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8 **UNITED STATES DISTRICT COURT**

9 **SOUTHERN DISTRICT OF CALIFORNIA**

10 SECURITIES AND EXCHANGE
COMMISSION,

11 Plaintiff,

12 vs.

13 LOUIS V. SCHOOLER and FIRST
14 FINANCIAL PLANNING
CORPORATION d/b/a WESTERN
15 FINANCIAL PLANNING
CORPORATION,

16 Defendants.

Case No. 12 CV 2164 GPC JMA

**PLAINTIFF'S STATEMENT OF
NON-OPPOSITION TO THIRD
INTERIM FEE APPLICATIONS OF
RECEIVER & ALLEN MATKINS
LECK GAMBLE MALLORY; AND
FIRST INTERIM FEE
APPLICATION OF DUFFY,
KRUSPODIN & COMPANY, LLP**

Date: August 16, 2013

Time: 1:30 p.m.

Ctrm: 9

Judge: Hon. Gonzalo P. Curiel

**NO ORAL ARGUMENT UNLESS
REQUESTED BY THE COURT**

1 Plaintiff Securities and Exchange Commission (“SEC”) files this Statement
2 of Non-Opposition to the Third Interim Fee Applications of the Receiver Thomas
3 C. Hebrank (Dkt. No. 197), and his counsel, Allen Matkins Leck Gamble Mallory
4 & Natsis LLP (Dkt. No. 198), which were filed on June 5, 2013, as well as to the
5 First Interim Fee Application of Duffy, Kruspodin & Company, LLP, tax
6 accountants for the Receiver (Dkt. No. 202), which was filed June 14, 2013.
7

8 Dated: August 2, 2013

Respectfully submitted,

9
10 /s/ Sara D. Kalin
11 Sara D. Kalin
12 Attorney for Plaintiff
13 Securities and Exchange Commission
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PROOF OF SERVICE

I am over the age of 18 years and not a party to this action. My business address is:

U.S. SECURITIES AND EXCHANGE COMMISSION, 5670 Wilshire Boulevard, 11th Floor, Los Angeles, California 90036-3648

Telephone No. (323) 965-3998; Facsimile No. (323) 965-3908.

On August 5, 2013, I caused to be served the document entitled **PLAINTIFF'S STATEMENT OF NON-OPPOSITION TO THIRD INTERIM FEE APPLICATIONS OF RECEIVER & ALLEN MATKINS LECK GAMBLE MALLORY; AND FIRST INTERIM FEE APPLICATION OF DUFFY, KRUSPODIN & COMPANY, LLP** on all the parties to this action addressed as stated on the attached service list:

OFFICE MAIL: By placing in sealed envelope(s), which I placed for collection and mailing today following ordinary business practices. I am readily familiar with this agency's practice for collection and processing of correspondence for mailing; such correspondence would be deposited with the U.S. Postal Service on the same day in the ordinary course of business.

PERSONAL DEPOSIT IN MAIL: By placing in sealed envelope(s), which I personally deposited with the U.S. Postal Service. Each such envelope was deposited with the U.S. Postal Service at Los Angeles, California, with first class postage thereon fully prepaid.

EXPRESS U.S. MAIL: Each such envelope was deposited in a facility regularly maintained at the U.S. Postal Service for receipt of Express Mail at Los Angeles, California, with Express Mail postage paid.

HAND DELIVERY: I caused to be hand delivered each such envelope to the office of the addressee as stated on the attached service list.

UNITED PARCEL SERVICE: By placing in sealed envelope(s) designated by United Parcel Service ("UPS") with delivery fees paid or provided for, which I deposited in a facility regularly maintained by UPS or delivered to a UPS courier, at Los Angeles, California.

ELECTRONIC MAIL: By transmitting the document by electronic mail to the electronic mail address as stated on the attached service list.

E-FILING: By causing the document to be electronically filed via the Court's CM/ECF system, which effects electronic service on counsel who are registered with the CM/ECF system.

FAX: By transmitting the document by facsimile transmission. The transmission was reported as complete and without error.

I declare under penalty of perjury that the foregoing is true and correct.

Date: August 5, 2013

/s/ Sara D. Kalin
Sara D. Kalin

