

In the Matter of SWCAM AIRCRAFT LLC vs. LOGOS AVIAIONT INC ET AL
MEMORANDUM OF LAW IN SUPPORT OF MOTION FOR LEAVE TO FILE AMICUS CURIAE
BRIEF

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

SWCAM AIRCRAFT, LLC,

Plaintiff,

vs.

CASE NO: 0:25-cv-61019-WPD

LOGOS AVIATION, INC., et al,

Defendant,

_____/

**MEMORANDUM OF LAW IN SUPPORT OF
MOTION FOR LEAVE TO FILE AMICUS
CURIAE BRIEF**

I. INTRODUCTION

This Memorandum is respectfully submitted by Amici Curiae Rogerio Chaves Scotton, Marco Antonio Bruno Da Silva, and MAVI USA HOLDING LLC in support of their Motion for Leave to File an Amicus Curiae Brief. Amici are direct victims of a separate but nearly identical fraudulent aircraft transaction perpetrated by the same Defendants named in this case. The fraud, which involved forging

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documents, non-existent corporate entities, and wire fraud, supports the pattern of misconduct alleged by Plaintiff SWCAM Aircraft, LLC.

In addition to severe financial harm, the Defendants engaged in retaliatory and potentially criminal conduct, including submitting false reports to Homeland Security accusing Mr. Da Silva of terrorism — a malicious act that prevented his lawful return to the United States and exemplifies the extent to which Defendants have attempted to silence and intimidate their victims.

II. FACTUAL BACKGROUND

In 2024, Defendants Logos Aviation, Inc., Mark Daniels, Nicolas Kyriakopoulos, and Alexander Kyriakopoulos engaged in a \$735,000 fraudulent aircraft transaction with Amici, operating through a fabricated entity named “AeroVision LLC,” which has no legal existence in the State of Florida or Delaware. The transaction involved a falsified “Offer to Purchase” contract for a Gulfstream jet, bearing a fake corporate seal, fraudulent signatures, and misrepresentations of both aircraft condition and authority.

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The aircraft was never delivered, and the Defendants refused to refund the funds. Instead, they mocked Amici through WhatsApp messages and made veiled threats.

In a further act of retaliation, Defendants submitted a false terrorism report to federal authorities targeting Mr. Da Silva. These actions are not only malicious but reflective of an ongoing and coordinated scheme to defraud multiple parties under the guise of aircraft sales.

III. LEGAL STANDARD AND ARGUMENT

A. The Court Has Discretion to Grant Leave for Amicus Participation

District courts possess broad discretion to permit the filing of amicus curiae briefs where they are timely, useful, and non-duplicative. Amicus participation is appropriate where a non-party provides unique insight, evidentiary contribution, or represents broader public interest. See:

***United States v. State of Michigan*, 940 F.2d 143, 165 (6th Cir. 1991)**

***Neonatology Assocs., P.A. v. Comm’r*, 293 F.3d 128, 132 (3d Cir. 2002)**

***Russell v. Board of Plumbing Examiners*, 74 F.3d 402, 406 (1st Cir. 1996)**

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Students for Fair Admissions, Inc. v. President & Fellows of Harvard College, 980

F.3d 157 (1st Cir. 2020).

These cases support that the Court may accept briefing from non-parties whose involvement aids in achieving a just outcome and provides facts unavailable from parties of record.

B. Amici Offer Evidence of a Broader Pattern of Racketeering and Fraud

The fraud suffered by Amici mirrors that alleged by Plaintiff. The existence of a second and independent victim of the same fraud operation supports the “pattern” element required under civil RICO, and reflects a systemic and ongoing enterprise.

Applicable precedents recognizing similar fraudulent schemes and justifying RICO allegations include:

Sedima, S.P.R.L. v. Imrex Co., 473 U.S. 479, 496 (1985)

H.J. Inc. v. Nw. Bell Tel. Co., 492 U.S. 229, 240 (1989)

Bridge v. Phoenix Bond & Indem. Co., 553 U.S. 639, 647 (2008)

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Allstate Ins. Co. v. Valley Physical Med. & Rehab., P.C., No. 05-CV-5934, 2011 WL 5075030 (E.D.N.Y. Oct. 25, 2011)

This Court is empowered under 18 U.S.C. § 1964(c) to recognize civil RICO standing when an individual suffers injury to business or property due to a pattern of racketeering activity — here, wire fraud and mail fraud under 18 U.S.C. §§ 1341 and 1343.

C. The Interests of Justice, Efficiency, and Public Protection Favor Leave

Amici's submission enhances the factual record with real-world consequences of the same fraud scheme described in Plaintiff's complaint. Courts have granted amicus participation when public harm, repetition of injury, and procedural fairness require additional illumination of the facts.

Relevant cases supporting this include:

Massachusetts Food Ass'n v. Mass. Alcoholic Beverages Control Comm'n, 197 F.3d 560, 567 (1st Cir. 1999)

In re Halo Wireless, Inc., 684 F.3d 581, 596 (5th Cir. 2012)

Ryan v. Commodity Futures Trading Comm'n, 125 F.3d 1062, 1063 (7th Cir. 1997)

Long v. Coast Resorts, Inc., 49 F. Supp. 2d 1177 (D. Nev. 1999)

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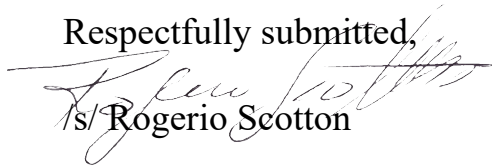
Acceptance of this Amicus Curiae Brief also serves Rule 1 of the Federal Rules of Civil Procedure: “to secure the just, speedy, and inexpensive determination of every action and proceeding.”

IV. CONCLUSION

For the foregoing reasons, Amici respectfully requests that this Honorable Court grant leave to file their Amicus Curiae Brief in support of Plaintiff SWCAM Aircraft, LLC. The supporting facts and legal analysis offered herein are essential to understanding the full scope and public impact of Defendants’ enterprise.

Dated: July 15, 2025

Respectfully submitted,



Rogerio Chaves Scotton

160 W Camino Real, Suite 102

Boca Raton, FL 33432

Email: info@legalhelp4y.com

/s/ Marco Antonio Bruno Da Silva



Marco Antonio Bruno Da Silva

On behalf of MAVI USA HOLDING LLC

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the MEMORANDUM OF LAW IN SUPPORT OF MOTION FOR LEAVE TO FILE AMICUS CURIAE BRIEF was served on Logos aviation Inc, at his e-mail info@logosaviation.com to his attorney mohammad@aerolawoffices.com as well as to the Plaintiff's attorneyfla@gmail.com provided in court by the Amicus, on this 16 day of July 2025.

A handwritten signature in black ink, appearing to read "Rogerio Scotton", is written over a horizontal line.

Rogerio Scotton
160 W Camino Real, 102
Boca Raton, FL 33432
Phone Number: (561) 770-8909
Email Address: rs@legalhelp4y.com