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7 *Attorneys for Joshua Cilano*

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

12 **SECURITIES AND EXCHANGE**
13 **COMMISSION,**

14 **Plaintiff,**

15 **vs.**

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

20 **Defendants, and**

21 **SRA I LLC; SRA II LLC; SRA III LLC;**
22 **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

STIPULATION AND ~~PROPOSED~~
ORDER AS MODIFIED MODIFYING
BRIEFING AND HEARING
SCHEDULE ON PLAINTIFF
SEC'S OBJECTION TO JOSUA
CILANO'S RECEIVERSHIP
CLAIM

Date: April 7, 2020

Time: 10:30 a.m.

Courtroom: 5

Judge: Hon. Edward M. Chen

1 Counsel for claimant Joshua Cilano and plaintiff Securities and Exchange Commission
2 (“Commission”) hereby submit this Stipulation and [Proposed] Order to modify the briefing and
3 hearing schedule on the Commission’s pending objection to the receivership claims of Joshua
4 Cilano. (Docket No. 572).

5 **STIPULATION**

6 On February 28, 2020, the Commission filed an objection to the receivership claims of Relief
7 Defendant Michelle Mazzola and claimant Joshua Cilano. (Docket No. 572).

8 On March 12, 2020, Successor Receiver Kathy Bazoian Phelps filed a notice of joinder in the
9 Commission’s objection. (Docket No. 579).

10 Having reviewed the contents of the Commission’s objection, Mr. Cilano retained counsel.
11 In light of obstacles to attorney-client consultation and travel posed by the ongoing pandemic,
12 counsel for Mr. Cilano requested until March 23, 2020 to file a response to the Commission’s
13 objection and proposed that any replies be filed by no later than March 30, 2020. Neither the
14 Receiver nor counsel for the Commission object to extending the briefing schedule on the pending
15 objection.

16 Counsel for Mr. Cilano, the Receiver, and counsel for the Commission have conferred and
17 agreed that, subject to Court approval, the briefing schedule and hearing date on the pending motion
18 should be modified as follows: Any response by Mr. Cilano will be filed by no later than March 23,
19 2020, with any replies filed by ~~April 3, 2020~~ March 27, 2020.

20
21 DATED: March 16, 2020

Esfand Nafisi
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MIGLIACCIO & RATHOD LLP
Attorneys for Joshua Cilano

24 John S. Yun
25 John S. Yun
26 Attorneys for Plaintiff Securities
and Exchange Commission

Kathy Bazoian Phelps
Kathy Bazoian Phelps
DIAMOND MCCARTHY LLP
Successor Receiver

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~~[PROPOSED]~~ ORDER AS MODIFIED

The Court hereby accepts the modified briefing schedule set forth in the Stipulation above and orders as follows:

1. Any response by Joshua Cilano to the Commission’s pending objection (Docket No. 572) must be filed on or before March 23, 2020.
2. Any reply to Mr. Cilano’s response must be filed on or before ~~March 30, 2020~~ March 27, 2020.

SO ORDERED

Dated: March 18 _____, 2020



Judge Edward M. Chen
United States District Court

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ATTESTATION

I, Esfand Nafisi, am the ECF user whose ID and password are being used to file this document. In compliance with Local Rule 5-1(i)(3), I hereby attest that all other signatories listed have concurred in this filing.

Esfand Nafisi
Esfand Nafisi