

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

NATIONWIDE JUDGMENT  
RECOVERY, INC.,

Plaintiff,

v.

Case No. 8:21-mc-104-KKM-CPT

RICK E. ROCKWELL,

Defendant.

\_\_\_\_\_ /

FIFTH THIRD BANK, NA  
12231 US-19  
Bayonet Point, FL 34667,

Garnishee.

\_\_\_\_\_ /

**ORDER**

Before the Court is a *Motion for Writ of Garnishment* [ ] *After Judgment* filed by Nationwide Judgment Recovery, Inc. (Nationwide), as assignee of Plaintiff Matthew E. Orso, who is the successor trustee to Kenneth D. Bell in his capacity as the court-appointed receiver for Rex Venture Group, LLC. (Doc. 40). By way of its motion, Nationwide seeks a writ to assist it in satisfying an August 14, 2017, Judgment entered in Bell's favor in the Western District of North Carolina against a defendant class, including Defendant Rick Rockwell. (Docs. 1, 1-1, 40). According to Nationwide's


motion, that Judgment—which has since been registered in the Middle District of Florida—remains unsatisfied, and Garnishee Fifth Third Bank, N.A. has or may have in its possession and control money or property belonging to Rockwell sufficient to satisfy the Judgment either in whole or in part. (Doc. 40).

Pursuant to Federal Rule of Civil Procedure 69, the Court looks to the procedures of Florida law governing the execution of a judgment in addressing motions for writs of garnishment. Fed. R. Civ. P. 69(a). Those procedures are found in Chapter 77 of the Florida Statutes and allow for the recovery of a money judgment via such a writ.

Accordingly, it is hereby ORDERED:

1. Nationwide's *Motion for Writ of Garnishment[ ] After Judgment* (Doc. 40) is granted.
2. The Clerk of Court is directed to issue the writ of garnishment included with Nationwide's motion upon Garnishee Fifth Third Bank, N.A., along with the attached notice to Rockwell (Doc. 40-1).
3. Nationwide shall comply with the requirements of Chapter 77 of the Florida Statutes.

SO ORDERED in Tampa, Florida, this 6th day of March 2024.

  
HONORABLE CHRISTOPHER P. TUITE  
United States Magistrate Judge

Copies to:  
Counsel of record