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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

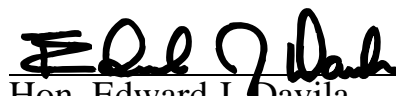
1 Thomas A. Seaman ("Receiver"), Court-appointed permanent receiver for  
2 Small Business Capital Corp., Investors Prime Fund, LLC, SBC Portfolio  
3 Fund, LLC, and their subsidiaries and affiliates' Ex Parte Motion to Amend the  
4 Relief Sought in Receiver's Motion to Conclude Receivership and Fee 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

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

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