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THOMAS A. SEAMAN

12
13 **UNITED STATES DISTRICT COURT**
14 **CENTRAL DISTRICT OF CALIFORNIA**
15 **SOUTHERN DIVISION**

16 SECURITIES AND EXCHANGE
COMMISSION,
17 Plaintiff,

18 v.

19 EMILIO FRANCISCO; PDC CAPITAL
GROUP, LLC; CAFFE PRIMO
INTERNATIONAL, INC.; SAL ASSISTED
LIVING, LP; SAL CARMICHAEL, LP; SAL
20 CITRUS HEIGHTS, LP; SAL KERN
CANYON, LP; SAL PHOENIX, LP; SAL
WESTGATE, LP; SUMMERPLACÉ AT
21 SARASOTA, LP; SUMMERPLACÉ AT
CLEARWATER, LP; SUMMERPLACÉ AT
22 CORRELL PALMS, LP; TRC TUCSON, LP;
CLEAR CURRENTS WEST, LP; CAFFE
23 PRIMO MANAGEMENT, LP; CAFFE
PRIMO MANAGEMENT 102, LP; CAFFE
24 PRIMO MANAGEMENT 103, LP; CAFFE
PRIMO MANAGEMENT 104, LP; CAFFE
25 PRIMO MANAGEMENT 105, LP; CAFFE
PRIMO MANAGEMENT 106, LP; CAFFE
26 PRIMO MANAGEMENT 107, LP; and
27 CAFFE PRIMO MANAGEMENT 108, LP,
28 Defendants.

Case No. 8:16-cv-02257-CJC-DFM

[PROPOSED] ORDER:
**(1) APPROVING FINAL
REPORT AND ACCOUNTING;**
**(2) AUTHORIZING PAYMENT
OF FINAL FEE APPLICATIONS
OF RECEIVER AND
PROFESSIONAL;**
**(3) AUTHORIZING
DESTRUCTION OF
DOCUMENTS; AND**
**(4) DISCHARGING AND
RELEASE THE RECEIVER**

Date: January 24, 2022
Time: 1:30 p.m.
Ctrm: 7C
Judge: Hon. Cormac J. Carney

1 Before the Court is Receiver, Thomas A. Seaman’s (“Receiver”) Motion for
2 Order: (1) Approving the Final Report and Accounting; (2) Authorizing Payment of
3 Final Fee Applications of Receiver and Professionals; (3) Authorizing Destruction
4 of Documents; and (4) Discharging and Releasing the Receiver (“Motion”).
5 Accompanying the Motion is the Receiver’s Final Report and Accounting (“Final
6 Report”) and the Final Fee Applications for Payment of Fees and Reimbursement of
7 Expenses of the Receiver, and Receiver’s counsel, Allen Matkins (“Final Fee
8 Applications.”) Plaintiff Securities and Exchange Commission does not oppose the
9 Motion.

10 The Court, having considered the above-referenced Motion, Final Report,
11 Final Fee Applications, and other supporting materials, **ORDERS** as follows:

- 12 1. The Motion is granted in its entirety.
- 13 2. The Final Report is approved in its entirety.
- 14 3. The Receiver is authorized to pay the fees and expenses requested in
15 the Final Fee Applications from the assets of the Receivership Entities, as follows:
 - 16 a. \$224,933.50 in final fees and expenses to himself;
 - 17 b. \$137,044.35 in amounts previously held back from the interim
18 fee applications to himself;
 - 19 c. \$149,967.00 in final fees, and \$8,026,58 in final expenses to
20 counsel, Allen Matkins; and
 - 21 d. \$412,660.08 in amounts previously held back from the interim
22 fee applications to counsel, Allen Matkins.
- 23 4. The Receiver is authorized to file the final tax returns for 2021 and then
24 abandon any documents containing no private information, and destroy any
25 documents containing private information, within 30 days of this Order.
- 26 5. The Receiver is discharged and released from all further duties, claims,
27 liabilities and responsibilities including but not limited to those that may be imposed
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1 by state and local tax authorities or otherwise. Upon the Receiver's filing of the
2 final tax returns, this receivership shall be terminated.

3 6. The Court shall retain jurisdiction over any claims arising out of this
4 Order or the discharge of the Receiver.

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6 **IT IS SO ORDERED.**

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9 Dated: _____

Hon. Cormac J. Carney
Judge, United States District Court

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