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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
ADVISORS, LLC; SRA
16 MANAGEMENT ASSOCIATES,
LLC; FRANK GREGORY
17 MAZZOLA,

18 Defendants, and

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

22 Relief Defendants.
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Case No. 3:16-cv-01386-EMC

**NOTICE OF HEARING ON MOTION BY
RECEIVER KATHY BAZOIAN PHELPS
FOR ORDER DIRECTING ZOCDOC,
INC. TO TRANSFER SHARES**

Date: December 15, 2022

Time: 1:30 pm

Judge: Edward M. Chen

1 **TO ALL INTERESTED PARTIES:**

2 **PLEASE TAKE NOTICE THAT** Kathy Bazoian Phelps, the successor receiver (the
3 “Receiver”) of SRA Management Associates, LLC, SRA I, LLC, SRA II, LLC, SRA III, LLC, Clear
4 Sailing Group IV, LLC, Clear Sailing Group V, LLC, Felix Multi-Opportunity Fund I, LLC, Felix
5 Multi-Opportunity Fund II, LLC, Felix Management Associates, LLC, NYPA Fund I, LLC, NYPA
6 Fund II, LLC (“NYPA”), NYPA Management Associates, LLC and Solis Associates Fund LLC,
7 hereby files this Motion for Order Directing ZocDoc, Inc. (“ZocDoc”) to Transfer Shares (the
8 “Motion”).

9 **PLEASE TAKE FURTHER NOTICE THAT** a hearing on the Motion has been set for
10 December 15, 2022 at 1:30 pm in front of Judge Edward M. Chen. The hearing will take place by
11 Zoom webinar and may be accessed through the following link:

12 [https://cand-
14 uscourts.zoomgov.com/j/1619911861?pwd=TjVma1lnMlJINHR3ZE9QMkFjNkFndz09](https://cand-
13 uscourts.zoomgov.com/j/1619911861?pwd=TjVma1lnMlJINHR3ZE9QMkFjNkFndz09)

15 Webinar ID: 161 991 1861

16 Password: 912881

17 The Motion asks that the Court issue an Order directing ZocDoc to transfer 20,104 shares of
18 ZocDoc to the Receivership Estate’s name on the capitalization table. The estate has a beneficial
19 interest in the 20,104 ZocDoc shares (the “Shares”) because of a forward contract entered into by
20 NYPA with a confidential counterparty (the “Counterparty”), and the estate succeeded its interest in
21 the Shares. The Receiver has been advised that in order for the Shares to be saleable on the secondary
22 market as a practical matter, the Shares need to be transferred to the Receivership Estate’s name on
23 the capitalization table and not held via forward contract. ZocDoc has agreed to a no-consideration
24 transfer in order to facilitate the orderly administration of the estate, solely with respect to the transfer
25 between the Counterparty and the Receivership Estate. Through an email to counsel, the Receiver
26 received acknowledgement regarding the request to transfer the shares from the Counterparty—
27 which has received full consideration for the Shares and has stated that he will cooperate in the
28 transfer of the Shares. Unfortunately, even though the Counterparty’s initial response did not express

1 opposition, no further confirmation has been received from the Counterparty so that the parties can
2 finalize the transfer and execute any necessary documentation. The Receiver is therefore making the
3 instant Motion to the Court seeking permission to work directly with ZocDoc to finalize the transfer
4 of the Shares.

5 The Motion is based upon this Notice of Motion, the Motion, the Declaration of the Receiver,
6 and the proposed order. In addition to service by ECF, the Receiver intends to serve this Notice, the
7 Motion and the supporting documents on all interested parties using a confidential email list, and to
8 post this Notice, the Motion and supporting documents on the Receivership website. *See* Civil L.R.
9 66-6.

10 **PLEASE TAKE FURTHER NOTICE THAT** any opposition to the Motion must be filed
11 no later than November 8, 2022.

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13 DATED: October 25, 2022

RAINES FELDMAN LLP

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15 By: /s/ David Castleman
16 David Castleman
17 *Counsel to Successor Receiver Kathy Bazoian*
18 *Phelps*
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