1 2 3 4 5 6 7	DAVID R. ZARO (BAR NO. 124334) TED FATES (BAR NO. 227809) ALLEN MATKINS LECK GAMBLE MALLORY & NATSIS LLP 515 South Figueroa Street, Ninth Floor Los Angeles, California 90071-3309 Phone: (213) 622-5555 Fax: (213) 620-8816 E-Mail: dzaro@allenmatkins.com tfates@allenmatkins.com Attorneys for Receiver THOMAS A. SEAMAN		
8	UNITED STATES DISTRICT COURT		
9	NORTHERN DISTRICT OF CALIFORNIA		
10	SAN JOSE DISTRICT		
11	SECURITIES AND EXCHANGE	Case No. CV12-03237	
12	COMMISSION,	RECEIVER'S ADMINISTRATIVE	
13	Plaintiff,	MOTION FOR PAYMENT OF LOAN SERVICING COSTS FOR OCTOBER 2015	
14	VS.	Ctrm: 4 - 5th Floor	
15 16	SMALL BUSINESS CAPITAL CORP.; MARK FEATHERS; INVESTORS PRIME FUND, LLC; and SBC PORTFOLIO FUND, LLC,	Judge: Hon. Edward J. Davila	
17	Defendants.		
18	Detendants.		
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LAW OFFICES
Allen Matkins Leck Gamble
Mallory & Natsis LLP

Case No. CV12-03237 ADMIN MOTION FOR PAYMENT OF LOAN SERVICING FEES FOR OCTOBER 2015

Thomas A. Seaman ("Receiver"), the Court-appointed permanent receiver for Small 1 2 Business Capital Corp. ("SB Capital"), Investors Prime Fund, LLC ("IPF"), SBC Portfolio Fund, LLC ("SPF"), and their subsidiaries and affiliates (collectively, "Receivership Entities"), 3 hereby submits this Application for Payment of Loan Servicing Costs for October 2015. In its 4 5 order entered on August 7, 2014, the Court authorized the Receiver to submit monthly bills for loan servicing costs, starting with August 2014. Docket No. 936. 6 7 The total cost of servicing the loan portfolios for October 2015 was \$6,897.50, reaching another new low. There are no monetary defaults as of the end of October. The Receiver 8 continues to ensure the Receivership Entities remain in compliance with the SBA's SOP and 9 10 collect and account for loan payments, remit to participants' their share of the loan payments, respond to borrower inquiries, monitor compliance with non-monetary covenants including 11 insurance and property taxes, and otherwise service the loans. The Receiver expects servicing 12 costs to remain stable in the coming months before the sale is concluded. A complete list of each 13 task performed is attached as Exhibit A. 14 15 Based on the foregoing, the Receiver respectfully requests Court approval and authority to pay the October 2015 loan servicing costs of \$6,897.50. 16 17 Dated: December 16, 2015 ALLEN MATKINS LECK GAMBLE 18 MALLORY & NATSIS LLP 19 By: /s/ Ted Fates 20 TED FATES Attorneys for Receiver 21 Thomas A. Seaman 22 23 24 25 26 27 28

LAW OFFICES
Allen Matkins Leck Gamble
Mallory & Natsis LLP

EXHIBIT A

Thomas Seaman Company 3 Park Plaza Suite 550 Irvine, CA 92614

Invoice submitted to: Thomas Seaman, Receiver for SBC 3 Park Plaza Suite 550 Irvine, CA 92614

December 08, 2015

Invoice #11173

Professional Services

1910 mass Startest a Chargona,	Hrs/Rate	Amount
Loan Servicing		
10/1/2015 KJ Loan Servicing Posted loan payments, updated 1502 & other loan participant report	2.30 is. 135.00/hr	310.50
10/2/2015 KJ: Loan Servicing Lamana Description payments, updated 1502 & other loan participant report	2.30 ts. 135.00/hr	310.50
10/5/2015 KJ Loan Servicing Posted loan payments, updated 1502 & other loan participant repor	1.80 ts. 135.00/hr	243.00
10/6/2015 KJ Loan Servicing Posted loan payments, updated 1502 & other loan participant repor	1.20 ts. 135.00/hr	162.00
10/7/2015 KJ Loan Servicing Posted loan payments, updated 1502 & other loan participant repor	1.10 ts. 135.00/hr	148.50
10/8/2015 KJ Loan Servicing Posted loan payments, updated 1502 & other loan participant report Discussion with Rafael about Ganlon payoff/10 day notice sent to Colson.	1.60 ts. 135.00/hr	216.00
10/9/2015 KJ Loan Servicing Posted loan payments, updated 1502 & other loan participant repor Wired CBB the remaining Oct payments, entered into Quickbooks.	2.60 ts. 135.00/hr	351.00

Thomas Seaman, Receiver for SBC			Page 2
		Hrs/Rate	Amount
10/12/2015 KJ	Loan Servicing Posted loan payments, updated 1502 & other loan participant reports.	1.20 135.00/hr	162.00
10/13/2015 KJ	Loan Servicing Posted loan payments, updated 1502 & other loan participant reports.	0.60 135.00/hr	81.00
10/14/2015 KJ	Loan Servicing Posted loan payments, updated 1502 & other loan participant reports.	0.60 135.00/hr	81.00
10/15/2015 KJ	Loan Servicing Posted loan payments, updated 1502 & other loan participant reports. Updated loan tape and sent to Pete, ran and mailed out statements.	2.30 135.00/hr	310.50
10/19/2015 KJ	Loan Servicing Posted loan payments, updated 1502 & other loan participant reports.	0.90 135.00/hr	121.50
10/23/2015 KJ	Loan Servicing Posted loan payments, updated 1502 & other loan participant reports.	0.70 135.00/hr	94.50
10/27/2015 KJ	Loan Servicing Posted loan payments, updated 1502 & other loan participant reports.	0.70 135.00/hr	94.50
10/28/2015 KJ	Loan Servicing Posted loan payments, updated 1502 & other loan participant reports. Created ACH template and scheduled monthly payments for Amy Lin,	2.60 135.00/hr	351.00
	researched Colson discrepancy report		
10/29/2015 KJ	Loan Servicing Posted loan payments, updated 1502 & other loan participant reports. Had discussion with bidder regarding the trust accounting in ABS and the loan participation agreements.	1.60 135.00/hr	216.00
		0.00	070.00
10/30/2015 KJ	Loan Servicing Posted loan payments, updated 1502 & other loan participant reports,	2:80 135.00/hr	378.00
201404.0 st 46.	correspondence with borrowers, entered deposits. Updated Loan Tape schedule with payments received. Closed out the month of Oct 2015 in ABS, reconciled 1502 report to ABS, ran monthly reports, ran		14 2 42 11.
	and cleared out check registers.		10 m
10/8/2015 MRF	Loan Servicing Deposited borrower loan payment checks received.	0.20 70.00/hr	14.00
1950000 A		0.40	28.00
10/9/2015 MRF	Loan Servicing Deposited borrower loan payments received for October and update the tracking report.	70.00/hr	20.00
		4.00	400.00
10/10/2015 MRF	Loan Servicing Deposited borrower payment received for October and made the accompanying accounting entries to Quickbooks.	1.80 70.00/hr	126.00
10/12/2015 MRF	Deposited borrower payments received and updated the monthly	0.40 70.00/hr	28.00
	tracking re same.	1 1 2 1	

Thomas Seaman, R	teceiver for SBC	I	Page 3
		Hrs/Rate	Amount
10/15/2015 MRF	Loan Servicing Deposited borrower payments received for October and made the accompanying accounting entries to Quickbooks.	0.60 70.00/hr	42.00
MRF	Loan Servicing Called borrowers and sent follow-up emails re missing September loan payments. Requested payment status and expected arrival.	0.60 70.00/hr	42.00
10/16/2015 MRF	Loan Servicing Deposited borrower payments received for October and made the accompanying accounting entries to Quickbooks.	1.80 70.00/hr	126.00
MRF	Loan Servicing Followed up past due borrowers re payment statuses.	0.30 70.00/hr	21.00
10/19/2015 MRF	Loan Servicing Deposited borrower payments received, updated tracking, and made the accompanying accounting entries in Quickbooks.	1.60 70.00/hr	112.00
10/27/2015 MRF	Loan Servicing Deposited checks received for November borrower payments, updated tracking, and call with Cafe Taboo re late payment receipt.	0.60 70.00/hr	42.00
10/1/2015 RVG	Loan Servicing Followed up email to Thomas Seaman (Receiver) re: Execution of the Partial Release of Mortgage on Meyer's Castle; Received followed up phone call from S. Klineman (Land Specialist)/Dyer) & discussed re: Clarification of Disbursement Instructions, Recordation of Partial Release of Mortgage & Wiring Instructions; Prepared, finalized & sent SBA #327 Action (memo to file) to Thomas Seaman (Receiver)/S. Klineman (LP Dyer) re: Final Version of Partial Release of Mortgage & Disbursement of funds.	1.30 200.00/hr	260.00
1377.3.2.2.1.5 RVG	Loan Servicing Received, reviewed & acknowledged receipt of additional information/documents as required from Dr. Ryan Ferchoff (Borrower) re: Lodge at Sedona's Refinance/Construction Loan Application with various Banks & payoff of existing 7(a) loan.	0.60 200.00/hr	120.00
10/2/2015 RVG	Loan Servicing Received & responded to S. Klineman's (Land Specialist/Dyer) copied Thomas Seaman (Receiver)/K. Janulewicz (Receiver) re: Recipients' Address for Proceeds Remmittance.	0.20 200.00/hr	40.00
10/5/2015 RVG	Received telephone conference call from S. Urquiza (Borrower)/S. Klineman (Land Specialist/Dyer) & discussed re: Acknowledgement of Beneficiary Demand Statement, Disbursement Instructions/Application	0.40 200.00/hr	
	Property Collateral.		

Thomas Seaman, Receiver for SBC		Р	age 4
		Hrs/Rate	Amount
10/6/2015 RVG	Loan Servicing Received followed up phone call from S. Park (SBA)/S. Patel (Creditor) re: 3 AM LLC's Remittance of Foreclosure Sale Proceeds & Court Appointed Auditor's Report (Closing Statements); Sent followed up email to K. Janulewicz (Receiver) copied Thomas Seaman (Receiver) re: 3 AM LLC's Foreclosure Sale Proceeds Disbursement Status.	0.60 200.00/hr	120.00
RVG	Loan Servicing Received, responded & discussed followed up phone call from Dr. R. Ferchoff (Borrower) re: Lodge at Sedona's Review/Submission of Construction/Refinance Loan Application to various lenders.	0.40 200.00/hr	80.00
10/8/2015 RVG	Loan Servicing Met with K. Janulewicz (Receiver) & discussed re: Z&H Happy Hands Car Wash's COLSON claims of \$1,656.00 for alleging non-compliance of the 10 day payoff notice, pursuant to the SBA Form 1086.	0.40 200.00/hr	80.00
RVG Maximas Makanan, S	Loan Servicing Researched, emailed & discussed with J. Youngs (SBA) re: Z&H Happy Hands Car Wash's COLSON claims of \$1,656.00 for alleging non-compliance of the 10 day payoff notice, pursuant to the SBA Form 1086.	1.30 200.00/hr	260.00
10/14/2015 RVG	Loan Servicing Spoke & discussed with Dr. R Ferchoff (Borrower) re: Lodge at Sedona's refinance/construction loan of both the real/personal property collateral, pursuant to the SBA SOP 50 57.	0.40 200.00/hr	80.00
RVG	Loan Servicing Received telephone conference from Shwan Lui (Borrower)/E. Abassteh (escrow) & discussed re: VS Investments' refinance/payoff of existing SBA 7(a) loan.	0.60 200.00/hr	120.00
10/15/2015 RVG	Loan Servicing Received followed up telephone conference with S. Klineman (Land	0.40 200.00/hr	80.00
1082738 8000	Specialist)/S. Urquiza (Borrower) & discussed re. Final remittance of Eminent Domain Proceeds/Vesting of Payee (Dual Signatory) per City of Dyer's code.	40.4 11.74.74	
10/16/2015 RVG	Loan Servicing Received & responded to S. Park's (SBA) email copied Thomas Seaman/Kristen Janulewicz (Receivers) re: 3 AM LLC's Foreclosure Sale proceeds remittance.	0.20 200.00/hr	40.00
10/19/2015 RVG	Loan Servicing Received, reviewed, analyzed & discussed with L. Luna (Borrower) re: Leticia Luna Revocable Trust dba Line Up's (restaurant) additional	0.70 200.00/hr	140.00
10/00/2018 AUD	required financial information, refinance/payoff of loan & waiver of pre-payment penalty.		To the second

Thomas Seaman, Receiver for SBC			Page 5
		Hrs/Rate	Amount
10/21/2015 RVG	Loan Servicing Received followed up phone call from S. Park (SBA) & discussed re: Remittance of 3 AM LLC's Foreclosure Sale proceeds to the SBA 85% guaranteed portion;	0.30 200.00/hr	60.00
RVG	Loan Servicing Responded to E. Santos' (Avana) email re: Remittance of 3 AM LLC's Foreclosure Sale proceeds to Avana Capital LLC's 5% un-guaranteed portion;	0.20 200.00/hr	40.00
10/22/2015 RVG	Loan Servicing Received, reviewed & responded to K. Janulewicz (Receiver) re: 3 AM LLC's Foreclosure Sale Proceeds Wire Transfer/Disbursenment Instructions to Wells Fargo Bank.	0.30 200.00/hr	60.00
10/23/2015 RVG	Loan Servicing Received followed up phone call from Dr. Ryan Ferchoff (Borrower) & discussed re: Finalizing/completing Lodge at Sedona's loan payoff/construction loan application process.	0.40 200.00/hr	80.00
The second of the RVG	Loan Servicing Received followed up phone call from L. Bernhardt (Avana) & discussed re: 3 AM LLC's Disbursement of Foreclosure Sale	0.60 200.00/hr	120.00
	proceeds; Notified via email Steve Park (SBA) re: Same as above.		
10/27/2015 RVG	Loan Servicing Received followed up phone call from L. Bernharth (Avana) & discussed re: Remmittance of 3 AM LLC's Foreclosure Sale Proceeds to Avana Capital (Participant).	. 0.20 200.00/hr	40.00
10/28/2015 RVG	Loan Servicing Received followed up telephone conference with S. klineman (Land Specialist)/S. Urquiza (Borrower) & discussed re: Remittance/reimbursement of Myers Castle's Eminent Domain	0.40 200.00/hr	80.00
	Purchase proceeds (timing) & Payees' Dual Signatory (SBC/Myers Castle).		P. W. Carlo
RVG	Loan Servicing Followed up email/phone call to Dr. Ryan Ferchoff (Borrower) re:	0.60 200.00/hr	120.00
nomente de Asse.	Lodge at Sedona's Refinance (payoff)/Construction Loan Application request, Additional Fiancial information & required (annual/servicing request) Site Visit Inspection of real/personal property collateral, pursuant to the SBA SOP 50 57.		e e e e e e e e e e e e e e e e e e e
10/29/2015 RVG	Loan Servicing Received followed up phone call from E. Abbesteh (Title Ofr)/Shawn Liu (Borrower) & discussed re: VS Investments' Group LLC's Loan Closing/Payoff & Release/Reconveyance of Lien on Real/Personal Property Collateral.	0.40 200.00/hr	80.00
10/30/2015 RVG	Loan Servicing Received & responded to Dr. R. Ferchoff's (Borrower) followed up email/phone call re: Lodge at Sedona's Refinance/Loan Payoff.	0.40 200.00/hr	80.00

Thomas Sear	man, F	Receiver for SBC	I	Page 6
			Hrs/Rate	Amount
10/1/2015	TAS	Loan Servicing Confer with Rafael re Meyers Castle partial release and distribution	0.40 375.00/hr	150.00
	TAS	Loan Servicing Confer with Rafael re pay-offs	0.20 375.00/hr	75.00
10/21/2015	TAS	Loan Servicing Confer with Kristen re distribution of 3-AM sale proceeds and expenses	0.30 375.00/hr	112.50
	TM	Loan Servicing Received incorrect insurance certs, reviewed. Compared against previous certs.	_0.40 175.00/hr	70.00
10/22/2015	TM	Loan Servicing Émail to agent for Luna re need for corrected insurance cert as insured amount is incorrect, also wrong form.	0.10 175.00/hr	17.50
Elektrik de	SUBT	OTAL:	[47.90	6,897.50]
	For p	rofessional services rendered	47.90	\$6,897.50
	Balan	ce due:		\$6,897.50
	7.76 % (% 4.77 %)			7575
10000000	17.45	u por tradición. Constituir de la constituir de la constitu Constituir de la constituir		93 L.Tu
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1	PROOF OF SERVICE		
2 3	I am employed in the County of San Diego, State of California. I am over the age of 18 and not a party to the within action. My business address is 501 West Broadway, 15th Floor, San Diego, California 92101-3541.		
4	On December 16, 2015, I served on interested parties in said action the within:		
5	RECEIVER'S ADMINISTRATIVE MOTION FOR PAYMENT OF LOAN SERVICING COSTS FOR OCTOBER 2015		
6 7	BY U.S. MAIL: by placing a true copy thereof in sealed envelope(s), addressed as indicated below. I am readily familiar with this firm's practice of collection and processing		
8	correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service in San Diego County on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.		
10	Mark Feathers Pro Se Defendant		
11	1520 Grant Road Los Altos, California 94024 Tel: (650) 776-2496 Fax: (650) 961-2382		
12	Email: markfeathers@sbcglobal.net		
13	BY OVERNIGHT DELIVERY: by placing a true copy thereof in sealed envelope(s), addressed as indicated below. I am readily familiar with this firm's practice of collection		
14	and processing correspondence for mailing. Under that practice it would be deposited in a		
15	box or other facility regularly maintained by express service carrier, or delivered to a courier or driver authorized by said express service carrier to receive documents, a true copy of the foregoing document(s) in sealed envelopes or packages designated by the		
16	express service carrier, with fees for overnight delivery paid or provided for.		
17 18	I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.		
19	Executed on December 16, 2015, at San Diego, California.		
20			
	Ted Fates /s/ Ted Fates		
21	(Type or print name) (Signature)		
22			
23			
24			
25			
26			
27			
28 LAW OFFICES Allen Matkins Leck Gamble			
Mallory & Natsis LLP	Case No. CV12-03237 837541.01/SD PROOF OF SERVICE		