

1 **RAINES FELDMAN LLP**
Kathy Bazoian Phelps (State Bar No. 155564)
2 *kphelps@raineslaw.com*
1800 Avenue of the Stars, 12th Floor
3 Los Angeles, California 90067
Telephone: (310) 440-4100
4 Facsimile: (310) 691-1367

5 *Successor Receiver*

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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 Plaintiffs,

14 v.

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

17 Defendants, and

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

21 Relief Defendants.

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

**DECLARATION OF JULIA
DAMASCO IN SUPPORT OF
SIXTEENTH INTERIM
ADMINISTRATIVE MOTION FOR
AN ORDER PURSUANT TO
LOCAL RULE 7-11 FOR THE
APPROVAL OF FEES AND
EXPENSES FOR THE
SUCCESSOR RECEIVER, RAINES
FELDMAN LLP, AND MILLER
KAPLAN ARASE LLP FROM
OCTOBER 1, 2022 THROUGH
DECEMBER 31, 2022**

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

1 I, Julia Damasco, declare:

2 1. I am a partner at Miller Kaplan Arase LLP (“Miller Kaplan” or the “Firm”),
3 tax advisor for Kathy Bazoian Phelps, the Court appointed Receiver (the “Receiver”) in the
4 case of *Securities and Exchange Commission v. Bivona et. al.* (the “Action”) before the
5 United States District Court for the Northern District of California (the “Court”). I am an
6 attorney at law licensed to practice in all of the courts of the states of California and
7 Washington, the United States District Court for the Northern District of California and the
8 United States Tax Court. I have personal knowledge of the matters set forth below and if
9 called as a witness, I would and could testify competently to the matters stated herein.

10 2. This declaration is made in support of the Sixteenth Interim Administrative
11 Motion for an Order Pursuant to Local Rule 7-11 for the Approval of Fees and Expenses for
12 the Successor Receiver, Raines Feldman LLP, and Miller Kaplan Arase LLP from October 1,
13 2022 through December 31, 2022 (the “Motion”).

14 3. A true and correct copy of my firm’s invoice reflecting the detailed time
15 entries for the services we provided from October 1, 2022 through December 31, 2022 (the
16 “Motion Period”), is attached hereto as Exhibit “6.” Miller Kaplan incurred fees in the
17 amount of \$1,631.00 during the Motion Period.

18 4. During the Motion Period, the Firm assisted the Receiver in preparation of the
19 estate’s 2022 tax returns and quarterly estimated tax payments for fourth quarter 2022.

20 5. The fees requested are reasonable, necessary, and commensurate with the skill
21 and experience required for the activity performed. Our services and time expenditures are
22 reasonable in light of the labor required for the matters for which we were retained. Miller
23 Kaplan respectfully submits that it has not expended time unnecessarily and that it has
24 rendered efficient and effective services.

25 6. To the best of my knowledge, information and belief formed after reasonable
26 inquiry, all the fees requested in the attached billing statements are true and correct and
27 comply with the Billing Instructions for Receivers in Civil Actions Commenced by the U.S.
28

1 Securities and Exchange Commission.

2 7. Miller Kaplan has not included in the amount for which reimbursement of
3 costs is sought, amortization of the cost of any equipment, investment or capital outlay.
4

5 I declare under penalty of perjury that the foregoing is true and correct. Executed on
6 this 25th day of January 2023 at San Francisco, California.

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8 *Julia Damasco*

9 _____
10 Julia Damasco
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EXHIBIT 6



4123 Lankershim Boulevard
North Hollywood, CA 91602

Kathy Bazoian Phelps
Receivers Account Estate of Saddle River Management
1800 Avenue of the Stars, 12th Floor
Los Angeles, CA 90067

Invoice: 562113
ID: 3012290
Date: 01/24/2023
Due Date: 01/24/2023

For professional services rendered as follows:

<u>DATE</u>	<u>SERVICE</u>	<u>STAFF</u>	<u>SEC DISCOUNT RATE</u>	<u>HOURS</u>	<u>AMOUNT</u>
Qualified Settlement Fund Services - Estimated Taxes					
11/23/2022	Preparation Quarterly estimated tax payments 2022 Q4.	JAC	180.000	2.30	414.00
12/07/2022	Preparation Quarterly estimated tax payments 2022 Q4	GMO	160.000	1.75	280.00
12/08/2022	Review Quarterly estimated tax payments 2022 Q4.	JAC	180.00	0.80	144.00
12/13/2022	Preparation Quarterly estimated tax payments 2022 Q4.	JAC	180.000	0.60	108.00
Qualified Settlement Fund Services - Tax Return					
10/06/2022	Preparation Preparation of 2022 tax returns.	JAC	180.00	0.20	36.00
10/06/2022	Preparation Preparation of 2022 Tax Return.	RYH	64.000	2.00	128.00
10/07/2022	Preparation Preparation of 2022 tax returns.	JAC	180.00	0.25	45.00
10/13/2022	Preparation Preparation of 2022 tax return	RYH	64.000	1.25	80.00
10/25/2022	Preparation Preparation of 2022 tax returns.	JAC	180.00	2.20	396.00
				Total for Services	1,631.00
				Invoice Total	\$1,631.00

PLEASE REMIT PAYMENT VIA WIRE TRANSFER OR CHECK
ACCORDING TO THE INSTRUCTIONS BELOW:
WIRE FUNDS TO:

CITY NATIONAL BANK
0. 818.769.2010 / F. 818.769.3100 / FED EIN 95-2036255

MILLERKAPLAN.COM

400 N. ROXBURY DRIVE, 5TH FLOOR
BEVERLY HILLS, CA 90210
ABA NUMBER 122016066 SWIFT CODE CINAUS6L
BENEFICIARY ACCOUNT NUMBER 113-238313
BENEFICIARY ACCOUNT NAME: MILLER KAPLAN ARASE LLP

MAKE CHECK PAYABLE TO:

MILLER KAPLAN ARASE LLP
4123 LANKERSHIM BLVD, NORTH HOLLYWOOD, CA 91602-2828

<u>01/24/2023</u>	<u>12/31/2022</u>	<u>11/30/2022</u>	<u>10/31/2022</u>	<u>09/30/2022+</u>	<u>Total</u>
1,631.00	0.00	0.00	0.00	0.00	\$1,631.00

0. 818.769.2010 / F. 818.769.3100 / FED EIN 95-2036255



Schedule of Rates
as of December 1, 2020

STAFF LEVEL	CURRENT RATES PER HOUR	DISCOUNTED RATES PER HOUR
Administrative Staff, SMEs & Project Managers	\$65 – \$210	\$52 – \$168
Accounting Staff	\$120 – \$180	\$96 – \$144
Senior Accounting Staff	\$205 – \$270	\$164 – \$216
Attorney	\$250 – \$350	\$200 – \$280
Partner	\$420 – \$570	\$336 – \$456

Schedule of Rates
as of December 1, 2020

STAFF	CURRENT RATES PER HOUR	DISCOUNTED RATES PER HOUR
Damasco, Jude	\$570	\$440
Damasco, Julia	\$570	\$440
Sanchez, Nicholas	\$420	\$336
Dinuri, Qiva	\$325	\$260
Mandeville, John	\$265	\$212
Corbin, Jessica	\$225	\$180
Ransom, Emily	\$210	\$168
Mossman, Greg	\$196	\$160
Healy, Ryan	\$80	\$64