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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

vs.

SMALL BUSINESS CAPITAL CORP.;
MARK FEATHERS; INVESTORS
PRIME FUND, LLC; AND SBC
PORTFOLIO FUND, LLC,

Defendants.

Case No. CV12-03237

~~[PROPOSED]~~ ORDER GRANTING
RECEIVER'S EX PARTE MOTION TO
AMEND THE RELIEF SOUGHT IN
RECEIVER'S MOTION TO
CONCLUDE RECEIVERSHIP AND
FEE APPLICATIONS OF THE
RECEIVER AND ALLEN MATKINS
[Dkt. Nos. 1164, 1165, 1166]; AND TO
RE-SET VACATED HEARING DATE
FOR FEBRUARY 16, 2017 [Dkt No.
1224]

Ctrm: 4 - 5th Floor
Judge: Hon. Edward J. Davila

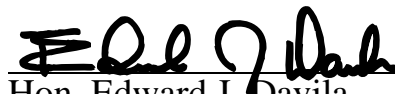
1 Thomas A. Seaman ("Receiver"), Court-appointed permanent receiver for
2 Small Business Capital Corp., Investors Prime Fund, LLC, SBC Portfolio
3 Fund, LLC, and their subsidiaries and affiliates' Ex Parte Motion to Amend the
4 Relief Sought in Receiver's Motion to Conclude Receivership and Fee Applications
5 of the Receiver and Allen Matkins [Dkt Nos. 1164, 1165, 1166]; and To Re-Set
6 Vacated Hearing Date for February 16, 2017 [Dkt. No. 1224] (collectively, "Ex
7 Parte Motion") came before the Court.

8 The Court having received and read the Ex Parte Motion and all papers in
9 support thereof or opposition thereto, and being so advised in the matter and finding
10 good cause orders as follows:

11 **IT IS HEREBY ORDERED** as follows:

- 12 1. The Ex Parte Motion is granted.
- 13 2. The hearing on the Closing Motion and Fee Applications which was
14 vacated by the Court per the Order Re: Motion to Defer Ruling on November 14,
15 2016 [Dkt. No. 1224], will be re-set for February 16, 2017.
- 16 3. On February 16, 2017, the Court will consider the Receiver's
17 modifications to the Closing Motion.

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20 Dated: December 20, 2016



Hon. Edward J. Davila
Judge, United States District Court

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