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 LLC; AEQUITAS COMMERCIAL FINANCE, LLC; AEQUITAS  
 CAPITAL MANAGEMENT, INC.; AEQUITAS INVESTMENT  
 MANAGEMENT, LLC

IN THE UNITED STATES DISTRICT COURT  
 FOR THE DISTRICT OF OREGON  
 PORTLAND DIVISION

SECURITIES AND EXCHANGE  
 COMMISSION,

Plaintiff,

No. 3:16-cv-00438-PK

RECEIVER'S MOTION FOR AUTHORITY  
 TO FILE EXHIBIT UNDER SEAL

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 EXHIBIT UNDER SEAL

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v.

AEQUITAS MANAGEMENT, LLC;  
AEQUITAS HOLDINGS, LLC;  
AEQUITAS COMMERCIAL FINANCE,  
LLC; AEQUITAS CAPITAL  
MANAGEMENT, INC.; AEQUITAS  
INVESTMENT MANAGEMENT, LLC;  
ROBERT J. JESENİK, BRIAN A. OLIVER;  
and N. SCOTT GILLIS,

Defendants.

Local Rule 7-1 Certificate

On June 6, 2018, counsel for the Receiver circulated to counsel of record, via email, a copy of this motion (and supporting declaration and proposed form of order) that is substantially the same as this filed version. The conferral requested that counsel respond by 12:00 noon Pacific Time on June 13, 2018, as to whether their clients object or consent to the motion. As of the time of filing this motion, the undersigned had received no consents and no objections.

MOTION

Ronald F. Greenspan, the duly appointed Receiver<sup>1</sup> for the Receivership Entity moves the Court under LR 3-7(c) to have Exhibit 1 (the "Exhibit") to the Receiver's Motion (1) to Lift Stay for Limited Purpose, and (2) For Authority to Initiate Litigation (the "Motion") filed under seal. A copy of the proposed Exhibit is submitted herewith. Pursuant to the Final Receivership Order, the Receiver may not initiate litigation without authority from this Court. (Final Receivership Order, ¶ 20).

The Exhibit to be attached to the Motion contains information concerning loan debt owed by particular parties to various Receivership Entities. If that information is not sealed the

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<sup>1</sup> Capitalized terms not otherwise defined in this Motion shall have the meaning ascribed to them in the April 14, 2016, Order Appointing Receiver ("Final Receivership Order"). [Dkt. 156].

Receiver believes that its disclosure could (1) impede his ability to negotiate the highest and best return for the Receivership Entity (and thereby avoid the cost, delay and uncertainty that would accompany litigation over the debts owed), and (2) harm the perceived or actual value of the Receivership Entity claims listed on the Exhibit, thereby potentially lowering the return the Receivership Entity, and its creditors and investors.

If the Receiver does not resolve the above-described claims without resorting to litigation, then the identities of the obligors, the relevant Receivership Entities, and the amounts owing may be disclosed in such litigation.

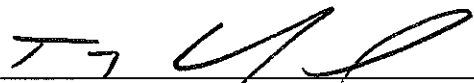
This Motion is supported by the records and files herein, and the Declaration of Ronald F. Greenspan submitted herewith.

Dated this 13th day of June, 2018.

Respectfully submitted,

SCHWABE, WILLIAMSON & WYATT, P.C.

By:

  
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