

**PROOF OF SERVICE**

I am over the age of 18 years and not a party to this action. My business address is:

U.S. SECURITIES AND EXCHANGE COMMISSION, 5670 Wilshire Boulevard, 11th Floor, Los Angeles, California 90036-3648  
Telephone No. (323) 965-3998; Facsimile No. (323) 965-3908.

On May 23, 2013 I caused to be served the document entitled **DECLARATION OF DAVID GRUEBELE** on all the parties to this action addressed as stated on the attached service list:

**OFFICE MAIL:** By placing in sealed envelope(s), which I placed for collection and mailing today following ordinary business practices. I am readily familiar with this agency's practice for collection and processing of correspondence for mailing; such correspondence would be deposited with the U.S. Postal Service on the same day in the ordinary course of business.

**HAND DELIVERY:** I caused to be hand delivered each such envelope to the office of the addressee as stated on the attached service list.

**UNITED PARCEL SERVICE:** By placing in sealed envelope(s) designated by United Parcel Service ("UPS") with delivery fees paid or provided for, which I deposited in a facility regularly maintained by UPS or delivered to a UPS courier, at Los Angeles, California.

**ELECTRONIC MAIL:** By transmitting the document by electronic mail to the electronic mail address as stated on the attached service list.

**E-FILING:** By causing the document to be electronically filed via the Court's CM/ECF system, which effects electronic service on counsel who are registered with the CM/ECF system.

**FAX:** By transmitting the document by facsimile transmission. The transmission was reported as complete and without error.

I declare under penalty of perjury that the foregoing is true and correct.

Date: May 23, 2013

/s/ Sarah A. Mitchell  
Sarah A. Mitchell

1                    **SEC v. SMALL BUSINESS CAPITAL CORP, et al.**  
2                    **United States District Court – Northern District of California**  
3                    **San Jose Division**  
4                    **Case No. 5:12-CV-03237-EJD**  
5                    **LA-4141**

6                    **SERVICE LIST**

7                    Mark Feathers (*via Messenger*)  
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11                    ***Pro Se Defendant Mark Feathers***

12                    David Zaro, Esq. (*via ECF*)  
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17                    ***Attorney for Receiver Thomas Seaman over Defendants Small Business Capital***  
18                    ***Corp.; Investors Prime Fund, LLC; And SBC Portfolio Fund, LLC***

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