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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

COMMODITY FUTURES TRADING
COMMISSION,

Plaintiff,

v.

DENARI CAPITAL LLC, TRAVIS
CAPSON, and ARNAB SARKAR,

Defendants.

Case No.: 19-cv-07284-EMC

Assigned to: Hon. Edward M. Chen

~~PROPOSED~~ **ORDER APPROVING
EIGHTH ADMINISTRATIVE MOTION
FOR AN ORDER PURSUANT TO LOCAL
RULE 7-11 FOR THE APPROVAL OF FEES
AND EXPENSES FOR RECEIVER, RAINES
FELDMAN LLP, AND MILLER KAPLAN
ARASE LLP FROM OCTOBER 1, 2021 TO
SEPTEMBER 30, 2022**

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

1 Kathy Bazoian Phelps, the receiver (the “Receiver”) in this matter appointed pursuant to the
2 Court’s Order dated December 4, 2019 (Doc. No. 37), requests that the Court grant her *Eighth*
3 *Administrative Motion for an Order Pursuant to Local Rule 7-11 for the Approval of Fees and*
4 *Expenses for the Receiver, Raines Feldman LLP, and Miller Kaplan Arase LLP From October 1,*
5 *2021 to September 30, 2022* (the “Motion”). The Motion is supported by the Declaration of the
6 Receiver, in which she states that the fees requested by the Receiver and Raines Feldman LLP
7 (“Raines Feldman”), counsel to the Receiver, are true and correct, and that those fees are reasonable,
8 necessary, and commensurate with the skills and experience required for the activities performed.
9 The Motion is also supported by the Declaration of Julia Damasco of Miller Kaplan Arase LLP
10 (“Miller Kaplan”) stating that the fees requested by her firm are true and correct, and that those fees
11 are reasonable, necessary and commensurate with the skills and experience required for the
12 activities performed.


13 The Receiver has also represented that she has conferred with counsel for the CFTC, and
14 counsel for the Defendants, who have each confirmed that they do not oppose the Motion.

15 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that:

- 16 1. The Motion is GRANTED;
- 17 2. The Receiver’s fees in the amount of \$4,797.50 for services rendered from October
18 1, 2021 through September 30, 2022 are approved, and the Receiver is authorized to pay herself
19 those amounts from assets of the Receivership Estate.
- 20 3. Raines Feldman’s fees in the amount of \$2,999.00 for services rendered from
21 October 1, 2021 through September 30, 2022 are approved, and the Receiver is authorized to pay
22 Raines Feldman those amounts from assets of the Receivership Estate.
- 23 4. Miller Kaplan’s fees in the amount of \$6,265.00 for services rendered from
24 October 1, 2021 through September 30, 2022 and costs of \$55.00 are approved, and the Receiver
25 is authorized to pay Miller Kaplan those amounts from assets of the Receivership Estate.

1 5. The Receiver, in her discretion upon reasoned judgment, may file future fee
2 applications and cash disbursement reports, such as those attached to her declaration in Exhibit
3 “1,” fewer than once per quarter, but nevertheless shall file at least once such report and fee
4 application per year.

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6 Dated: November 4, 2022



Honorable Edward M. Chen
United States District Court

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