

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E-FILED

TOTAL TIME: 1 hr, 50 mins

CIVIL MINUTES

Judge: Edward J. Davila
Date: February 22, 2013
Case No.: C-12-03237 EJD
Related Case No.: N/A

Courtroom Deputy: Elizabeth Garcia
Court Reporter: Irene Rodriguez
Special Master: N/A
Interpreter: N/A

CASE TITLE

Securities and Exchange Commission v. Small Business Capital Corp et al

APPEARANCES

Attorney(s) for Plaintiff(s): John Bulgozdy, Susan Hannan
Attorney(s) for Defendant(s): Mark Feathers (pro se)
Other Appearance(s): Thomas Seaman (Receiver), David Zaro (Attorney for Receiver)
Eric Adams (U.S. Small Business Administration)(Interested party)

PROCEEDINGS

Motions by Mark Feathers:

1. Motion to Dismiss [Doc. 92, 93]
2. Motion to Dismiss Receiver [Doc. 94]
3. Motion to Dismiss and Motion for Sanctions [Doc. 96, 126]
4. MOTION to Amend/Correct [143] Order [Doc. 155]
5. MOTION for a requirement for the receivership estate to enjoin a legal action [Doc. 156]

Motions by the Receiver

1. MOTION Receiver's First Interim Fee Application [Doc. 134]
2. MOTION First Interim Fee Application of Allen Matkins Leck Gamble Mallory & Natsis LLP, General Counsel to the Receiver [Doc. 135]
3. MOTION Notice of Hearing on Interim Fee Applications for Approval and Payment of Compensation to Receiver and His Professionals re [135] MOTION First Interim Fee Application of Allen Matkins [Doc. 136]
4. MOTION For Order Instructing Mark Feathers to Terminate Insurance Policy and Turn Over Cash Value [Doc. 177]

ORDER AFTER HEARING

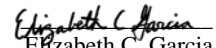
Hearing Held.

As to the Motions by Mark Feathers: For the reasons stated on the record, as to Docket Item Nos. 92, 93, 94, 96, 126, the Court DENIES the motions. As to Docket Item No. 155, the Court GRANTED the motion. As to Docket Item No. 156 the Court DENIES the motion.

As to the Motion by the Receiver: The Court took the matter under submission after oral argument. The Court to issue further Order.

The court sets the following pretrial dates:

1. Fact Discovery Cutoff July 3, 2013
2. Expert Discovery Cutoff August 23, 2013
3. Last Date for Filing Dispositive Motions due by August 23, 2013
4. Preliminary Pretrial Conference set for July 26, 2013 at 11:00 AM
5. Joint Preliminary Pretrial Conference statement due July 16, 2013.


Elizabeth C. Garcia
Courtroom Deputy
Original: E-Filed
CC: M. Feathers