Via e-mail: rweigel@investmentattorneys.com <i>Attorneys for George L. Theodule</i></p>
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<p>Good Buy Homes, Inc. c/o Registered Agent Yolette T. Williams c/o Barry Michael Wax, Esq. 800 Brickell Avenue, PH II Miami, FL 33131 Telephone: (305) 373-4400 Facsimile: (305) 381-7135 Via e-mail: barrywax@bellsouth.net <i>Attorney for Yollette Williams</i></p>	<p><u>Via Certified Return Receipt Requested</u></p> <p>Caribbean Airways, LLC c/o Registered Agent Frantz Vilce 10474 Boynton Place Cir., #633 Boynton Beach, FL 33437</p>

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INTERNATIONAL DEVELOPMENT ENTREPRENEURS
OF AMERICA, INC., a Florida corporation, and
COMPLETE AUTO REPAYMENT SOLUTIONS, INC.,
a Georgia corporation,

Defendants.

**ORDER GRANTING PLAINTIFF'S MOTION TO ENFORCE THE COURT'S
ORDER TO SHOW CAUSE AND GRANTING PARTIAL SUMMARY
JUDGMENT IN FAVOR OF THE PLAINTIFF**

THIS CAUSE came before the Court on the Motion to Enforce the Order to Show Cause and the Motion for the Entry of Partial Summary Judgment (the "Motions") filed by Jonathan E. Perlman, Esq., as Court-appointed Receiver (the "Receiver") of Creative Capital Consortium, LLC, A Creative Capital Concept\$, LLC, United Investment Club, LLC, Reverse Auto Loan, LLC, Wealth Builders Circle, LLC, The Dream Makers Capital Investment, LLC, G\$ Trade Financial, Inc. and Unity Entertainment Group, Inc. (collectively, the "Receivership Entities").

The Plaintiff seeks an Order from this Court granting the Plaintiff's Motions and entering partial summary judgment in favor of Plaintiff. The Court, having reviewed the Motion for Partial Summary Judgment filed on December 29, 2009 [D.E. 11], the Motion to Enforce the Court's Order to Show Cause Why Partial Summary Judgment Should Not Be Entered [D.E. 12], the record in this action, and being otherwise duly advised in the premises, the Court finds that:

1. The Receivership Entities made the Fraudulent Transfers to the Defendant(s) in the amount(s) identified in the Receiver's Complaint;

2. The Receivership Entities were involved in and participated in a Ponzi Scheme at the time the Fraudulent Transfers were made to the Defendant(s);

3. The Receivership Entities, pursuant to the Florida Uniform Fraudulent Transfer Act at Florida Statutes §726.101 et seq. ("FUFTA"), acted with actual intent to hinder, delay or defraud their creditors when making the Fraudulent Transfers to the Defendant(s) and,

4. The only remaining issues to be tried with respect to Count III of the Amended Complaint are whether pursuant to FUFTA the Defendant(s) received the Transfers in good faith and for value.

THEREFORE it is **ORDERED AND ADJUDGED**:

1. The Motion to Enforce the Order to Show Cause is hereby **GRANTED**.

2. Plaintiff's Motion for Partial Summary Judgment is hereby **GRANTED**.

DONE and **ORDERED** in Chambers at West Palm Beach, Florida this ____ day of March, 2010 in the Southern District of Florida.

DANIEL T.K. HURLEY
UNITED STATES DISTRICT COURT JUDGE