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

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

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

Defendants, and

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

Relief Defendants.

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

**~~[PROPOSED]~~ ORDER GRANTING
ADMINISTRATIVE MOTION BY
RECEIVER KATHY BAZOIAN
PHELPS PURSUANT TO LOCAL
CIVIL RULE 7-11 FOR ORDER
APPROVING EMPLOYMENT OF
RAINES FELDMAN LLP**

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

The successor receiver in this matter appointed pursuant to the Court’s Revised Order Appointing Receiver (the “Receiver Order”) (Doc. No. 469), Kathy Bazoian Phelps (the “Receiver”), requests that the Court grant her Administrative Motion approving substitution of counsel and the Receiver’s employment of Raines Feldman LLP (“Raines Feldman”) as her

1 general counsel. The Receiver through her declaration has represented that she has conferred
2 with counsel for the Securities and Exchange Commission and counsel for Progresso Ventures,
3 who have each confirmed that they do not oppose the Motion.

4 The Receiver has represented in her Motion and declaration that she has changed law
5 firms along with the lawyer primarily in charge of her representation, that Raines Feldman is
6 well qualified to serve as her counsel, and that the firm will provide adequate and cost-effective
7 representation based on the services she anticipates them performing and that Raines Feldman
8 has agreed to perform their services at discounted rates as detailed in the Motion and supporting
9 Declaration of David Castleman filed in support of the Motion.

10 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED THAT:


11 1. The Receiver is authorized, effective retroactively to April 23, 2021, to
12 substitute in Raines Feldman as her general counsel and to employ the Firm as the Receiver's
13 general counsel on the terms set forth in the Motion.

14 2. The adjusted rates for the Receiver and Raines Feldman as set forth in the
15 Motion are approved.

16 3. The employment of Diamond McCarthy is deemed terminated as of April 22,
17 2021.

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19 **IT IS SO ORDERED.**

20 DATED: May 10, 2021

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EDWARD M. CHEN
United States District Judge

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