

1 **RAINES FELDMAN LITTRELL LLP**
Kathy Bazoian Phelps (State Bar No. 155564)
2 *kphelps@raineslaw.com*
1900 Avenue of the Stars, 19th Floor
3 Los Angeles, California 90067
Telephone: (310) 440-4100
4 Facsimile: (310) 691-1943

5 *Successor Receiver*

6
7
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
ADVISORS, LLC; SRA MANAGEMENT
16 ASSOCIATES, LLC; FRANK GREGORY
MAZZOLA,

17 Defendants, and

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

21 Relief Defendants.

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

**ADMINISTRATIVE MOTION
PURSUANT TO LOCAL CIVIL RULE
7-11 FOR ORDER RESETTING
DEADLINES TO RESPOND TO
RECEIVER'S MOTION FOR ORDER
AUTHORIZING MODIFICATION OF
THE DISTRIBUTION PLAN**

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

1 Kathy Bazoian Phelps, the successor receiver herein (the “Receiver”) of SRA
2 Management Associates, LLC, SRA I, LLC, SRA II, LLC, SRA III, LLC, SRA Management
3 Associates, Clear Sailing Group IV, LLC, Clear Sailing Group V, LLC, Felix Multi-
4 Opportunity Fund I, LLC, Felix Multi-Opportunity Fund II, LLC, Felix Management
5 Associates, LLC, NYPA Fund I, LLC, NYPA Fund II, LLC, NYPA Management Associates,
6 LLC and Solis Associates Fund LLC, hereby files this Administrative Motion under Local
7 Civil Rule 7-11 (the “Motion”) for Order resetting the deadlines to respond to the Receiver’s
8 Motion for Order Authorizing Modification of the Distribution Plan (Doc. No. 704).¹

9 **I. RELIEF REQUESTED**

10 The Receiver filed her Motion for Order Authorizing Modification of the Distribution
11 Plan on July 27, 2023 (Doc. No. 704) (the “Motion to Modify the Plan”). The Notice of
12 Hearing on the Motion to Modify the Plan provided notice that a hearing on the motion would
13 take place on August 31, 2023 and provided further notice that any opposition to the motion
14 must be filed no later than August 10, 2023 (Doc. No. 705).

15 On August 1, 2023, the Court issued an Order rescheduling the hearing on the Motion
16 to Modify the Plan to October 26, 2023 (Doc. No. 706). The Receiver believes that it is
17 appropriate to provide interested parties additional time to file a response to the Motion to
18 Modify the Plan given the rescheduling of the hearing on the Motion. Accordingly, the
19 Receiver asks this Court to also issue an Order setting a new date by which any response to the
20 Motion to Modify the Plan must be filed and setting a new date by which any reply must be
21 filed.

22 The Receiver suggests a deadline for any opposition to the Motion to Modify the Plan
23 be set for September 28, 2023 and that any reply be filed no later than October 12, 2023.

24
25
26 ¹ The Motion and the Proposed Order will be served on all interested parties pursuant to Civil
27 Local Rule 66-6 and will be posted on the Receivership website at
28 <https://www.raineslaw.com/saddle-river-receiver/>. The Receiver has conferred with counsel
for the Securities and Exchange Commission, who does not oppose the Motion. A stipulation
with all parties was deemed impractical given, among other things, the entry of judgment
against the defendants and pending bankruptcy of defendant John Bivona. L.R. 7-11(1)(a).

1 **WHEREFORE**, the Receiver seeks entry of an order granting this Motion in all
2 respects.

3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: August 7, 2023

RAINES FELDMAN LITTRELL LLP

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