

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
FORT PIERCE DIVISION**

**CASE NO. 20-14342-CIV-CANNON/Maynard**

**SECURITIES AND EXCHANGE COMMISSION,**

Plaintiff,

v.

**THOMAS GITY, SR., THOMAS GITY, JR., and  
TREASURE COAST PROPERTY ENTERPRISES, LLC.,**

Defendants.

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**ORDER GRANTING PLAINTIFF'S MOTION FOR AN ORDER TO SHOW CAUSE**

**THIS CAUSE** comes before the Court upon Plaintiff Securities and Exchange Commission's (the "SEC") Motion for an Order to Show Cause why the Court should not approve the SEC's proposed plan of distribution (the "Proposed Plan") for collections in the captioned matter (the "Distribution Fund") [ECF No. 126]. The Court has reviewed the Motion and is otherwise fully advised. Accordingly, it is

**ORDERED AND ADJUDGED** that Plaintiff's Motion for an Order to Show Cause [ECF No. 126] is **GRANTED**.

**I.**

**IT IS FURTHER ORDERED THAT**, within five business days of the issuance of this Order:

- a) The SEC shall publish this Order on the SEC's public webpage for this matter (<https://www.sec.gov/divisions/enforce/claims/thomas-gity.htm>) (the "SEC Webpage") along with a copy of the Proposed Plan.

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b) The SEC shall send a copy of this Order, along with a copy of the Proposed Plan, by electronic or physical mail to the last known address of the entities that it has identified as possible investors with Thomas Gity as described in the Complaint.

Publication as described, along with the publication of this Order through the Court's ECF system, shall constitute and suffice as notice of the Proposed Plan and the opportunity to object to interested parties.

## II.

**IT IS FURTHER ORDERED THAT** individuals and entities who invested with Thomas Gity Sr. during the period January 1, 2018, to January 30, 2019, inclusive, or other interested parties, within thirty (30) days from the entry of this Order (the "Objection Due Date"), shall show cause, if there is any, why this Court should not enter an Order approving the Proposed Plan. Objections shall be made by correspondence received no later than 11:59 p.m. on the Objection Due Date at the following electronic mail address:

ENF-objections-SECvGity@sec.gov

The correspondence must clearly state fully and clearly the entity's interest in this matter, and the entity's objection(s) to the Proposed Plan. The submitting entity must include all documentation necessary to support the objection. Any and all factual assertions must be concluded with the following declaration, if true, followed by the submitting person's signature and the date of signature:

I declare pursuant to 28 U.S.C. §1746, under penalty of perjury under the laws of the United States of America, that the foregoing is true and correct.

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All correspondence must include current contact information for the submitting person, including, if available, an email address and mobile telephone number. Objections will be publicly filed by the SEC with the Court, as further set forth below in Section IV.

**To the extent a submitting entity seeks to include in its submission sensitive information such as a social security number, financial account number, or home address, they should encrypt the submission prior to sending, sending the password in a separate email, or submit it pursuant to the next paragraph.** If a submitting entity is unable to submit their objection (securely) by email, it may send it addressed as set forth below. The submission must be received by the Addressee no later than the Objection Due Date.

Catherine E. Pappas/ Brian Beirne  
SEC v. Gity  
SEC Office of Distributions  
100 F Street NE, Mail Stop 5012  
Washington, DC 20549

Failure to timely submit an objection in accordance with this Section II will result in the objection being waived. Proof of timely receipt by the Addressee will be the burden of the submitting entity.

### **III.**

**IT IS FURTHER ORDERED** that, if no objections to the Proposed Plan are timely submitted, the SEC shall:

- a) File a notice so advising the Court (the “Notice”), accompanied by a copy of the Proposed Plan, as well as a proposed Order approving the Proposed Plan.
- b) Post a copy of the Notice, Proposed Plan, and proposed Order on the SEC Webpage.

Upon receipt of such notice from the SEC, the Court may enter an Order approving the Proposed Plan without further notice or passage of time.

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**IV.**

**IT IS FURTHER ORDERED THAT**, if objections are timely received pursuant to this Order, the SEC shall file them, with sensitive information redacted, together with its response, within sixty (60) days of the entry of this Order, with copies of its response served by electronic, First Class, or Overnight Mail upon any objecting party.

The SEC may propose an amended plan if and as appropriate. If the SEC proposes an amended plan, the amended plan, and any accompanying filings, will be made available to all interested parties through the SEC Webpage, and sent to the last known physical or electronic mail address of the entities that it has identified as potential investors with Thomas Gity as described in the Complaint. Such publication, along with the publication through the Court's ECF system, shall constitute and suffice as notice of the amended plan. If the SEC files an amended plan, the deadline for objections shall be extended an additional thirty (30) days from the date of the filing of the amended plan.

If the Court deems it necessary or appropriate, the Court may conduct a hearing before approving the Proposed (or amended) Plan. Notice of a hearing shall be provided through the Court Docket and the SEC Webpage, if and as otherwise ordered by the Court.

**DONE AND ORDERED** in Chambers at Fort Pierce, Florida this 19th day of July 2022.

  
**AILEEN M. CANNON**  
**UNITED STATES DISTRICT JUDGE**

cc: counsel of record