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10 *Attorneys for Receiver*
11 *Geoff Winkler of American Fiduciary Services*

12 **IN THE UNITED STATES DISTRICT COURT**
13 **FOR THE DISTRICT OF NEVADA**

14 SECURITIES AND EXCHANGE
COMMISSION;

15 Plaintiff,

16 v.

17 PROFIT CONNECT WEALTH
18 SERVICES, INC., JOY I. KOVAR, and
BRENT CARSON KOVAR;

19 Defendants.

CASE NO. 2:21-cv-01298-JAD-BNW

**NOTICE OF WITHDRAWAL OF
MOTION TO ENJOIN PARALLEL
PROCEEDING AND FOR AN ORDER
TO SHOW CAUSE WHY SANCTIONS
FOR VIOLATION OF THE
RECEIVERSHIP ORDER SHOULD NOT
BE AWARDED (ECF NO. 55)**

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23 Geoff Winkler, as receiver of Profit Connect Wealth Services Inc. and any of its
24 subsidiaries and affiliates, provides notice that he is withdrawing his “Motion to
25 Enjoin Parallel Proceeding and for an Order to Show Cause Why Sanctions for
26 Violation of the Receivership Order Should Not Be Awarded” (ECF No. 55).

27 On November 11, 2021, the Receiver filed the above-referenced motion to
28 enjoin *Jeffrey Nicholas v. Troy Sutton*, No. 5:21-cv-00208-H, a case filed in the U.S.

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District Court for Northern District of Texas by a Profit Connect investor against a Profit Connect agent and affiliate for damages arising from the investor’s investments in Profit Connect.

On November 18, 2021, Mr. Nicholas voluntarily dismissed the Texas Action. A copy of the order dismissing the Texas Action is attached as Exhibit 1. In light of the dismissal, the Receiver’s request to enjoin the Texas Action is moot and any contempt related to the filing and maintenance of the Texas Action has been purged. Accordingly, the Receiver withdraws his motion for an injunction and an order to show cause.

Dated: November 19, 2021

BALLARD SPAHR LLP

By: /s/ Maria A. Gall
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-and-

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Attorneys for Receiver

CERTIFICATE OF SERVICE

On November 19, 2021, I served the foregoing **NOTICE OF WITHDRAWAL OF MOTION TO ENJOIN PARALLEL PROCEEDING AND FOR AN ORDER TO SHOW CAUSE WHY SANCTIONS FOR VIOLATION OF THE RECEIVERSHIP ORDER SHOULD NOT BE AWARDED (ECF NO. 55)** on plaintiff Securities and Exchange Commission by electronic service and Brent and Joy Kovar by first class mail to their last known address listed below:

Plaintiff Securities and Exchange Commission:

Kathryn C. Wanner, Esq.
Teri M. Melson, Esq.
Securities and Exchange Commission
444 S. Flower Street, Suite 900
Los Angeles, California 90071
wannerk@sec.gov
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***Pro Se* Defendants Joy I. Kovar and Brent Carson Kovar:**

Brent Kovar
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8545 W. Warm Springs Rd., Ste A-4-179
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/s/ Adam Crawford
An Employee of Ballard Spahr LLP

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EXHIBIT 1

EXHIBIT 1

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
LUBBOCK DIVISION

JEFFREY NICHOLAS,

Plaintiff,

v.

TROY SUTTON,

Defendant.

No. 5:21-CV-208-H

ORDER

Before the Court is plaintiff Jeffrey Nicholas's Notice of Dismissal under Rule 41(a)(1)(A)(i). Dkt. No. 13. Because defendant Troy Sutton has filed neither an answer nor a motion for summary judgment, the Court instructs the Clerk of Court to dismiss this action without prejudice under Rule 41(a)(1)(A)(i), permitting dismissal of an action without a court order.

So ordered on November 19, 2021.



JAMES WESLEY HENDRIX
UNITED STATES DISTRICT JUDGE