

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 23-22791-CV-WILLIAMS

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

v.

BRENT SEAMAN, *et al.*,

Defendants.

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**RECEIVER'S EIGHTH STATUS REPORT**

Melanie E. Damian, as the court-appointed Receiver (the "Receiver") for Accanito Capital Group, LLC ("Accanito Capital"), Accanito Holdings, LLC ("Accanito Holdings"), Accanito Equity, LLC, Accanito Equity II, LLC, Accanito Equity III, LLC, Accanito Equity IV, LLC, Surge LLC, and Relief Defendant, Surge Capital Ventures, LLC ("SCV") (collectively, the "Receivership Defendants"), submits her Eighth Status Report concerning the status of the Receivership for the period from July 1, 2025 to September 30, 2025 (the "Reporting Period").

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## I. INTRODUCTION

Receivership Defendants are a group of affiliated companies that were owned and controlled by Defendant Brent Seaman. The Accanito Equity Receivership Defendants were used to collect over \$35 million in investor deposits transferred to Receivership Defendants Accanito Capital, Accanito Holdings, and Surge LLC. Investor funds were then spent on Defendant Seaman and his family's personal expenses and lavish lifestyle, exorbitant operating costs, high-risk trading losses, and ownership interests in four closely held companies.

Upon her appointment as Receiver on October 27, 2023, Ms. Damian took possession, custody, and control of all previously identified funds, assets, and records of the Receivership Defendants (collectively, the "Estate").

As of the end of this Reporting Period, the Receiver had recovered a total of \$4,193,660.46, including funds in accounts, disgorgement payments, the proceeds of the liquidation of physical assets, and recoveries pursuant to the Estate's claims against third parties, investors who had received net gains, insiders, and affiliates. A Standardized Fund Accounting Report, reflecting *inter alia* the Receivership Estate's receipts and disbursements for the Reporting Period is attached hereto as **Exhibit A**.

During the Reporting Period, the Receiver continued pursuing a lawsuit against certain third parties for fraudulent transfer and unjust enrichment. And, the Receiver engaged in efforts to collect on a Default Judgment against a third-party recipient of fraudulent transfers for \$439,578.71, plus post-judgment interest. Also, during the Reporting Period, the Receiver sought this Court's approval of her settlement with Theodore Staub, which has been paid in full.

Further, during the Reporting Period, the Receiver developed the Estate's claims against Surge Trader LLC's members. The SEC consented to the Receiver bringing those claims as an ancillary action. Accordingly, as required by the Appointment Order, the Receiver filed a motion

for leave to bring an action against Surge Trader LLC's members, and Defendant Seaman responded to that motion without taking a position thereon. *See* ECF Nos. 123 and 125. That motion is ripe and pending before this Court unopposed.

## **II. COMMENCEMENT OF ENFORCEMENT ACTION AND APPOINTMENT OF RECEIVER**

On June 27, 2023, the SEC filed the Complaint for Injunctive and Other Relief and Demand for Jury Trial against individual Defendant Brent Seaman ("Seaman") and the Receivership Defendants, commencing the enforcement action (the "Enforcement Action") for violations of securities laws. *See* ECF No.1. Then the SEC filed its Unopposed Motion for Asset Freeze [ECF No. 4] and Agreed Motion and Memorandum of Law for Appointment of Receiver [ECF No. 5]. The Court granted both Motions on October 27, 2023. *See* ECF No. 17 and 18, respectively. In the October 27, 2023 Appointment Order, the Receiver was appointed over the Receivership Defendants and charged with carrying out the mandates of that Order. *See* ECF No. 18.

Also on October 27, 2023, the SEC filed Plaintiff's Unopposed Motion for Entry of Judgments Against Defendants Brent Seaman; Accanito Equity LLC; Accanito Equity II, LLC; Accanito Equity III, LLC; Accanito Equity IV, LLC; Accanito Capital Group, LLC; Surge, LLC; and Accanito Holdings [ECF No. 6], attaching the following consents for entry of judgment:

- (1) Consent of Defendant Bren Seaman [ECF No. 6-1]
- (2) Consent of Defendant Accanito Equity, LLC [ECF No. 6-2]
- (3) Consent of Defendant Accanito Equity II, LLC [ECF No. 6-3]
- (4) Consent of Defendant Accanito Equity III, LLC [ECF No. 6-4]
- (5) Consent of Defendant Accanito Equity IV, LLC [ECF No. 6-5]
- (6) Consent of Defendant Accanito Capital Group, LLC [ECF No. 6-6]
- (7) Consent of Defendant Surge, LLC [ECF No. 6-7]

(8) Consent of Defendant Accanito Holdings, LLC [ECF No. 6-8]

On January 9, 2024, this Court entered the following final judgments:

- (1) Final Judgment as to Defendant Accanito Capital Group, LLC [ECF No. 43]
- (2) Final Judgment as to Defendant Accanito Equity II, LLC [ECF No. 44]
- (3) Final Judgment as to Defendant Accanito Equity III, LLC [ECF No. 45]
- (4) Final Judgment as to Defendant Accanito Equity IV, LLC [ECF No. 46]
- (5) Final Judgment as to Defendant Accanito Equity, LLC [ECF No. 47]
- (6) Final Judgment as to Defendant Accanito Holdings, LLC [ECF No. 48]
- (7) Final Judgment as to Defendant Brent Seaman [ECF No. 49]
- (8) Final Judgment as to Defendant Surge, LLC [ECF No. 50]

In addition, the Court entered a Final Judgment against SCV [ECF No. 94] and a Final Judgment against Mr. Seaman [ECF No. 95]. Mr. Seaman has not paid any portion of the judgment against him. The SEC is engaged in collection efforts against him. Any amounts recovered from Mr. Seaman will be distributed through the Estate.

### **III. SUMMARY OF THE OPERATIONS OF RECEIVER AND EFFORTS TO IMPLEMENT APPOINTMENT ORDER**

#### **A. Receiver's Initial Efforts to Marshal and Preserve Assets and Records and Employment of Professionals**

Pursuant to the Appointment Order, the Receiver was granted all powers, rights, and control over the Receivership Defendants previously held by their former management. *See* ECF No. 18, at § 2. In particular, the Receiver was authorized:

- To use reasonable efforts to determine the nature, location, and value of all property interests of the Receivership Defendants.
- To take custody, control, and possession from third parties of all Receivership Property and records relevant thereto from the Receivership Defendants.

- To manage, control, operate, and maintain the Receivership Estate and hold in her possession, custody, and control all Receivership Property, pending further Order of this Court.
- To use Receivership Property for the benefit of the Receivership Estate, making payments and disbursements, and incurring expenses as may be necessary or advisable in the ordinary course of business and discharging her duties as Receiver.
- To engage and employ persons in her discretion to assist her in carrying out her duties and responsibilities hereunder.

*See id.*

#### **B. Obtaining Information and Records from Defendants**

Paragraphs 8-12 of the Appointment Order require Defendants to turn over certain financial and other information regarding the Receivership Defendants' assets and operations to the Receiver and the SEC. *See* ECF No. 18 at pp. 4-6. During prior reporting periods, the Receiver worked with her forensic accountant to analyze the documents received from third parties, to complete the forensic bank reconstruction for the Receivership Defendants, to determine the intracompany debts owed by the Receivership Defendants and their affiliated entities, and to determine the value of the Estate's fraudulent transfer and unjust enrichment claims.

#### **C. Recovery of Receivership Defendants' Records and Assets from Third Parties**

##### **1. Recovery of Funds Held at BMO Harris Bank**

The Receiver has now recovered the balances in all known banking and trading accounts held in Receivership Defendants' names at BMO Harris Bank.

##### **2. Securing Personal Property of the Receivership Defendants**

In addition to recovering their bank account balances, the Receiver secured the Receivership Defendants' valuable personal property, including jewelry purchased by Surge LLC, and ownership interests in four small companies.

**a. Recovery of Jewelry from Jana Seaman and Efforts to Sell Them**

During prior reporting periods, Jana Seaman turned over to the Receiver seven items of jewelry, a Rolex watch, and a Chopard watch that Surge LLC had purchased for a total of \$328,409.43 and €76,905.15 (Euros) using investor funds. The Receiver then marketed the items for sale to retail and wholesale jewelers, watch dealers, and retail customers. She sold the Rolex and a diamond tennis bracelet to the highest bidders. Despite marketing the jewelry in bulk and as individual pieces, through various online platforms and on the Receiver's website, the Receiver has not obtained any near market value offers for the remaining jewelry. Thus, the Receiver will continue to market the remaining jewelry and the Chopard watch for sale to maximize their sale prices and the recovery by the Estate.

**b. Securing Corporate Ownership Interests**

In addition to the bank account balances and jewelry, the Receiver also took control of Receivership Defendant Accanito Capital Group LLC's ownership interests in Surge Trader LLC, Blue Diamond Home Solutions Dallas LLC, and Blue Diamond Home Solutions LLC. The Receiver investigated these ownership interests and determined that they could not be liquidated to benefit the Estate. During a prior reporting period, the Receiver sold all of the known assets of the Blue Diamond entities, netting approximately \$31,500 for the Estate. The Receiver has not located any additional assets owned or held by the two Blue Diamond entities.

As discussed *infra*, the Receiver's investigation into Surge Trader LLC and Receivership Defendants' ownership interest therein and their right to additional distributions has led to the formulation of claims against its members. At the commencement of the receivership, Surge Trader LLC had significant assets and was producing income. Thus, the Receiver demanded that Surge Trader LLC make all due and owing monthly distribution payments to the Estate. Such

payments have remained outstanding since December 2023. Surge Trader LLC's principals claimed that it had ceased operations and did not have sufficient income to make any distributions to shareholders. The Receiver then assessed and developed the Estate's claims against Surge Trader LLC and others involved with Surge Trader LLC.

### **3. Forensic Images of Receivership Defendants' Digital Devices**

During a prior reporting period, the Receiver completed her review of the forensic images of the two laptops, one desktop computer, and a box of hard copy files obtained from the Receivership Defendants' office.

### **4. Forensic Images of Financial Records and Email and Cloud Computing Accounts of Receivership Defendants and Forensic Reconstruction of Receivership Defendants' Financial Transactions**

The Receiver's forensic IT professional imaged the QuickBooks accounts for Receivership Defendants Accanito Capital, Accanito Holdings, Surge LLC, and SCV. During a prior reporting period, the Receiver's forensic accountant completed a reconstruction of the Receivership Defendants' and Surge Trader LLC's financial transactions. That bank account reconstruction is being used to support the Receiver's remaining claims.

## **D. Investigation of Receivership Defendants' Business Operations and Uses of Investor Funds**

### **1. The SEC's Claims and Receiver's Investigation Thereof**

In its Complaint, the SEC alleges that from at least June 2019 until September 2022 (the Relevant Period), Defendant Seaman and the Receivership Defendants raised approximately \$35 million from approximately 60 investors. To carry out the scheme, Defendant Seaman and the Receivership Defendants made false promises of guaranteed returns to investors. Investor deposits were transferred to Surge, LLC and Accanito Capital and used to trade foreign currencies, resulting in significant losses, to make Ponzi-like distributions to investors, and for expenditures to benefit

Defendant Seaman and his relatives. *See* ECF No. 1. As a result of the conduct alleged in the Complaint, the SEC commenced the Enforcement Action for violations of securities laws against Defendant Seaman and the Receivership Defendants.

The Receiver's investigation of the Receivership Defendants' business operations, financial records, and dealings with investors has revealed that the foregoing allegations in the SEC's Complaint accurately describe the actual operations of the Receivership Defendants.

**2. Receivership Defendants' Use of Investor Funds and the Receiver's Investigation and Pursuit of Claims to Recover Such Funds**

As stated in the Receiver's prior status reports, investors invested in the Receivership Defendants by sending their investment contributions to Accanito Equity LLC, Accanito Equity II, LLC, Accanito Equity III, LLC and/or Accanito Equity IV, LLC. Investors believed that their funds were purchasing private equity in a diverse group of startup and technology companies. In reality, very little private equity was ever purchased in the name of the Receivership Defendants. And, of the four companies in which Receivership Defendants invested, only Surge Trader LLC was purportedly profitable, and according to the operating agreement forming that company, Receivership Defendants were only granted a 5% ownership interest in that company. So, while some investors received monthly distributions, those distributions did not come from Receivership Defendants' net profits, but rather from new investor deposits.

**a. Use of Investor Funds on Personal Expenses and Transfers to Insiders and Third Parties and Efforts to Recover Those Funds**

The Receiver has traced the use of over \$8.5 million in investor funds to pay for personal expenses for Defendant Seaman and his family and to make transfers to insiders. Indeed, instead of purchasing private equity, investor funds were transferred to Accanito Capital, Accanito Holdings, and Surge LLC and used to fund Defendant Seaman and his family's lavish lifestyle. In addition, investor funds were used to make transfers to and for the benefit of Brent Seaman's

family. Accordingly, the Receiver has pursued recovery of all voidable transfers of investor funds made to third parties and investors who had received net gains. In prior reporting periods, the Receiver successfully settled some of the Estate's voidable transfer claims and recovered \$541,407.85 pursuant to settlement and release agreements approved by this Court. *See* ECF Nos. 91, 96, and 98.

During a prior reporting period, the Court entered the final default judgment against Angela Denease for \$426,245.38, plus post-judgment interest. The Receiver is now engaged in efforts to collect on the judgment.

On June 2, 2025, the Receiver received the full amount due and owing under the settlement agreement with Defendant, Theodore Staub, subject to Court approval. On July 22, 2025, the Receiver filed a motion to approve the settlement with Defendant Staub [ECF No. 116], which motion is pending before this Court unopposed.

The Receiver is also pursuing fraudulent transfer and unjust enrichment claims against two other defendants, the Seamans' former landlord and Brent Seaman's former attorney.

**b. Trading Losses and Investigation of Claims Against Trading Platforms**

Investor funds were also used to fund high-risk, online foreign currency trading, resulting in significant losses of capital and payment of high commissions. The Receiver has traced the transfer of at least \$20.1 million in investor funds to 11 foreign currency exchange trading accounts held by Surge LLC. Upon liquidation of those 11 trading accounts, only \$508,719.94 of that \$20.1 million remained and was recovered by the Receiver. Those trading accounts are hosted by online platforms registered in foreign countries, making them difficult to pursue in U.S. Courts.

**c. Corporate Ownership Interests and Investigation of Claims Related Thereto**

The Receivership Defendants' remaining assets include interests in small, closely held

companies, including 99% ownership of Blue Diamond Home Solutions of Dallas LLC (Dallas, TX), 5% ownership of Blue Diamond Home Solutions LLC (Naples, FL), 5% ownership of Surge Trader LLC, and 100% ownership of SCV, and recovery claims related to Surge Trader LLC.

Surge Trader LLC ceased making monthly distributions pursuant to Accanito Capital's 5% ownership interest at the end of November 2023, despite the Receiver's demands for the unpaid and all future distributions owed to Accanito Capital. The Receiver's investigation into Surge Trader LLC's operations and finances revealed that, during the Relevant Period, Surge Trader LLC paid large distributions to its majority members Relief Defendant Valo Holdings Group LLC ("Valo") and Oceanfront Staffing LLC ("Oceanfront") until Oceanfront sold its membership interest in Surge Trader LLC to Valo. Surge Trader LLC also paid hundreds of thousands of dollars each month towards the balances of Jana Seaman's credit cards. After spending its sizeable revenues on the aforementioned expenses, Surge Trader LLC ceased operations and claims an inability to make any distribution payments to the Receiver pursuant to Accanito Capital's ownership interest.

According to the Receiver's forensic reconstruction of Surge Trader LLC's financial records and the Final Judgment against SCV entered by this Court, SCV currently owes approximately \$1.8 million to the Estate pursuant to a loan, funded in large part with investor funds. The Receiver learned that SCV transferred more than \$2.2 million in investor funds to Deel, Inc., as a payment processor, to pay independent contractors. The Receiver reviewed all documents from Deel Inc. underlying the \$2.2 million in payments to independent contractors. The Receiver investigated the services provided by those independent contractors and determined that those payments benefited Surge Trader LLC and its members. Accordingly, during the Reporting Period, the Receiver developed the Estate's claims for the recovery of fraudulent transfers and other misconduct against Surge Trader LLC's other members. The Receiver, with

the SEC's consent, filed a motion seeking leave of Court to bring an ancillary action against Surge Trader LLC's members. *See* ECF No.123. That motion is unopposed, ripe, and pending before this Court.

#### **IV. CASH ON HAND AND ACCRUED EXPENSES OF ESTATE**

The Receiver presently holds \$929,358.69 in cash on hand in the Estate's fiduciary account at City National Bank in Miami, Florida, following the initial distribution to investors with allowed claims. *See* Standardized Fund Accounting Report, attached hereto as Exhibit A.

During the Reporting Period, the Receivership Estate incurred administrative expenses in the form of fees and costs of the Receiver and her professionals for the work they performed in connection with fulfilling the Receiver's duties under the Court's Orders. Pursuant to the Appointment Order, the Receiver will file an application seeking approval and payment of those fees and costs from the funds the Receiver has marshaled and deposited into the Estate's fiduciary account since she was appointed. During that same time period, the Receiver made disbursements from the fiduciary account for Court-approved professional fees, necessary expenses to preserve and administer the Estate. *See* Exhibit A.

#### **V. KNOWN PROPERTY OF THE RECEIVERSHIP ESTATE**

The Receiver is in possession, custody, or control of the following assets of the Receivership Estate:

- \$929,358.69 in cash on hand, in the Estate's fiduciary account at City National Bank in Miami, Florida;
- Jewelry and one watch purchased by Surge LLC recovered from Jana Seaman;
- 99% ownership interest in Blue Diamond Home Solutions of Dallas (Dallas, TX);
- 5% ownership interest in Blue Diamond Home Solutions (Naples, FL);
- At least 5% ownership interest in Surge Trader LLC;

- One desktop computer and two laptop computers;
- Claims against insiders and third parties and other potential claims related to Surge Trader LLC; and
- Final default judgment against Angela Denease for \$426,245.38, plus post-judgment interest.

## **VI. KNOWN CREDITORS OF THE RECEIVERSHIP ESTATE**

The creditors of the Estate are made up of the Receivership Defendants' investors and a couple of investors who also claim to be lenders to the Receivership Defendants, all of whom were treated as investors in the claims process.

During a prior reporting period, the Receiver administered the Court-approved claims process and determined that 61 investors invested \$34,219,532.50 with the Receivership Defendants, suffering net losses totaling \$28,100,318.62. *See* ECF No. 73. The Receiver then sent investors their initial distribution payments totaling \$2,814,290.77, pursuant to the Court-approved claims process and distribution plan. *See* ECF Nos. 87 (Motion) and 91 (Omnibus Order). When the Receiver completes her recovery and liquidation efforts, she will seek Court approval to send a final distribution to investors.

## **VII. RECEIVER'S RECOMMENDATION**

The Receiver and her professionals appreciate the opportunity to assist the Court in this matter. The Receiver recommends a continuation of the Receivership, as discussed herein, to fulfill the Receiver's duties under the Court's Orders, with the focus on affording the most cost-effective approach to maximizing the ultimate recovery by the Receivership Estate, carrying out the directives of this Court, pursuing the pending recovery action, and completing the liquidation of recovered personal property during the next reporting period.

Respectfully submitted this 22nd day of October, 2025.

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By: /s/Kenneth Dante Murena  
Kenneth Dante Murena, Esq.  
Florida Bar No. 147486  
*Counsel for Receiver, Melanie E. Damian*

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was served via electronic transmission via this Court's CM/ECF filing system on October 22, 2025, on all counsel or parties who have appeared in the above-styled action.

/s/Kenneth Dante Murena  
Kenneth Dante Murena, Esq.  
*Counsel for Receiver, Melanie E. Damian*

**EXHIBIT A**

Melanie Damian, Esq., as Receiver  
DAMIAN & VALORI, LLP  
1000 Brickell Avenue, Suite 1020  
Miami, Florida 33131

STANDARDIZED FUND ACCOUNTING REPORT  
CIVIL – ACCANITO RECEIVERSHIP FUND FOR SEC V. SEAMAN, ET AL.  
Reporting Period 7/1/2025 to 9/30/2025

		Detail	Subtotal	Grand Total
<b>Line 1</b>	Beginning Balance (As of 7/1/2025):	\$ -	\$ -	\$ <b>930,290.61</b>
	<b>Increases in Fund Balance:</b>			
<b>Line 2</b>	Business Income	\$ -	\$ -	\$ -
<b>Line 3</b>	Cash and Securities [1]	\$ 16,117.27	\$ 16,117.27	\$ 16,117.27
<b>Line 4</b>	Interest/Dividend Income	\$ 6,261.23	\$ 6,261.23	\$ 6,261.23
<b>Line 5</b>	Business Asset Liquidation	\$ -	\$ -	\$ -
<b>Line 6</b>	Personal Asset Liquidation	\$ -	\$ -	\$ -
<b>Line 7</b>	Third-Party Litigation Income	\$ -	\$ -	\$ -
<b>Line 8</b>	Miscellaneous - Other			\$ -
	<b>Total Funds Available (Lines 1-8):</b>			\$ <b>952,669.11</b>
	<b>Decreases in Fund Balance:</b>			
<b>Line 9</b>	Disbursements to Investors	\$ -	\$ -	\$ -
<b>Line 10</b>	Disbursements for Business Operations [1]	\$ 23,310.42	\$ 23,310.42	\$ 23,310.42
Line 10a	Disbursements to Receiver or Other Professionals	\$ -	\$ -	\$ -
	<b>Total Disbursements for Receivership Operations</b>			\$ <b>23,310.42</b>
<b>Line 11</b>	Disbursements for Distribution Expenses Paid by the Fund:	\$ -	\$ -	\$ -
<b>Line 12</b>	Disbursements to Court/Other	\$ -	\$ -	\$ -
	<b>Total Disbursements to Court/Other</b>			
	<b>Total Funds Disbursed (Lines 9-11)</b>			\$ <b>23,310.42</b>
<b>Line 13</b>	<b>Ending Balance (As of September 30, 2025)</b>			\$ <b>929,358.69</b>
<b>Line 14</b>	<b>Ending Balance of Fund – Net Assets:</b>			
Line 14a	Cash & Cash Equivalents			\$ <b>929,358.69</b>
	<b>Total Ending Balance of Fund – Net Assets</b>			\$ <b>929,358.69</b>

[1] See Attachment 1.

Respectfully submitted,  
Damian | Valori | Culmo  
1000 Brickell Avenue, Suite 1020  
Miami, Florida 33131  
Telephone: 305-371-3960  
Facsimile: 305-371-3965  
/s/ Melanie Damian  
Melanie Damian, Court-Appointed Receiver

**Attachment 1 to Exhibit A to Receiver's Report**  
**SEC v. Seaman et al - Receipts of Fiduciary Account**

<b>Date</b>	<b>From</b>	<b>Amount</b>
7/10/2025	Sale of truck	\$ 2,783.94
7/15/2025	Brennen Seaman Settlement Payment	\$ 13,333.33
<b>Total Receipts</b>		<b>\$ 16,117.27</b>

**City National Bank Interest**

7/31/2025	Interest	\$ 2,210.34
8/31/2025	Interest	\$ 2,000.01
9/30/2025	Interest	\$ 2,050.88
Total		\$ 6,261.23

**GRAND TOTAL RECEIPTS** \$ **22,378.50**

**SEC v. Seaman et al. - Expenses of Fiduciary Account**

<b>Date</b>	<b>Payable</b>	<b>Amount</b>
7/2/2025	Cyberdiscovery	\$ 6,914.35
8/4/2025	Cyberdiscovery	\$ 9,081.35
9/4/2025	Cyberdiscovery	\$ 7,314.72
<b>Total Expenses</b>		<b>\$ 23,310.42</b>

**GRAND TOTAL EXPENSES** \$ **23,310.42**