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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
APPLICATION FOR CLARIFICATION
AND ORDER AUTHORIZING
ADMINISTRATIVE PAYMENTS [Dkt.
Nos. 1238, 1165, 1166]

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 Application for
4 Clarification and Order Authorizing Administrative Payments [Dkt. Nos. 1238,
5 1165, 1166] (collectively, "Ex Parte Application") came before the Court.

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

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

- 10 1. The Ex Parte Application is granted.
- 11 2. The Receiver's and Allen Matkins' Interim and Final Fee Applications
12 [Dkt. Nos. 1165, 1166] are approved.
- 13 3. The Receiver is authorized to pay himself, Thomas A. Seaman,
14 \$763,703.20.
- 15 4. The Receiver is authorized to pay Allen Matkins, \$621,234.86.
- 16 5. The Receiver is authorized to pay a final distribution to investors of
17 \$10,486,770.00

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20 Dated: _____

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

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