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*Attorneys for Receiver for Defendants*

*Aequitas Management, LLC; Aequitas Holdings, 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,

v.

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

No. 3:16-cv-00438-JR

***PROPOSED ORDER (1) APPROVING  
FORM AND MANNER OF NOTICE  
REGARDING APPROVAL OF PROPOSED  
DISTRIBUTION PLAN AND PONZI  
DETERMINATION, (2) APPROVING  
PROCEDURES AND DEADLINES, (3)  
SETTING A HEARING, AND FOR  
RELATED RELIEF***



ROBERT J. JESENİK; BRIAN A. OLIVER;  
and N. SCOTT GILLIS,

Defendants.

Upon consideration of the Receiver's Motion for Order (1) Approving Form and Manner of Notice Regarding Approval of Proposed Distribution Plan and Ponzi Determination, (2) Approving Procedures and Deadlines; (3) Setting a Hearing, and for Related Relief (the "Procedures Motion")<sup>1</sup>, any responses or objections to the Procedures Motion, and any reply in support of the Procedures Motion, this Court finds that: the relief requested in the Procedures Motion is in the best interests of the Receivership Estate,<sup>2</sup> known Claimants, and other parties in interest; notice of the Procedures Motion was good and sufficient under the particular circumstances and that no other or further notice need be given; and based upon the record herein and after due deliberation it is hereby **ORDERED THAT:**

1. The Procedures Motion is granted in its entirety.
2. The Notice is approved substantially in the form attached as Exhibit A to the Procedures Motion.
3. Objections Overruled. All objections not withdrawn or resolved by this Order are overruled in all respects.
4. The Court hereby establishes the following dates for the following events:
 

December 31, 2019	Deadline for the Receiver to file the Plan Distribution Motion, requesting Court approval of the proposed distribution plan and determining the existence of the Ponzi Scheme
January 20, 2020	Deadline for the Receiver to mail the Notice by first class mail to investors and other parties in interest, as provided in the

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<sup>1</sup> Dkt # 785.

<sup>2</sup> Capitalized terms not defined herein shall have the meaning ascribed to them in the Motion.

Procedures Motion

February 20, 2020 Deadline to file with the Court and serve written responses or objections to the Receiver's Distribution Plan Motion on counsel for the Receiver at:

Troy Greenfield  
Lawrence R. Ream  
SCHWABE WILLIAMSON & WYATT  
1211 SW 5th Ave., Suite 1900  
Portland, OR 97204

March 20, 2020 Deadline for the Receiver to file his reply to written responses or objections to the Distribution Plan Motion

5. The hearing on the Distribution Plan Motion, including the Receiver's request for a Ponzi determination, is hereby scheduled for \_\_\_\_\_, 2020, at \_\_\_\_\_.m. (Pacific time.

6. The Receiver's Distribution Plan Motion shall be available for review: from (i) the Claims Agent's website (<http://www.AequitasClaims.com>), and (ii) the Receiver's website ([www.kccllc.net/aequitasreceivership](http://www.kccllc.net/aequitasreceivership)) not later than January 20, 2020.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

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United States Magistrate Judge Jolie A. Russo

Submitted by:

SCHWABE, WILLIAMSON & WYATT, P.C.

By: /s/ Alex Poust  
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