

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

CASE NO. 20-cv-21964-CMA

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

**TCA FUND MANAGEMENT GROUP, CORP.,
a Florida company, et al.,**

Defendants.

RECEIVER’S MOTION TO COMPEL PRODUCTION OF DOCUMENTS

Jonathan E. Perlman, Esq., as court-appointed Receiver (“Receiver”) of the Receivership Entities¹ files this Motion to Compel Production of Documents (“Motion”), on behalf of TCA Global Credit Fund, LTD (“TCA LTD”) and TCA Global Credit Fund, LP (“TCA LP”) from American Express Company (“AMEX”).

1. On May 11, 2020, this Court appointed the Receiver over the Receivership Entities. The Appointment Order commands, *inter alia*, that all paper and electronic information of, and/or relating to, the Receivership Entities and/or all Receivership Property, including books, records, and documents, must be provided to the Receiver. *See* Sections III and IV of this Court’s Appointment Order [ECF No. 5].

2. On February 3, 2021 the Receiver served a Subpoena to Produce Documents, Information or Objects or to Permit Inspection of Premises in a Civil Action under FED. R. CIV. P. 45 (the “Subpoena”) to AMEX as referenced in the Omnibus Notice of Service of Subpoena

¹ All terms not specifically defined herein have the meaning ascribed to them in the SEC’s Motion for Appointment of Receiver [ECF No. 3] and the Court’s Appointment Order [ECF No. 5] (the “Appointment Order”), and the Court’s First Expansion Order [ECF No. 16].

[ECF No. 119] filed on November 29, 2017. A correct copy of the Subpoena is attached as Exhibit 1 to this Motion.

3. On February 9, 2021, AMEX notified the Receiver that is had received the Subpoena. AMEX stated that it was “currently experiencing a high volume of subpoena requests and it may take up to sixty (60) calendar days from the dated we received the subpoena to generate the requested documents.” A copy is attached as Exhibit 2.

4. On April 15, 2021, upon expiration of AMEX’s requested extension, the Receiver (through counsel) contacted AMEX via e-mail and phone to request a status of the document production. As of the date of this Motion, AMEX has failed to produce documents or provide any other response.

5. Receiver’s counsel has made numerous attempts in good faith to resolve the issues herein with AMEX, but has been unable to do so.

6. The Receiver requires AMEX’s document production to complete his investigation of the Receivership Entities’ financial affairs. It appears from the Receiver’s initial analysis that in excess of five million dollars was paid to AMEX from the Receiver Entities’ funds in the period prior to the Receiver’s appointment date. The Receiver requires the subject AMEX documents, namely (without limiting the categories of documents sought in the subpoena) periodic account statements and account applications and related documents, to understand how that money was used.

7. Therefore, the Receiver respectfully requests the entry of an order compelling AMEX to release, deliver and turnover the documents requested in the Subpoena, within five (5) days of the entry of an order on this Motion. The Receiver further requests that the Court award the Receiver’s fees and costs incurred in bringing this Motion and reserve ruling on whether additional sanctions are warranted

CASE NO. 20-21964-CMA

WHEREFORE, Receiver, Jonathan E. Perlman, respectfully requests that the Court enter an Order: (i) granting this Motion; (ii) compelling AMEX to produce the documents requested in the Subpoena; (iii) awarding the Receiver's fees and costs incurred bringing this Motion without prejudice to the award of other or additional sanctions as may be warranted; and (iv) granting such other and further relief as the Court deems appropriate.

CERTIFICATE OF GOOD FAITH CONFERENCE

I hereby certify pursuant to L.R. 7.1 that counsel for the movant has made reasonable efforts to confer with all parties or non-parties who may be affected by the relief sought in the motion, namely by emailing AMEX on April 15, 2021 and subsequently calling them to follow up on their efforts to comply with the Subpoena, but has been unable to do so because AMEX has been completely non-responsive to the Receiver's conference efforts.

/s/ Jean-Pierre Bado
Jean-Pierre Bado

Dated: April 30, 2021

GENOVESE JOBLOVE & BATTISTA, P.A.
Attorneys for Jonathan E. Perlman, Receiver
100 Southeast 2nd Street, Suite 4400
Miami, Florida 33131
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By: /s/ Jean-Pierre Bado
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CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Motion to Compel was served via CM/ECF Notification, E-Mail and/or U.S. Mail to all parties listed on the attached service list on this 30th day of April, 2021.

/s/ Jean-Pierre Bado
Attorney

SERVICE LIST

Securities and Exchange Commission v. TCA Fund Management Group Corp., et al.
Case No. 20-Civ-21964-CMA

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Via U.S. Mail/Email

American Express
Attn: Subpoena Response Unit
43 Butterfield Circle
El Paso, TX 79906
amexsru@aexp.com

American Express Company
CT Corporation System, Registered Agent
1200 South Pine Island Road
Plantation, FL 33324

American Express Company
World Financial Center
200 Vesey Street
New York, NY 10285

EXHIBIT 1

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of Florida

SECURITIES AND EXCHANGE COMMISSION

Plaintiff

v.

TCA FUND MANAGEMENT GROUP CORP. et al.

Defendant

Civil Action No. 20-21964-CIV-ALTONAGA

SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION

To: Records Custodian of: American Express, c/o its Registered Agent, CT Corporation System 1200 South Pine Island Rd., Plantation, FL 33324

(Name of person to whom this subpoena is directed)

Production: YOU ARE COMMANDED to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and to permit inspection, copying, testing, or sampling of the material:

See Attached Exhibit "A"

Table with 2 columns: Place (Genovese Joblove & Battista, P.A., 200 E. Broward Blvd., Suite 1110, Ft. Lauderdale, FL 33301) and Date and Time (02/17/2021 5:00 pm)

Inspection of Premises: YOU ARE COMMANDED to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

Table with 2 columns: Place and Date and Time (empty)

The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: 02/03/2021

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk OR /s/ Gregory M. Garno Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing (name of party) Jonathan Perlman Court Appointed Receiver, who issues or requests this subpoena, are:

Gregory M. Garno, Esq., Genovese Joblove & Battista, P.A., 100 SE 2nd Street, Suite 4400, Miami, FL 33131

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

Civil Action No. 20-21964-CIV-ALTONAGA

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

I received this subpoena for *(name of individual and title, if any)* _____
on *(date)* _____ .

I served the subpoena by delivering a copy to the named person as follows: _____

_____ on *(date)* _____ ; or

I returned the subpoena unexecuted because: _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ _____ .

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Additional information regarding attempted service, etc.:

Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)**(c) Place of Compliance.**

(1) For a Trial, Hearing, or Deposition. A subpoena may command a person to attend a trial, hearing, or deposition only as follows:

- (A) within 100 miles of where the person resides, is employed, or regularly transacts business in person; or
- (B) within the state where the person resides, is employed, or regularly transacts business in person, if the person
 - (i) is a party or a party's officer; or
 - (ii) is commanded to attend a trial and would not incur substantial expense.

(2) For Other Discovery. A subpoena may command:

- (A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and
- (B) inspection of premises at the premises to be inspected.

(d) Protecting a Person Subject to a Subpoena; Enforcement.

(1) Avoiding Undue Burden or Expense; Sanctions. A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees—on a party or attorney who fails to comply.

(2) Command to Produce Materials or Permit Inspection.

(A) *Appearance Not Required.* A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) *Objections.* A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises—or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

- (i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an order compelling production or inspection.
- (ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) Quashing or Modifying a Subpoena.

(A) *When Required.* On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

- (i) fails to allow a reasonable time to comply;
- (ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);
- (iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or
- (iv) subjects a person to undue burden.

(B) *When Permitted.* To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:

- (i) disclosing a trade secret or other confidential research, development, or commercial information; or

- (ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.

(C) *Specifying Conditions as an Alternative.* In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

- (i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and
- (ii) ensures that the subpoenaed person will be reasonably compensated.

(e) Duties in Responding to a Subpoena.

(1) Producing Documents or Electronically Stored Information. These procedures apply to producing documents or electronically stored information:

(A) *Documents.* A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) *Form for Producing Electronically Stored Information Not Specified.* If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) *Electronically Stored Information Produced in Only One Form.* The person responding need not produce the same electronically stored information in more than one form.

(D) *Inaccessible Electronically Stored Information.* The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) Claiming Privilege or Protection.

(A) *Information Withheld.* A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

- (i) expressly make the claim; and
- (ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) *Information Produced.* If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(g) Contempt.

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.

EXHIBIT A

DEFINITIONS & INSTRUCTIONS

I. DEFINITIONS

1. The term “Case” shall mean the above-captioned case in the matter styled *Securities and Exchange Commission v. TCA Fund Management Group Corp, et al., Case No. 20-21964-CIV-Altonaga*, pending in the United States District Court for the Southern District of Florida (the “Court”).
2. The term “Receiver” shall mean Jonathan E. Perlman, as permanent receiver over the receivership defendants in the Case, and any agent, attorney, employee, and all other persons acting or purporting to act on the Receiver’s behalf, or under the Receiver’s authority or control.
3. The terms “you” and “your” shall mean and refer to the party receiving this subpoena and any employee, agent, attorney, and all other persons acting for, or on behalf of, or under the authority or control of such party, or others who are in possession of or who may have obtained information for or on behalf of such party.
4. The term “TCA Global Credit Master Fund” shall mean TCA Global Credit Master Fund, LP, FEI/EIN# 27-3512579 and each of its affiliates, successors, assigns, predecessors, attorneys, agents, partners, managers, members, employees, officers, directors, professionals, representatives and all persons acting or purporting to act on its behalf.
5. The term “Receivership Entities” shall mean TCA Global Credit Fund GP, Ltd. FEI/EIN# 98-1491565, TCA Global Credit Fund, Ltd. FEI/EIN# 98-1253728, TCA Global Credit Fund, LP FEI/EIN# 45-1652936, TCA Fund Management Group Corp. FEI/EIN# 45-2602266, and TCA Global Credit Lending Corp.
6. The term “Robert D. Press” shall mean Robert Darryl Press or Bob Press, SS No. XXX-XX-1600 and each of his affiliates, successors, assigns, predecessors, attorneys, agents, partners, managers, members, employees, officers, directors, professionals, representatives and all persons acting or purporting to act on his behalf.
7. The term “TCA Fund Management Group” shall mean TCA Fund Management Group Corp.¹, FEI/EIN# 45-2602266 and each of its affiliates, successors, assigns, predecessors, attorneys, agents, partners, managers, members, employees, officers, directors, professionals, representatives and all persons acting or purporting to act on its behalf.
8. The term “Accounts” shall mean each credit card account established, held and maintained with you by TCA Fund Management Group or Robert D. Press during

¹ TCA Fund Management Group as the successor to Trafalgar Capital Advisors II, Inc.

CASE NO. 20-21964-CIV-ALTONAGA

the Discovery Period,² including, without limitation, the credit card ending in: (a) 0740.

9. The terms “Report” and “Reports” shall mean all reports prepared and otherwise maintained by you, including ACH transaction activity reports, balance fluctuation reports, funds flow reports, insufficient funds or overdraft reports, check kiting reports, 314b requests, investigation case summaries, currency transaction reports, reports of international transportation of currency or monetary instruments, report of foreign bank and financial accounts, Form 8300s, monetary instrument logs, relevant adverse information, transaction monitoring reports, and alerts of questionable, unusual, irregular, improper, illicit, and suspicious account activity.
10. The term “Deposit Transfers” shall mean all monies caused to be deposited by into the Accounts during the Discovery Period.
11. The terms “person” or “persons” includes, without limitation, any natural person, proprietorship, corporation, partnership, limited partnership, limited liability corporation, limited liability partnership, joint venture, trust, association, organization, business entity or governmental agency or unit.
12. The term “document” or “documents” shall mean any document as defined in Rule 1001 of the Federal Rules of Evidence, thing, or physical or electronic embodiment of information, data, or ideas (including the original, copy, or drafts); and shall include, but not be limited to, all paper materials of any kind, whether written, typed, printed, punched, filmed or marked in any way; records or data stored, maintained, or accessed by computers, recordings tapes or wires; film; photographs; movies or any graphic matter however produced or reproduced; and all mechanical or electronic sound recordings or transcripts thereof that are in Defendant’s possession, custody or control.
13. The term “possession, custody, or control” shall have the same meaning as under Rule 34(a) of the Federal Rules of Civil Procedure.
14. The term “ESI” shall mean any and all electronically stored information, including e-mails, texts, writings, drawings, graphs, charts, photographs, documents, sound recordings, images, and other data or data compilations stored in any medium from which information can be obtained either directly or, if necessary, after translation by the responding party into a reasonably usable form as set forth in Rules 26 and 34 of the Federal Rules of Civil Procedure and Rule 1001 of the Federal Rules of Evidence.
15. The term “any and all documents” shall mean every document or group of documents or communications as herein defined known to you, and every such document or communication which can be located or discovered by reasonably diligent effort.

² The “Discovery Period” is defined in the Instructions.

CASE NO. 20-21964-CIV-ALTONAGA

16. The terms “communication” or “communications” shall mean any verbal, written and electronic means of conversation or other statement from one person to another, including, but not limited to, any interview, conference, meeting or telephone conversation. Further, such term means any contact or act by which any information is transmitted or conveyed between two or more persons, and shall include, without limitation, written contact by such means as letters, memoranda, facsimile transmissions, e-mail, texts, or other electronic transmissions of information or communications, telegrams, telexes, or by any document, and any oral contact by such means as face-to-face meetings or conversations and telephone or electronically transmitted conversations.
17. The terms “support,” “supports,” “evidence,” “evidences” “evidencing,” “relate to,” “relates to,” “related to,” “relating to,” “refers,” “refer to,” “referred to,” “referring to,” “concern,” “concerns,” “concerning,” “pertains to,” “pertaining to,” “involves,” “involving,” and “regarding” shall mean anything which directly, or indirectly, concerns, consists of, pertains to, reflects, evidences, describes, sets forth, constitutes, contains, shows, underlies, supports, refers to in any manner, is or was used in the preparation of, appended to, legally, logically or factually connected with, proves, disproves, or tends to prove or disprove.
18. The terms “include,” “includes,” and “including” are used in the sense of specification, and are not to be construed as words of limitation.
19. The terms “identify” or “identifying” shall mean to state, as to each document, the following information, irrespective of whether the document is deemed privileged or subject to any claim of privilege or immunity from discovery.
 - a. The title and other means of identification;
 - b. The date;
 - c. The author;
 - d. The recipient or recipients;
 - e. The present location of the original and of any and all copies;
 - f. The names and current addresses of any and all persons who have custody of or control over the documents and any copies.
20. The conjunctions “and” and “or” shall be interpreted in each instance as meaning “and” so as to encompass the broader of the two possible constructions, and shall not be interpreted disjunctively so as to exclude any information or documents otherwise within the scope of any request herein.
21. As used herein, the singular and masculine form of nouns and pronouns shall embrace, and be read and applied as, the plural or feminine or non-gender specific, as circumstances may make appropriate.

II. INSTRUCTIONS

1. Unless otherwise stated in a particular request, the relevant time period of this Request is January 1, 2010 through the date of service of this Subpoena (the “Discovery Period”), and shall include all documents which relate or refer to the Discovery Period despite being prepared or created before or subsequent to such period.
2. All documents shall be produced as they are kept in the ordinary course of business, or shall be organized and labeled in a manner clearly identifying and indicating the documents or tangible things that are being produced in response to each particular request.
3. For each and every request herein, you shall produce documents in your possession, custody, or control, which shall include but not be limited to, documents, objects, or articles described that are in your possession or of which you have the right to secure the original or a copy from another person or entity. The fact that your investigation is continuing or discovery is incomplete is not an excuse for your failure to respond to each request as fully and completely as possible. Your responses should consist of information known to you through yourself, your agents, your attorneys, your employees, or your representatives.
4. This Request is continuing in nature. If, after producing documents, you later discover additional responsive documents or things, you are obligated to supplement your responses pursuant to Rule 26(e).
5. In producing documents, you shall produce documents in full, without abridgement, abbreviation or editing of any sort, including all “metadata” relating to such documents. For purposes of this Instruction, the term “Metadata” shall mean the data about the data otherwise referred to as the fingerprint of the document. All available fields of metadata should be included.
6. To the extent that this Request seeks production of ESI residing elsewhere other than, or in addition to, on back-up copies, such information should be produced in its Native Format on hard drive or other digital storage media that does not otherwise detract from the original format of the files, or that by default may exclude or somehow alter any metadata associated with said files. The information produced should include any original or existing full file path, file or folder structure, or other source referencing data, and be fully inclusive of all supporting and underlying data, the absence of which would render the information incomplete or unusable. For purposes of this Instruction, the term “Native Format” shall mean the format that the data was originally created in. This should include, but not limited to, information about the software that the data was created in, stored in, or was used, or is used to read, write, alter, modify, or in any way change or manipulate the data.
7. All archived data being produced in response to this Request should be provided

with the means to view and export such data. Paper documents that are not otherwise contained, stored, or recoverable by electronic means should be provided either in paper format, or via a scanned image in a .TIFF format. Colored pages, photographs or other documents among such paper documents that would otherwise lose the color format should be scanned in .JPEG or other standard color format.

8. Copies of documents which are identical duplicates of other documents which have already been produced for inspection and copying in this action need not be produced again, except that the duplicates shall be produced if handwritten or any other type of notes, intelligence, or alterations appear thereon or are attached thereto, including markings on slips indicating the routing of the document to individuals or organizations.
9. If any documents requested herein have been lost, discarded, or destroyed, these documents shall be identified as completely as possible, including:
 - a. The names of the authors of the document;
 - b. The names of the persons to whom the documents or copies were sent;
 - c. The date of the document;
 - d. The date on which the document was received by each addressee, copyee or its recipients;
 - e. A description of the nature and subject matter of the document that is as complete as possible;
 - f. The date on which the document was lost, discarded or destroyed; and
 - g. The manner in which the document was lost, discarded or destroyed.
10. With respect to any document that you withhold under claim of privilege, you shall number such documents, hold them separately, and retain them intact pending a ruling by the Court on the claimed privilege. In addition, you shall provide a statement, signed by an attorney representing you, setting forth as to each such document:
 - a. The names of the senders of the document;
 - b. The names of the authors of the document;
 - c. The names of the persons to whom the document or copies were sent;
 - d. The job title of every person named in subparagraphs a, b and c above
 - e. The date of the document;

- f. The date on which the document was received by each addressee, copyee or its recipient;
 - g. A brief description of the nature and subject matter of the document; and
 - h. The statute, rule or decision which is claimed to give rise to the privilege.
11. If you object to furnishing any requested documentation on the ground of privilege, immunity, work product or otherwise, you shall provide a written statement identifying the specific grounds upon which each objection is based and the document objected to by furnishing, at the least, its date, authors, addressees, date, a general description of the subject matter of the document, the type of document, number of pages, number and kind of attachments or appendices, indicated or blind copies, all persons to whom shown or explained, date of destruction or other disposition, reason for destruction, person authorizing destruction or other disposition, person destroying or otherwise disposing of document, and if not destroyed, person in possession of documents otherwise disposed of, and the reason why the document is protected. This shall not constitute a waiver of the obligation, or the Receiver's right, to demand a timely and legally sufficient privilege log, or the remedies for non-production of such privilege log. Notwithstanding such objection, you must disclose any objected to evidence containing non-objectionable matter which is relevant and material to this Request, but you may withhold the portion for which you assert the objection, subject to further request or motion, provided that you furnish the above-requested identification.
12. In the event any of the documents cannot be provided in full, you must produce all documents to the fullest extent possible and specify the reasons for your inability to produce the remainder.

III. DOCUMENTS TO BE PRODUCED

1. For the time period from January 1, 2010 to the date of this subpoena, please produce all documents related to credit cards, including but not limited to, credit card statements and documents evidencing or related to the source or method of payment of any credit card bill concerning any credit card accounts held, or formerly held, by the following individuals: Robert "Bob" Press, Account Number XXXX-XXXXXX-95012, Social Security Number XXX-XX-1600.
2. For the time period from January 1, 2010 to the date of this subpoena, please produce all documents related to credit cards, including but not limited to, credit card statements and documents evidencing or related to the source or method of payment of any credit card bill concerning any credit card accounts held, or formerly held, by the following entities:

CASE NO. 20-21964-CIV-ALTONAGA

TCA Fund Management Group Corp., a Florida corporation (FEIN 45-2602266)
TCA Global Credit Fund GP, Ltd., a Cayman Islands corporation (FEIN 98-1491565)
TBA Global Credit Fund, LP, a Cayman Islands limited partnership (FEIN 45-1652936)
TCA Global Credit Fund, Ltd., a Cayman Islands corporation (FEIN 98-1253728)
TCA Global Credit Master Fund, LP, a Cayman Islands corporation (FEIN 27-3512579)
TCA Global Lending Corp., a Nevada corporation

3. The credit application for each of the credit card accounts responsive to Requests 1 and 2 above.
4. For the time period from January 1, 2010 to the date of this subpoena, please produce all documents related to credit cards, including but not limited to, credit card statements and documents evidencing or related to the source or method of payment of any credit card bill concerning any authorized user(s) for credit card accounts responsive to Request Numbers 1 and 2 above.
5. Correspondence, communications and investigative reports regarding TCA Fund Management Group, Robert D. Press or their Accounts.

EXHIBIT 2

American Express
Attn: Subpoena Response Unit
43 Butterfield Circle
El Paso, TX 79906



www.americanexpress.com

February 9, 2021

AB 01 014372 86375 B 48 C



Gregory Garno
Genovese Joblove & Battista PA
Ste 4400
100 SE 2nd St
Miami FL 33131

RE: Securities and Exchange Commission Vs TCA Fund Management Group Corp et al
21964CIVALTONAGA
Express File No: CI-7VD0J

Dear Gregory Garno:

This letter serves as acknowledgement that we received your subpoena dated 02/03/2021. We are currently experiencing a high volume of subpoena requests and it may take up to sixty (60) calendar days from the date we received the subpoena to generate the requested documents.

If payment is required, you will receive an invoice with the fulfillment package. You can then mail a check payable to American Express to the address listed above. Cash will not be accepted.

If you have any questions about the subpoena, please contact us by email at amexsru@aexp.com. Please include a brief description of your concerns and reference the above American Express file number. We are available to assist you Monday through Friday from 9:00 am to 4:00 pm Eastern Time. For more general information about subpoena processing at American Express, visit us at www.americanexpress.com/subpoena.

If you are a law enforcement agent and you have questions about or you are seeking a Suspicious Activity Report(s) ("SAR"), SAR supporting documentation, or any information maintained pursuant to the Bank Secrecy Act or related federal regulations, please send an email to le_request-FIU@aexp.com from your government-issued email address and we will be happy to assist you. Any available reference number(s) of the relevant SAR(s) should be included in your email.

Sincerely,

American Express Subpoena Response Unit
Ph: 1-888-257-7775
Fax: (772) 360-4756

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