

**IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
CIVIL DIVISION**

STATE OF FLORIDA
OFFICE OF FINANCIAL REGULATION,

Plaintiff,

v.

CASE NO.: 50-2021-CA-008718-XXXX-MB

NATIONAL SENIOR INSURANCE, INC.
D/B/A SEEMAN HOLTZ,
MARSHAL SEEMAN,
CENTURION INSURANCE SERVICES
GROUP, LLC,
BRIAN J. SCHWARTZ,
EMERALD ASSETS 2018, LLC,
INTEGRITY ASSETS 2016, LLC,
INTERGRITY ASSETS, LLC,
PARA LONGEVITY 2014-5, LLC,
PARA LONGEVITY 2015-3, LLC,
PARA LONGEVITY 2015-5, LLC,
PARA LONGEVITY 2016-3, LLC,
PARA LONGEVITY 2016-5, LLC,
PARA LONGEVITY 2018-3, LLC,
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PARA LONGEVITY 2019-5, LLC,
PARA LONGEVITY 2019-6, LLC,
PARA LONGEVITY VI, LLC,
SH GLOBAL, LLC N/K/A PARA LONGEVITY
V, LLC, ALTRAI GLOBAL, LLC A/K/A ALTRAI
HOLDINGS, LLC, VALENTINO GLOBAL
HOLDINGS, LLC, AMERITONIAN ENTERPRISES,
LLC, SEEMAN-HOLTZ CONSULTING CORP.,
CENTURION ISG Holdings, LLC,
CENTURION ISG Holdings II, LLC,
CENTURION ISG (Europe) Limited,
CENTURION ISG SERVICES, LLC,
CENTURION ISG FINANCE GROUP, LLC,
CENTURION FUNDING SPV I LLC,
CENTURION FUNDING SPV II LLC,
GRACE HOLDINGS FINANCIAL, LLC,
PRIME SHORT TERM CREDIT INC.,

Defendants.

THE ESTATE OF ERIC CHARLES HOLTZ,
SEEMAN HOLTZ PROPERTY AND CASUALTY, LLC
F/K/A SEEMAN HOLTZ PROPERTY AND CASUALTY, INC.,
SHPC HOLDINGS I, LLC,

Relief Defendants.

/

**RECEIVER, DANIEL J. STERMER’S MOTION FOR APPROVAL TO ENTER INTO
STIPULATION FOR ENTRY OF CONSENT JUDGMENT AS TO LIABILITY**

Daniel J. Stermer, as Court-appointed Receiver (the “Receiver”) for the property, assets, and business of the thirty-three (33) Receivership entities¹ (the “Receivership Defendants” and, formerly the “Consenting Corporate Defendants”, and, together with the Receiver, collectively, the “Receivership Estate”) pursuant to the *Order Appointing Receiver* (the “Receivership Order”) dated May 12, 2023, moves for entry of an order in the form attached hereto as **Exhibit A**, authorizing the entry of proposed Consent Judgment, in the form attached as **Exhibit B**, which represents a prudent and reasonable exercise of the Receiver’s business judgment and presents a fair and equitable resolution to the litigation, entered into between (i) the Receiver, on behalf of the Receivership Defendants, and (ii) State of Florida, Office of Financial Regulation (“OFR”, together with the Receiver, collectively, the “Parties”). In support of this Motion, the Receiver states as follows:

¹ The Receivership Defendants include: NATIONAL SENIOR INSURANCE, INC. D/B/A SEEMAN HOLTZ, CENTURION INSURANCE SERVICES GROUP, LLC, EMERALD ASSETS 2018, LLC, INTEGRITY ASSETS 2016, LLC, INTERGRITY ASSETS, LLC, PARA LONGEVITY 2014-5, LLC, PARA LONGEVITY 2015-3, LLC, PARA LONGEVITY 2015-5, LLC, PARA LONGEVITY 2016-3, LLC, PARA LONGEVITY 2016-5, LLC, PARA LONGEVITY 2018-3, LLC, PARA LONGEVITY 2018-5, LLC, PARA LONGEVITY 2019-3, LLC, PARA LONGEVITY 2019-5, LLC, PARA LONGEVITY 2019-6, LLC, PARA LONGEVITY VI, LLC, SH GLOBAL, LLC N/K/A PARA LONGEVITY V, LLC, VALENTINO GLOBAL HOLDINGS, LLC, AMERITONIAN ENTERPRISES, LLC, SEEMAN-HOLTZ CONSULTING CORP., CENTURION ISG Holdings, LLC, CENTURION ISG Holdings II, LLC, CENTURION ISG (Europe) Limited, CENTURION ISG SERVICES, LLC, CENTURION ISG FINANCE GROUP, LLC, CENTURION FUNDING SPV I LLC, CENTURION FUNDING SPV II LLC, PARA GLOBAL 2019, LLC, ALLOY ASSETS, LLC, SEEMAN HOLTZ WEALTH MANAGEMENT, INC. AGENCY ACQUISITION FUNDING, LLC, AMERICA’S FAVORITE INSURANCE SERVICES LLC, and GRACE HOLDINGS FINANCIAL, LLC.

Background

1. On July 12, 2021, the Plaintiff, State of Florida Office of Financial Regulation (“OFR”) filed a *Complaint for Temporary and Permanent Injunction, Appointment of Receiver, Restitution, Civil Penalties, and Other Statutory and Equitable Relief* (the “Complaint”) against twenty-seven of the Consenting Corporate Defendants, certain individuals and other entities, and Relief Defendants, seeking to restrain acts and practices of said defendants in violation of various provisions of Chapter 517, Florida Statutes (“Florida Securities and Investor Protection Act”), including sections 517.301, 517.12 and 517.07, and “halt the securities fraud scheme and common enterprise operated and controlled by Marshal Seeman (“Seeman”) and Seeman’s deceased business partner, Eric Charles Holtz (“Holtz”) (the Ponzi-like securities fraud scheme and common enterprise more fully described in the Complaint shall herein be incorporated and referred to as the “SH Enterprise.”

2. On September 10, 2021, OFR filed a *Consent Motion for Appointment of Corporate Monitor*, seeking, *inter alia*, the appointment of Daniel J. Stermer, as the Corporate Monitor for the property, assets, and businesses of the initial twenty-seven Consenting Corporate Defendants, as well as a temporary injunction against the twenty-seven Consenting Corporate Defendants and two consenting natural-person Defendants, Marshal Seeman and Brian J. Schwartz (the “Consenting Individual Defendants”).

3. On September 14, 2021, the Court entered an *Agreed Order Granting Plaintiff’s Consent Motion for Appointment of Corporate Monitor and Related Injunctive Relief* (the “September 14, 2021 Order”), thereby approving and appointing, *inter alia*, Daniel J. Stermer as the Corporate Monitor for the initial twenty-seven Consenting Corporate Defendants and their affiliates, subsidiaries, successors and assigns, until further Order of the Court.

4. On January 6, 2022, the Court entered an *Agreed Order Granting Corporate*

Monitor, Daniel J. Stermer's Unopposed Motion to Expand Corporate Monitorship Estate, thereby expanding the scope of the corporate monitorship created in this case to include the following five additional entities as Consenting Corporate Defendants: (a) Para Global 2019, LLC, a Georgia limited liability company; (b) Alloy Assets, LLC, a Florida limited liability company; (c) Seeman Holtz Wealth Management, Inc., a Florida corporation; (d) Agency Acquisition Funding, LLC, a Delaware limited liability company; and (e) America's Favorite Insurance Services LLC, a Delaware limited liability company.

5. On May 12, 2023, the Court entered the Receivership Order, which appointed Daniel J. Stermer as the Receiver of the Receivership Defendants.

6. Pursuant to paragraph 8(q) of the Receivership Order, the Receiver has the authority and power to seek permission and obtain approval from the Court before effectuating any settlement against the Receivership Defendants or before releasing legal claims or causes of action the Receivership Defendants may have against other parties.

7. On November 23, 2023, the Court entered an *Agreed Order Granting Receiver's Unopposed Motion to Expand Receivership Estate to Include Grace Holdings*, thereby expanding the scope of the receivership to include Grace Holdings Financial LLC.

Relief Requested

a. In an effort to avoid the time, expense, and uncertainty associated with additional litigation, the Receiver and OFR seek approval to enter into the stipulation of Consent Judgment, as the Consent Judgment provides for a fair and equitable resolution of the litigation as to the issue of liability emanating from the OFR's complaint and is in the best interests of the Receivership Defendants and their respective estates and creditors. The Consent Judgment provides as follows:

Pursuant to § 517.191(1), Florida Statutes, the Receivership Defendants are permanently enjoined from any acts which are or may be deemed violations of Florida Statutes § 517.301(1)(a)1, 2, 3, § 517.12(1), § 517.12(4), and/or § 517.07(1). Further, the Receivership Defendants and any individuals or other entities acting under, by, through or on behalf of any of the Receivership Defendants that receives actual notice of this Consent Judgment are immediately and permanently enjoined from directly or indirectly engaging in, or assisting others in engaging in, violations of Florida Statutes § 517.301(1)(a)1, 2, 3, § 517.12(1), 517.12(4), and/or § 517.07(1).

The Court reserves jurisdiction to enter civil penalties or an order of restitution as provided by Florida Statutes § 517.191, or monetary judgment, inclusive of attorney's fees and costs, and/or any other amounts as authorized by law.

Daniel J. Stermer has been appointed as the Receiver for the Receivership Defendants and shall remain Receiver for the Receivership Defendants, as provided in the Order Appointing Receiver separately entered by this Court.

This Consent Final Judgment is not intended to confer upon any person any rights or remedies as a third-party beneficiary. This Consent Final Judgment is not intended to create a private right of action on the part of any person or entity other than the parties hereto.

The Court reserves jurisdiction to enforce this Consent Judgment and to grant all further relief it deems fair, just, and proper.

8. The Receiver submits that the best interests of the Receivership Estate and the other creditors/investors in the Receivership Estate will be served by entry of an order by this Court authorizing the Receiver to enter into a stipulation for entry of a consent judgment.

9. Accordingly, the Receiver seeks the Court's approval to enter into the Consent Judgment, as required by the Receivership Order:

13. The Receiver shall have the following general powers to perform the following duties in good faith, with reasonable diligence, and with reasonable discretion:

...

q. To seek permission and obtain approval from the Court before effectuating any settlement, consent judgment or allowing any default or default judgment against the Receivership Defendants, or before releasing legal claims or causes of action the Receivership Defendants may have against other parties;

Receivership Order at 7, ¶8. q.

CONCLUSION

Through this Motion, the Receiver submits that it is in the best interest of the Receivership Estate and other creditors to enter into the Consent Judgment as to liability only which enjoins the Receivership Entities from directly or indirectly engaging in, or assisting others in engaging in, violations of Florida Statutes § 517.301(1)(a)1, 2, 3, § 517.12(1), 517.12(4), and/or § 517.07(1) and such other relief set forth in the Consent Judgment.

WHEREFORE, Daniel J. Stermer, as Corporate Monitor, respectfully requests this Court enter the Order in the form attached hereto as **Exhibit A**, authorizing and directing entry of the Consent Judgment attached hereto as **Exhibit B**, and entering such other and additional relief as the Court deems just and proper.

Dated: May 7, 2024

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By: /s/ Michael J. Niles

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Michael J. Niles, FBN 107203
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CERTIFICATE OF SERVICE

I **HEREBY CERTIFY** that on May 7, 2024, the foregoing was filed using the Florida Court’s E-Filing Portal, which served a copy of the foregoing electronically upon all electronic service parties. I further certify that a true and correct copy of the foregoing was served by electronic transmission upon all parties on the attached Service List, and listed below.

By: /s/ Brian G. Rich
Brian G. Rich

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EXHIBIT A

PROPOSED ORDER

**IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
CIVIL DIVISION**

STATE OF FLORIDA
OFFICE OF FINANCIAL REGULATION,

Plaintiff,

v.

CASE NO.: 50-2021-CA-008718-XXXX-MB

NATIONAL SENIOR INSURANCE, INC.
D/B/A SEEMAN HOLTZ,
MARSHAL SEEMAN,
CENTURION INSURANCE SERVICES
GROUP, LLC,
BRIAN J. SCHWARTZ,
EMERALD ASSETS 2018, LLC,
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SH GLOBAL, LLC N/K/A PARA LONGEVITY
V, LLC, ALTRAI GLOBAL, LLC A/K/A ALTRAI
HOLDINGS, LLC, VALENTINO GLOBAL
HOLDINGS, LLC, AMERITONIAN ENTERPRISES,
LLC, SEEMAN-HOLTZ CONSULTING CORP.,
CENTURION ISG Holdings, LLC,
CENTURION ISG Holdings II, LLC,
CENTURION ISG (Europe) Limited,
CENTURION ISG SERVICES, LLC,
CENTURION ISG FINANCE GROUP, LLC,
CENTURION FUNDING SPV I LLC,
CENTURION FUNDING SPV II LLC,
GRACE HOLDINGS FINANCIAL, LLC,
PRIME SHORT TERM CREDIT INC.,

Defendants.

THE ESTATE OF ERIC CHARLES HOLTZ,
SEEMAN HOLTZ PROPERTY AND CASUALTY, LLC
F/K/A SEEMAN HOLTZ PROPERTY AND CASUALTY, INC.,
SHPC HOLDINGS I, LLC,

Relief Defendants.

/

**ORDER GRANTING RECEIVER, DANIEL J. STERMER'S MOTION FOR
APPROVAL TO ENTER INTO STIPULATION FOR ENTRY OF CONSENT
JUDGMENT AS TO LIABILITY**

THIS MATTER came before the Court on May ___, 2024, at ___ a.m., upon the *Receiver, Daniel J. Stermer's Motion for Approval To Enter Into Stipulation For Entry of Consent Judgment As To Liability* (the "Motion"), filed by the Receiver on May ___, 2024. Upon consideration of the Motion, the authority set forth in the *Order Appointing Receiver* dated May 12, 2023, the record in this case and being otherwise fully advised in the premises, does, it is:

Order as follows:

1. The Motion is **GRANTED**.
2. The Stipulation of Consent Judgment between the Receivership Defendants and the OFR is **APPROVED**.
3. The Court shall enter a separate Consent Judgment as to liability in the form attached to the Motion as **Exhibit "B"**. The Court retains jurisdiction to enforce the terms thereof.

DONE AND ORDERED in Chambers at West Palm Beach, Florida this _____ day of _____, 2024.

BRADLEY HARPER
CIRCUIT COURT JUDGE

Copies to: Counsel of Record and Receiver

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Attorneys for MCM 301 Yamato LLC

EXHIBIT B

PROPOSED CONSENT JUDGMENT

**IN THE CIRCUIT COURT OF THE FIFTEENTH JUDICIAL CIRCUIT
IN AND FOR PALM BEACH COUNTY, FLORIDA
CIVIL DIVISION**

STATE OF FLORIDA
OFFICE OF FINANCIAL REGULATION,

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Defendants.

THE ESTATE OF ERIC CHARLES HOLTZ,
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F/K/A SEEMAN HOLTZ PROPERTY AND CASUALTY, INC.,
SHPC HOLDINGS I, LLC,

Relief Defendants.

/

**CONSENT JUDGMENT AS TO LIABILITY
AND PERMANENT INJUNCTION**

The Court, pursuant to the *Order Appointing Receiver* entered on May 12, 2023, and being advised that the State of Florida, Office of Financial Regulation (“OFR”) and the Court-appointed Receiver, Daniel J. Stermer on behalf of the Receivership Defendants listed and defined below,¹ stipulate and agree to entry of this *Consent Judgment as to Liability and Permanent Injunction* (“*Consent Judgment*”), in accordance with the proposed authority provided to the Receiver in the *Joint Motion to Appoint Receiver*, adopted and approved by the Court in the Order Appointing Receiver, does hereby enter this Consent Judgment. Accordingly, it is

ORDERED, ADJUDGED AND DECREED as follows:

1. The Court has jurisdiction over the Parties and the subject matter of this lawsuit.
2. Pursuant to § 517.191(1), Florida Statutes, the Receivership Defendants are permanently enjoined from any acts which are or may be deemed violations of Florida Statutes §

¹The Receivership Defendants are: NATIONAL SENIOR INSURANCE, INC. D/B/A SEEMAN HOLTZ, CENTURION INSURANCE SERVICES GROUP, LLC, EMERALD ASSETS 2018, LLC, INTEGRITY ASSETS 2016, LLC, INTEGRITY ASSETS, LLC, PARA LONGEVITY 2014-5, LLC, PARA LONGEVITY 2015-3, LLC, PARA LONGEVITY 2015-5, LLC, PARA LONGEVITY 2016-3, LLC, PARA LONGEVITY 2016-5, LLC, PARA LONGEVITY 2018-3, LLC, PARA LONGEVITY 2018-5, LLC, PARA LONGEVITY 2019-3, LLC, PARA LONGEVITY 2019-5, LLC, PARA LONGEVITY 2019-6, LLC, PARA LONGEVITY VI, LLC, SH GLOBAL, LLC N/K/A PARA LONGEVITY V, LLC, VALENTINO GLOBAL HOLDINGS, LLC, AMERITONIAN ENTERPRISES, LLC, SEEMAN-HOLTZ CONSULTING CORP., CENTURION ISG HOLDINGS, LLC, CENTURION ISG HOLDINGS II, LLC, CENTURION ISG (EUROPE) LIMITED, CENTURION ISG SERVICES, LLC, CENTURION ISG FINANCE GROUP, LLC, CENTURION FUNDING SPV I LLC, CENTURION FUNDING SPV II LLC, PARA GLOBAL 2019, LLC, ALLOY ASSETS, LLC, SEEMAN HOLTZ WEALTH MANAGEMENT, INC., AGENCY ACQUISITION FUNDING, LLC, AMERICA’S FAVORITE INSURANCE SERVICES LLC AND GRACE HOLDINGS FINANCIAL LLC.

517.301(1)(a)1, 2, 3, § 517.12(1), § 517.12(4), and/or § 517.07(1). Further, the Receivership Defendants and any individuals or other entities acting under, by, through or on behalf of any of the Receivership Defendants that receives actual notice of this Consent Judgment are immediately and permanently enjoined from directly or indirectly engaging in, or assisting others in engaging in, violations of Florida Statutes § 517.301(1)(a)1, 2, 3, § 517.12(1), 517.12(4), and/or § 517.07(1).

3. The Court reserves jurisdiction to enter civil penalties or an order of restitution as provided by Florida Statutes § 517.191, or monetary judgment, inclusive of attorney’s fees and costs, and/or any other amounts as authorized by law.

4. Daniel J. Stermer has been appointed as the Receiver for the Receivership Defendants and shall remain Receiver for the Receivership Defendants, as provided in the *Order Appointing Receiver* separately entered by this Court.

5. This Consent Final Judgment is not intended to confer upon any person any rights or remedies as a third-party beneficiary. This Consent Final Judgment is not intended to create a private right of action on the part of any person or entity other than the parties hereto.

6. The Court reserves jurisdiction to enforce this Consent Judgment and to grant all further relief it deems fair, just, and proper.

DONE AND ORDERED in Chambers at West Palm Beach, Florida this ____ day of _____, 2024.

BRADLEY HARPER
CIRCUIT COURT JUDGE

Copies to: Counsel of Record and Receiver

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