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7 *Successor Receiver*

8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN FRANCISCO DIVISION**

11 SECURITIES AND EXCHANGE
12 COMMISSION,

13 Plaintiff,

14 v.

15 JOHN V. BIVONA; SADDLE RIVER
16 ADVISORS, LLC; SRA
17 MANAGEMENT ASSOCIATES,
18 LLC; FRANK GREGORY
19 MAZZOLA,

20 Defendants, and

21 SRA I LLC; SRA II LLC; SRA III
22 LLC; FELIX INVESTMENTS, LLC;
23 MICHELE J. MAZZOLA; ANNE
24 BIVONA; CLEAR SAILING GROUP
25 IV LLC; CLEAR SAILING GROUP V
26 LLC,

27 Relief Defendants.

Case No. 3:16-cv-01386-EMC

**ORDER AS MODIFIED GRANTING
ADMINISTRATIVE MOTION BY
RECEIVER KATHY BAZOIAN PHELPS
PURSUANT TO LOCAL CIVIL RULE 7-11
TO (1) EXCUSE DEADLINE RE TAX
OPINION; AND (2) SHORTEN TIME FOR
NOTICE ON MOTION TO EMPLOY
PROFESSIONALS AND FOR
INSTRUCTIONS**

Date: No Hearing Set
Time: No Hearing Set
Judge: Edward M. Chen

28 Kathy Bazoian Phelps, the successor receiver (the “Receiver”) in this matter appointed pursuant to the Court’s Revised Order Appointing Receiver (the “Receiver Order”) (Doc. No. 469), requests that the Court grant her Administrative Motion Pursuant to Local Civil Rule 7-11

1 to Excuse Deadline re Tax Opinion and Shorten Time for Notice on Motion to Employ
2 Professionals and for Instructions. The Receiver through her declaration has represented that she
3 has conferred with counsel for the Securities and Exchange Commission, counsel for the SRA
4 Investor Group, and counsel for Progresso Ventures LLC and that none of them expressed any
5 opposition to the Motion.

6 The Receiver has represented in her Motion and declaration the basis for the request to be
7 excused from the August 9, 2019 suggested deadline and the basis for the request to shorten time
8 for notice on her proposed motion to employ tax and securities professionals and for instruction.

9 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED AS MODIFIED THAT:

- 10 1. The Motion is granted.
- 11 2. The Receiver is excused from providing a tax opinion by the Court's earlier suggested
12 deadline of August 9, 2019.
- 13 3. The Receiver may file a motion to employ tax and securities professionals and to seek
14 instructions no later than August 15, 2019 for a hearing date of September 12, 2019
15 specially set at 10:30 a.m. Any opposition to the motion is due no later than August
16 27, 2019, and any reply brief is due no later than September 3, 2019.

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19 DATED: 8/13/2019



EDWARD M. CHEN
United States District Judge