Docket #0859 Date Filed: 11/2/2020

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

Defendants.

No. 3:16-cy-00438-JR

SUPPLEMENTAL AFFIDAVIT OF SERVICE RE: DOCKET NOS. 852, 853, 854 & 855

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Page 1 - SUPPLEMENTAL AFFIDAVIT OF SERVICE RE DOCKET NOS. 852, 853, 854 & 855

Attorneys at Law Pacwest Center 1211 SW 5th Ave., Suite 1900

SCHWABE, WILLIAMSON & WYATT, P.C.

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

| mile. | |
|-------------------------------------|---------------------------|
| SECURITIES AND EXCHANGE COMMISSION, | Case No. 3:16-cv-00438-JR |
| Plaintiff, | |
| v. AEQUITAS MANAGEMENT, LLC, ET AL. | Ref. Docket Nos. 852-855 |
| Defendants. | |
| | 1 |

SUPPLEMENTAL AFFIDAVIT OF SERVICE

| STATE OF NEW YORK |) | |
|--------------------|---|------|
| |) | ss.: |
| COUNTY OF NEW YORK |) | |

PANAGIOTA MANATAKIS, being duly sworn, deposes and says:

- 1. I am employed as a Senior Case Manager, by Epiq Corporate Restructuring, LLC, located at 777 Third Avenue, New York, NY 10017. I am over the age of eighteen years and am not a party to the above-captioned action.
- 2. On October 29, 2020, I caused to be served the following:
 - a. "Receiver's Motion for Order (1) Approving Compromises of Claims, (2) Approving and Authorizing Performance of Settlement Agreements, (3) Entering Claims Bars, and (4) Removing a Receivership Entity and an Extended Entity," dated October 22, 2020 [Docket No. 852],
 - b. "Declaration of Ronald F. Greenspan in Support of Receiver's Motion for Order (1) Approving Compromises of Claims, (2) Approving and Authorizing Performance of Settlement Agreements, (3) Entering Claims Bars, and (4) Removing a Receivership Entity and an Extended Entity," dated October 22, 2020 [Docket No. 853],
 - c. "[Proposed] Findings, Recommendations, and Order (1) Approving Compromises of Claims, (2) Approving and Authorizing Performance of Settlement Agreements, (3) Entering Claims Bars, and (4) Removing a Receivership Entity and an Extended Entity," dated October 22, 2020 [Docket No. 854],

- d. "[Proposed] Limited Judgement as to the Professional Firms and the Terrell Parties, Including Permanent Injunctions," dated October 22, 2020 [Docket No. 855], and
- e. "Notice of Receiver's Motion for Order (1) Approving Compromises of Claims, (2) Approving and Authorizing Performance of Settlement Agreements, (3) Entering Claims Bars, and (4) Removing a Receivership Entity and an Extended Entity," a sample of which is annexed hereto as Exhibit A,

by causing true and correct copies to be enclosed securely in separate postage prepaid envelopes and delivered via overnight mail to those parties listed on the annexed <u>Exhibit B</u>.

3. All envelopes utilized in the service of the foregoing contained the following legend: "LEGAL DOCUMENTS ENCLOSED. PLEASE DIRECT TO THE ATTENTION OF ADDRESSEE, PRESIDENT OR LEGAL DEPARTMENT."

/s/ Panagiota Manatakis Panagiota Manatakis

Sworn to before me this 29th day of October, 2020 /s/ Cassandra Murray

Notary Public, State of New York No. 01MU6220179 Qualified in Queens County Commission Expires April 12, 2022

EXHIBIT A

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

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

VS.

AEQUITAS MANAGEMENT, LLC, ET AL,

Defendants.

No. 3:16-cv-00438-JR

NOTICE OF RECEIVER'S MOTION FOR ORDER (1) APPROVING COMPROMISES OF CLAIMS, (2) APPROVING AND AUTHORIZING PERFORMANCE OF SETTLEMENT AGREEMENTS, (3) ENTERING CLAIMS BARS, and (4) REMOVING A RECEIVERSHIP ENTITY AND AN EXTENDED ENTITY

You are receiving this Notice and related pleadings because, on October 22, 2020, the Receiver filed a motion requesting, amongst other relief, that the Court enter a limited judgment enjoining you and others from asserting any Contribution Claims against (1) certain Professional Firms that served various Aequitas corporate entities as well as (2) Patrick Terrell and related individuals and entities.

Copies of the Receiver's Motion for Order (1) Approving Compromises of Claims, (2) Approving and Authorizing Performance of Settlement Agreements, (3) Entering Claims Bars, and (4) Removing a Receivership Entity and an Extended Entity ("Motion to Approve Settlements") and related pleadings are enclosed for your review.

FURTHER ACTION?

You need not take any further action if you agree to the relief requested by the Receiver, specifically including entry of a limited judgment enjoining you from asserting any Contribution Claims against (1) certain Professional Firms that served various Aequitas corporate entities as well as (2) Patrick Terrell and related individuals and entities.

If you wish to support, oppose, or otherwise respond to the Receiver's Motion to Approve Settlements, you must do so by no later than November 5, 2020. To comply with that deadline, you must both:

(a) Serve a copy of your written support, opposition or other response, if any, on counsel for the Receiver at:

Troy Greenfield Alex Poust SCHWABE WILLIAMSON & WYATT 1211 SW 5th Ave., Suite 1900 Portland, OR 97204

(b) File the original of your written support, opposition or other response, if any, with the United States District Court, District of Oregon, Portland Division, located at 1000 SW Third Ave., Portland, OR 97204.

The Receiver will thereafter file and serve his reply to any written support, oppositions, or other responses. If no opposition is filed, the Court may enter an order approving the motion without further notice to you. If oppositions are filed and remain unresolved by agreement of the affected parties, the Court may schedule a hearing to consider those unresolved issues before the Honorable Judge Jolie A. Russo, at the United States District Court, District of Oregon, Portland Division, 1000 SW Third Ave., Portland, OR 97204.

EXHIBIT B

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SERVICE LIST

| Recipient | Address Information |
|--|---------------------|
| DONNA MILES | ADDRESS REDACTED |
| MIRAE ASSET WEALTH MANAGEMENT (USA) INC. | ADDRESS REDACTED |
| VANCLEF FINANCIAL GROUP | ADDRESS REDACTED |

Total count 3