

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E-FILED

TOTAL TIME: 1 hr 30 mins

CIVIL MINUTES

**Judge: Edward J. Davila
Date: May 10, 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 Corporation et al

APPEARANCES

**Attorney(s) for Plaintiff(s): John Bulgozdy, Lynn Dean
Attorney(s) for Defendant(s): Mark Feathers (pro se)
Other Appearance(s): Thomas Seaman (Receiver), Ted Fates (Attorney for the Receiver), Eric Adams
(Interested Party U.S. Small Business Administration)**

PROCEEDINGS


- 1. SECOND AMENDED MOTION with [Proposed] Order to Dismiss the lawsuit, MOTION for Sanctions against plaintiff's and MOTION for special sanction against plaintiff and receiver and counsel, MOTION for an order to instruct receiver to discontinue forensic and all other work by Mark Feathers [Doc. 275]**
- 2. MOTION for Authorization to (A) Sell Natoma Property; (B) Sell Whiskey Junction Property; (C) Sell Sweet Fingers Property; and (D) Accept Discounted Payoff of Loan to The Four Brothers Inns, LLC filed by Thomas A. Seaman [Doc. 419]**

ORDER AFTER HEARING

Hearing held. For the reasons stated on the record, the Court DENIED Defendant Mark Feathers Second Amended Motion to Dismiss, Motion for Sanctions and Motion for Order (Docket Item No. 275). For the reasons stated on the record the Court GRANTED the Motion for Authorization to Sell Property (Docket Item No. 419). Please see the Court's transcript of proceedings for the Court's ruling. The Court to issue further order on previously submitted motions Docket Item No. 134, 135, 16, 177.

The following scheduling deadlines remain as previously set:

**Fact Discovery cutoff July 3, 2013
Expert Discovery cutoff and Deadline for filing dispositive motions due August 23, 2013
Preliminary Pretrial Conference set for July 26, 2013 at 11:00 AM
Joint Preliminary Pretrial Conference statement due July 16, 2013.**


Elizabeth C. Garcia
Courtroom Deputy
Original: E-Filed
CC: M. Feathers (pro se)