

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT

CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

CHARLES P. COPELAND,
COPELAND WEALTH
MANAGEMENT, A FINANCIAL
ADVISORY CORPORATION,
AND COPELAND WEALTH
MANAGEMENT, A REAL
ESTATE CORPORATION,

Defendants.

CASE NO. 11-cv-08607-R-DTB

**ORDER APPROVING
SETTLEMENT BETWEEN THE
RECEIVER AND SBMS 2000-C3
LANDMARK CENTER, LLC**

Date: September 16, 2013

Time: 10:00 a.m.

Ctrm: 8, 2nd Floor

Judge: Hon. Manuel L. Real

At the above time and date, the Court convened for the purpose of hearing the Motion for Order Approving Settlement Between the Receiver and SBMS 2000-C3 Landmark Center, LLC.

The Court, having considered the Motion for Order Approving Settlement Between the Receiver and SBMS 2000-C3 Landmark Center, LLC and supporting documentation by Mulvaney Barry Beatty Linn & Mayers, LLP ("Mulvaney Barry"), counsel for Thomas C. Hebrank ("Receiver"), the court-appointed Permanent Receiver for Copeland Wealth Management, a Financial Advisory Corporation, Copeland Wealth Management, a Real Estate Corporation, and their subsidiaries and

1 affiliates including, but not limited to, Copeland Properties 18, LP (“CP18”),
2 and any opposition thereto, and good cause appearing therefor,

3 IT IS HEREBY ORDERED as follows:

4 1. The settlement by and between the Receiver and SBMS 2000-
5 C3 Landmark Center, LLC (“SBMS”), evidenced by that certain
6 Settlement Agreement and Mutual Release dated August 5, 2013
7 (“Agreement”), attached as **Exhibit “B”** to the Declaration of the Receiver
8 in Support of Motion for Order Approving Settlement Between the
9 Receiver and SBMS (“Hebrank Declaration”), is approved;

10 2. The Escrow Agent, Republic Commercial Title Company of
11 Florida, LLC, is hereby ordered to disburse the funds being held in escrow
12 pursuant to that certain Escrow Agreement dated December 6, 2012,
13 attached as **Exhibit “A”** to the Hebrank Declaration, as follows:

- 14 a. The amount of \$385,000.00 shall be disbursed to SBMS;
- 15 and
- 16 b. The remaining amount in escrow, in the amount of
- 17 \$212,114.36, or such greater amount as may exist by
- 18 reason of accrued interest, shall be paid to the Receiver,
- 19 on behalf of CP18.

20 **IT IS SO ORDERED.**

21 **Dated: ___ Oct. 4, 2013 ___**

22 

23 **Judge, United States District Court**

24 Submitted by:

25 MULVANEY BARRY BEATTY LINN & MAYERS LLP

26 By: /s/ John H. Stephens

27 Attorneys for Thomas C. Hebrank, Permanent Receiver

28 HEBCO.100.503772.1