

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION**

HII MISSION TECHNOLOGIES CORP.,

Interpleader Plaintiff,

v.

Civil Action No. 3:25-cv-483-JAG

**CYBERLUX CORPORATION,
ATLANTIC WAVE HOLDINGS, LLC
SECURE COMMUNITY, LLC,
LEGALIST SPV III, L.P.,
UNITED STATES OF AMERICA,
ADVANCED NAVIGATION AND
POSITIONING CORPORATION,
ASSURE GLOBAL LLC D/B/A
WESHIELD, ROMAN INVESTMENTS PR
LLC, MAS USA MGT LLC, MICHAEL
SINENSKY, FAIRWINDS
TECHNOLOGIES LLC, THIN AIR GEAR,
LLC, and THE ARG GROUP, LLC,**

Interpleader Defendants/Claimants.

JOINT STATUS REPORT

Interpleader Defendants/Claimants Legalist SPV III, L.P. (“Legalist”), Atlantic Wave Holdings, LLC, Secure Community, LLC, Advanced Navigation and Positioning Corporation, and Intervenor Fairwinds Technologies LLC, Assure Global LLC d/b/a WeShield, Roman Investments PR LLC, MAS USA MGT LLC, Michael Sinensky, Thin Air Gear, LLC, and The ARG Group, LLC (collectively the “Jointly Acting Parties”), by counsel, file this Joint Status Report in response to the Court’s July 27, 2026, Order (“Order,” ECF No. 245). Cyberlux Corporation and the United States Government also join in this Joint Status Report. The Jointly Acting Parties, Cyberlux, and the United States Government report as follows:

1. As this Court is aware, on July 17, 2026, an Involuntary Petition Against a Non-Individual, Form 205 was filed against Cyberlux Corporation (“Cyberlux”) in the United States Bankruptcy Court for the District of Nevada (“Bankruptcy Court”). *See In re Cyberlux Corp.*, Case No. 26-50721 (Bankr. D. Nev. Filed July 17, 2026), ECF No. 1 (the “Bankruptcy Case”).

2. In response to this Court’s Order dated July 20, 2026 (ECF No. 243), Legalist filed a Brief Regarding Effect of Involuntary Bankruptcy Petition (“EDVA Bankruptcy Brief,” ECF No. 244), in which the other Jointly Acting Parties joined, among other parties. In that submission, the Jointly Acting Parties, Cyberlux, and the United States Government noted that “[t]here is authority...that interpleader actions are not covered by a bankruptcy stay originating from a claimant’s bankruptcy.” ECF 243 at 2 (citations omitted). Despite this, “out of an abundance of caution,” the Jointly Acting Parties stated their intention to “expeditiously present this issue to the Nevada Bankruptcy Court and request that it determine whether the stay applies to this interpleader under its authority to adjudicate the reach and scope of the automatic stay.” *Id.* at 3.

3. In furtherance of the representations made in the EDVA Bankruptcy Brief, on August 10, 2026, the Jointly Acting Parties filed a Motion to Confirm Inapplicability of the Automatic Stay or, in the Alternative, Motion to Abstain Pursuant to 11 U.S.C. § 305 (the “Bankruptcy Motion”).¹

4. Contemporaneously with the Bankruptcy Motion, the Jointly Acting Parties filed an *Ex Parte* Application for Order Shortening Time and Notice of Hearing on Interpleader Parties’

¹ For reasons not relevant here, Cyberlux and Interpleader Defendant/Claimant the United States Government were not among the Jointly Acting Parties that filed the Nevada Motion. Notwithstanding, the Jointly Acting Parties have provided both Cyberlux and counsel for the United States Government with a copy of this Joint Status Report and represent to the Court that they concur in the contents herein. And as stated above, Cyberlux and the United States Government join in this Joint Status Report.

Motion, requesting that the Bankruptcy Court expedite briefing on the Bankruptcy Motion and have it heard at a status conference before Judge Hilary L. Barnes scheduled to occur on August 18, 2026, in the Bankruptcy Case. The Bankruptcy Court granted this request on August 11, 2026, providing notice that it would hear the Bankruptcy Motion on August 18, 2026. Further, the Bankruptcy Court ordered that any opposition must be filed by noon on Friday, August 14, 2026, and any reply must be filed by noon on Monday, August 17, 2026.

5. On August 14, 2026, petitioners Bilal Maadarani, Christopher Spangler, Phillip R. Tucker, and Neill Whiteley (“Petitioners”) filed an opposition to the Bankruptcy Motion.

6. On August 17, 2026, the Jointly Acting Parties filed a reply in support of the Bankruptcy Motion.

7. On August 18, 2026, Judge Barnes heard argument on the Bankruptcy Motion. During the hearing, Judge Barnes took judicial notice of the record before this Court. She rejected the arguments that the Petitioners advanced and agreed that the automatic stay does not apply to forestall the distribution of funds by this Court pursuant to the settlement agreement. At the conclusion of the hearing, Judge Barnes granted a comfort order finding that the automatic stay does not apply and the Interpleader Action in this Court may proceed.²

8. On August 20, 2026, Judge Barnes entered a written Order Granting Motion Determining the Automatic Stay is Inapplicable, a copy of which is attached hereto as **Exhibit A**.

² During the hearing, Judge Barnes also raised a question as to why a duplicative involuntary bankruptcy petition had also been filed by the same petitioners in the United States Bankruptcy Court for the District of Nevada, Las Vegas Division. *In re Cyberlux Corp.*, Case No. 26-50797 (Bankr. D. Nev. Filed August 11, 2026). Counsel for the petitioners suggested that the second filing was a mistake and that the subsequently filed case could be dismissed, and Judge Barnes indicated it would be.

WHEREFORE, the Jointly Acting Parties and Cyberlux respectfully submit that, in accordance with the Order Granting Motion Determining the Automatic Stay is Inapplicable, this Court may proceed to rule on the pending Revised Joint Motion for Distribution of Interpleaded Funds (ECF No. 232) and disburse the proceeds accordingly.

Dated: August 21, 2026

Respectfully Submitted:

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