

1 KATHY BAZOIAN PHELPS (State Bar No. 155564)
kphelps@diamondmccarthy.com
2 DIAMOND MCCARTHY LLP
3 1999 Avenue of the Stars, Suite 1100
Los Angeles, California 90067-4402
4 Telephone: (310) 651-2997

5 *Successor Receiver*

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

10
11 SECURITIES AND EXCHANGE
COMMISSION,

12 Plaintiff,

13 v.

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

17 Defendants, and

18 SRA I LLC; SRA II LLC; SRA III
19 LLC; FELIX INVESTMENTS, LLC;
MICHELE J. MAZZOLA; ANNE
20 BIVONA; CLEAR SAILING GROUP
IV LLC; CLEAR SAILING GROUP V
21 LLC,

22 Relief Defendants.
23

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

**NOTICE OF ADMINISTRATIVE MOTION
BY RECEIVER KATHY BAZOIAN PHELPS
PURSUANT TO LOCAL CIVIL RULE 7-11
FOR ORDER TO MAKE INTERIM
DISTRIBUTION TO CLASS 3 CLAIMANTS**

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

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25 **TO ALL INTERESTED PARTIES:**

26 **PLEASE TAKE NOTICE THAT** under Local Civil Rule 7-11, Kathy Bazoian Phelps,
27 the successor receiver herein (the "Receiver") of SRA Management Associates, LLC, SRA I,
28 LLC, SRA II, LLC, SRA III, LLC, Clear Sailing Group IV, LLC, Clear Sailing Group V, LLC,

1 Felix Multi-Opportunity Fund I, LLC, Felix Multi-Opportunity Fund II, LLC, Felix Management
2 Associates, LLC, NYPA Fund I, LLC, NYPA Fund II, LLC, NYPA Management Associates,
3 LLC and Solis Associates Fund LLC, hereby files this Motion for Order to Make an Interim
4 Distribution to the Class 3 Claimants (the “Motion”).

5 The Motion seeks authority to make a first interim distribution to Class 3 Claimants in the
6 amount of 80% of their allowed cash claim, which the Receiver believes appropriately balances
7 the interest of conservative and careful cash management of the estate with the interest of making
8 a meaningful distribution to Class 3 Claimants as expeditiously as possible. The proposed
9 distribution schedule is attached as Exhibit “1” to the Declaration of Kathy Bazoian Phelps filed
10 concurrently with the Motion.

11 The Motion is based upon this Notice of Motion, the Motion, the Declaration of the
12 Receiver, and the proposed order. In addition to service by ECF, the Receiver intends to serve
13 this Notice, the Motion and the supporting documents on the affected Class 3 Claimants via
14 email. *See* Civil L.R. 66-6.

15 **PLEASE TAKE FURTHER NOTICE THAT** any opposition to the Motion must be filed
16 within four days of the filing of the Motion. *See* Civil Local Rule 7-11.

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18 Respectfully submitted,

19 DATED: November 2, 2020

By: /s/ Kathy Bazoian Phelps
Kathy Bazoian Phelps
Successor Receiver