

1 DAVID R. ZARO (BAR NO. 124334)
TED FATES (BAR NO. 227809)
2 ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP
3 501 West Broadway, 15th Floor
San Diego, California 92101-3541
4 Phone: (619) 233-1155
Fax: (619) 233-1158
5 E-Mail: dzaro@allenmatkins.com
tfates@allenmatkins.com

6 Attorneys for Receiver
7 THOMAS C. HEBRANK

8 **UNITED STATES DISTRICT COURT**
9 **SOUTHERN DISTRICT OF CALIFORNIA**

10
11 SECURITIES AND EXCHANGE
COMMISSION,

12 Plaintiff,

13 v.

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

17 Defendants.
18

Case No. 3:12-cv-02164-GPC-JMA

**RECEIVER'S FIFTH INTERIM
REPORT**

Ctrm.: 9
Judge: Hon. Gonzalo P. Curiel

19
20
21
22
23
24
25
26
27
28

1 Thomas C. Hebrank ("Receiver"), Court-appointed receiver for First Financial
2 Planning Corporation d/b/a Western Financial Planning Corporation ("Western"),
3 and other specifically listed entities (collectively, "Receivership Entities"), submits
4 this Fifth Interim Report on his activities. This report should be read in conjunction
5 with the Receiver's four prior interim reports, Docket Nos. 27, 49, 80 and 184. This
6 report focuses on the Receiver's activities during the second quarter of 2013.

7 **I. EXECUTIVE SUMMARY**

8 The Receiver has continued his work to preserve and protect the assets of the
9 Receivership Entities, including conducting an investigation as necessary to
10 identify, marshal and preserve assets. Pursuant to the Court's orders, the Receiver
11 substantially completed the forensic accounting of Western and the General
12 Partnerships ("GPs"). Part one of the Receiver's Forensic Accounting Report was
13 filed on April 18, 2013. Docket No. 182. Part two will be filed in the near future.

14 On August 18, 2013, the Court entered an Order (1) Granting in Part and
15 Denying in Part Defendants' Motion to Modify Preliminary Injunction Order;
16 (2) Declining to Approve the Receiver's Report and Recommendations Regarding
17 Valuation of Real Estate Assets of Receivership Entities, and (3) Granting
18 Receiver's Motion for Authority to Pursue Claims Against LinMar Borrowers
19 ("August 18, 2013 Order"). The Receiver has met with the remaining Western
20 personnel, including the partnership administrators, and has begun steps to
21 implement the August 18, 2013 Order, including permitting the partnership
22 administrators to resume operational billing for the GPs. As instructed, the Receiver
23 will file the proposed information packet for investors no later than September 6,
24 2013.

25
26
27
28

1 **II. SUMMARY OF RECEIVER'S ACTIVITIES**

2 The Receiver's primary focus since his appointment has been on identifying,
3 marshalling and preserving the Receivership Entities' assets. These activities fall
4 into the following general categories:

5 **A. Business Operations**

6 The Receiver has continued to operate the Receivership Entities, carry out
7 Western's traditional duties with regard to the GPs, and reduce Western's operating
8 expenses. Western's payroll has been significantly reduced (it no longer has any
9 salaried employees; the three remaining employees are being paid on an hourly
10 consulting basis), it no longer pays rent to LVS III (an entity controlled by
11 Mr. Schooler) for its limited use of the premises located at 5186 Carroll Canyon
12 Road, San Diego, and it no longer pays legal expenses (other than as approved by
13 the Court in connection with the receivership).

14 Western's two main sources of income - sales of GP ownership units and
15 infusions of capital from Mr. Schooler - no longer exist. As the Receiver advised,
16 the reduction in expenses and sale of Western assets was only a short term solution
17 to Western's cash crisis. Nevertheless, the Receiver has managed to continue to
18 make payments on mortgages secured by GP properties and will continue to make
19 all such payments as cash is available.

20 **B. Asset Investigation & Recovery**

21 The Receiver has investigated various assets reflected on Western's books and
22 records, including the following:

23 **Notes Payable from LinMar Entities.** As discussed in prior reports,
24 Western's books and records reflect that it made loans to LinMar Management, Inc.,
25 LinMar Shaw, LLC, LinMar III, LLC, LinMar IV, LLC and approximately
26 16 LinMar Tacoma entities (collectively, "LinMar Borrowers"). All of the loans
27 have matured. The aggregate amount owing on the notes is approximately
28

1 \$1.266 million. With the exception of the LinMar Tacoma loan, the loans are all
2 unsecured.

3 The Receiver issued a demand to the LinMar Borrowers for full payment of
4 the loans and also issued subpoenas to the LinMar Borrowers and Mr. Schooler
5 seeking documents relevant to his investigation of the loans. Mr. Schooler produced
6 a small portion of the documents requested in the subpoenas. Mr. Schooler made a
7 proposal for repayment of the loans with various restrictions on how the funds could
8 be used. The Receiver sent a counter-proposal to Mr. Schooler's counsel on
9 April 24, 2013. No response to the counter-proposal has been received.

10 On May 23, 2013, the Receiver filed a Motion for Authority to Pursue Claims
11 Against LinMar Borrowers ("LinMar Motion"). Defendants filed an opposition to
12 the LinMar Motion on June 21, 2013, and the Receiver filed his reply on July 19,
13 2013. The LinMar Motion was granted by order entered on August 18, 2013. The
14 Receiver is preparing to file complaints against the LinMar Borrowers and will
15 report to the Court any reasonable settlement offers from the LinMar Borrowers.

16 **Automobiles.** As noted above, the Court authorized the Receiver to sell the
17 two automobiles owned by Western. Docket No. 180. The Receiver sold the
18 1998 Lexus to Mr. Schooler for \$12,000. The 2008 Lexus was sold by auction on
19 June 7, 2013 and the net sale proceeds were \$34,280.

20 **Gold Coins.** The Court also authorized the Receiver to sell the gold coins
21 owned by Western. Docket No. 180. The Receiver determined it would be best to
22 sell the coins in batches over time. The Receiver has completed all sales of the gold
23 coins. The total sale proceeds were \$43,290.

24 **Furniture, Fixtures and Equipment.** Western owns the furniture, fixtures
25 and equipment located at the 5186 Carroll Canyon Road premises it leases from
26 LVS III. In July 2013, the Receiver learned from the broker who had listed the
27 property for sale that the property was in escrow. Mr. Schooler's counsel confirmed
28 the property was in escrow and stated the sale is schedule to close in late August.

1 Accordingly, on July 23, 2013, the Receiver filed an Ex Parte Application for
2 (A) Authority to Sell Office Furniture and Equipment, and (B) Establish New Work
3 Place for Remaining Employees. The Ex Parte Application was granted on
4 August 6, 2013. Docket No. 465.

5 **III. PENDING LITIGATION**

6 There are several pending lawsuits and FINRA arbitrations in which one or
7 more of the Receivership Entities are parties. Initially, the Receiver, with the
8 assistance of counsel, advised the applicable courts and parties of the TRO,
9 including the provision therein restraining and enjoining litigation against the
10 Receivership Entities. The Receiver has since provided updates to the courts and
11 parties regarding the status of this case and the receivership.

12 One of the pending lawsuits involves four of the GPs and the real estate they
13 own. This lawsuit, which is pending in state court in Storey County, Nevada,
14 involves the condemnation of a portion of the GP property by Sierra Pacific Power
15 Company, a public utility company ("Sierra Pacific"). Although Sierra Pacific
16 successfully condemned the relevant portion of the property and paid approximately
17 \$4.4 million to the applicable GPs as compensation, an appeal is pending and Sierra
18 Pacific has now sought to abandon the condemned property and obtain return of the
19 funds. Approximately \$515,000 of the \$4.4 million was used to pay legal,
20 engineering and appraisal costs associated with the litigation. The vast majority of
21 the remaining \$3.9 million was distributed to the general partners of the four GPs
22 involved.

23 Subject to Court approval, the Receiver and Sierra Pacific reached a
24 settlement of the lawsuit. Accordingly, on July 16, 2013, the Receiver filed his
25 Motion for Approval of Settlement with Sierra Pacific Power. Docket No. 256. The
26 motion was taken under submission by the Court on August 12, 2013. Docket
27 No. 468.

28

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

IV. RECEIPTS AND DISBURSEMENTS

Attached hereto as Exhibit A is a summary of the receipts and disbursements for the Receivership Entities for the period April 1, 2013 through June 30, 2013. Attached as Exhibit B is a statement of revenue and expenditures for Western for the quarter ending June 30, 2013. There were no transactions for Real Asset Locators, Inc. during the quarter ending June 30, 2013. These statements were prepared on a cash basis by Western personnel.

V. INVESTOR COMMUNICATIONS

The Receiver has continued to update his website, www.ethreadvisors.com, with his reports, briefs filed by the parties that pertain directly to the receivership, and Court orders. The Receiver and his staff have responded to numerous inquiries from investors and other interested parties and have updated the Frequently Asked Questions section of the Receiver's website to address common questions and themes in correspondence from investors. Investors are reminded of the importance of informing the Receiver of any change in their address.

VI. THE COURT'S AUGUST 18, 2013 ORDER

As noted above, the Receiver has met with the remaining Western personnel, including the partnership administrators, and has begun steps to implement the August 18, 2013 Order, including permitting the partnership administrators to resume operational billing for the GPs. The Receiver is working with the partnership administrators to make sure they will have access to records and electronic data necessary for administering the GPs once they are released from the receivership. The Receiver has been advised by the partnership administrators that they will be moving to new office space shared with Louis Schooler and the LinMar entities. The one remaining Western employee will be relocated to an executive office space located in the UTC area.

As instructed, the Receiver will file the proposed information packet for investors no later than September 6, 2013.

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

VII. CONCLUSION

Based on the foregoing, the Receiver requests approval of this Fifth Interim Report and his recommendations discussed above.

Dated: August 30, 2013

ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP

By: /s/ Ted Fates
TED FATES
Attorneys for Receiver
THOMAS C. HEBRANK

EXHIBIT INDEX

Exhibit A	Summary of Receipts and Disbursements for the Receivership Entities for the Period April 1, 2013 through June 30, 2013	9
Exhibit B	Statement of Revenue and Expenditures for Western for Quarter Ending June 30, 2013	12

EXHIBIT A

EXHIBIT A

**SUMMARY OF THE RECEIPTS AND DISBURSEMENTS FOR THE RECEIVERSHIP ENTITIES
(APRIL 1, 2013 - JUNE 30, 2013)**

Bank Name	Opening Balance		Ending Balance				
	Jan	Jan	Feb	March	April	May	June
GP BANK ACCOUNTS:							
ABL Partners	30,009.78	29,909.78	29,033.18	28,490.83	27,638.94	26,937.44	27,087.44
Antelope Springs Partners	727.36	327.36	19,623.58	17,192.56	15,164.13	16,871.71	16,895.94
Big Ranch Partners	2,732.80	2,632.80	18,135.27	17,013.15	18,584.57	19,412.64	19,412.64
BLA Partners	25,237.85	24,579.87	24,183.41	13,476.60	13,786.05	922.09	899.76
Borderland Partners	23,686.13	23,483.21	23,165.24	11,741.17	8,366.17	183.67	183.67
Bratton View Partners	7,239.06	4,014.73	3,533.68	2,311.00	444.33	33.33	183.33
Cactus Ridge Partners	72,402.28	71,192.57	69,807.46	66,940.51	65,730.80	64,903.05	62,621.38
Carson Valley Partners	10,412.17	10,312.17	9,959.93	9,053.20	8,765.70	8,557.70	8,557.70
Checkered Flag Partners	1,775.53	1,675.53	1,362.85	112.93	90.60	753.88	431.55
Comstock Partners	45,900.81	45,033.57	43,863.72	41,872.43	40,882.46	39,059.49	38,169.52
Crystal Clearwater Partners	101,416.72	96,043.27	96,330.75	96,653.28	89,924.13	87,305.98	88,314.83
Dayton View Partners	46,621.48	46,521.48	46,251.68	45,205.53	44,855.53	43,485.53	43,485.53
Desert View Partners	78,539.44	77,357.09	76,051.98	72,159.41	72,877.50	70,914.39	68,551.98
Eagle View Partners	285,443.10	268,646.01	274,771.56	279,358.13	244,916.52	249,092.47	255,691.34
F-86 Partners	66,066.00	66,066.00	66,066.00	66,066.00	66,066.00	66,066.00	66,066.00
Fairway Partners	53,828.27	53,728.27	53,471.91	52,447.55	52,097.55	50,601.55	50,601.55
Falcon Heights Partners	299,986.90	286,623.35	291,070.54	290,068.08	260,226.86	268,501.47	268,501.47
Free Trade Partners	5,435.87	5,037.58	4,771.74	4,331.50	2,879.89	854.12	854.12
Frontage 177 Partners	72,409.41	66,718.52	67,421.91	67,998.46	57,751.88	58,831.32	58,831.32
Galena Ranch Partners	126,144.98	125,786.41	125,297.24	124,101.58	123,743.01	122,971.44	122,712.87
Gila View Partners	35,811.72	35,013.13	33,647.70	30,192.32	29,279.67	29,833.89	26,984.83
Gold Ridge Partners	193,176.18	193,076.18	192,775.15	191,865.61	191,761.61	188,395.36	187,940.04
Grand View Partners	221,466.79	221,366.79	221,050.17	220,102.69	219,998.69	216,632.44	215,521.12
Green View Partners	57,251.85	57,151.85	56,899.97	55,892.83	55,542.83	54,079.83	54,079.83
Heavenly View Partners	8,507.16	8,407.16	8,157.52	7,168.83	6,881.33	6,628.33	6,628.33
Hidden Hills Partners	5,636.84	4,658.06	4,293.53	4,190.96	937.12	443.43	443.43
High Desert Partners	103,043.47	96,582.34	97,665.97	98,586.63	89,886.55	87,241.42	88,391.25
Highway 50 Partners	90,608.40	89,673.87	88,645.63	87,395.47	86,544.39	81,058.80	83,545.23
Hollywood Partners	1,464.23	1,364.23	1,034.44	729.69	607.36	1,302.52	1,080.19
Honey Springs Partners	11,531.92	11,381.92	10,894.07	10,486.97	4,981.76	526.41	526.41
Horizon Partners	14,642.49	12,810.70	12,155.03	7,921.16	6,321.16	183.04	183.04
International Partners	10,305.68	10,155.68	9,481.69	8,906.69	4,729.99	1,602.15	1,602.15
Jamul Meadows Partners	9,268.39	9,118.39	8,839.49	8,446.25	5,192.41	4,669.41	4,669.41
Lahontan Partners	137,364.99	136,371.55	133,193.61	131,768.73	130,900.47	131,060.09	128,357.95
Las Vegas Partners	28,265.49	28,315.49	28,315.49	28,315.49	28,315.49	28,315.49	28,315.49
Lyons Valley Partners	5,195.93	4,595.93	5,148.35	4,665.12	1,411.28	150.04	150.04
Mesa View Partners	113,756.17	113,063.74	114,972.58	113,699.94	112,691.87	109,608.13	106,077.32
Mex-Tec Partners	44,830.74	44,730.74	44,441.90	43,303.48	42,451.59	41,748.09	41,748.09
Mohawk Mountain Partners	92,363.79	91,583.96	90,795.13	89,332.65	88,571.03	87,649.51	86,698.45
Mountain View Partners	60,346.42	59,354.39	58,202.64	55,515.98	55,327.26	54,286.23	52,939.66
Nevada View Partners	48,935.96	49,665.34	49,410.10	41,967.08	40,057.85	40,109.14	35,494.39
Night Hawk Partners	333,130.60	325,535.87	328,270.95	331,473.02	305,984.23	308,913.27	312,029.73
North Springs Partners	88,488.64	87,864.60	87,002.88	85,263.96	84,444.35	81,606.74	81,054.04
Ocotillo View Partners	82,265.89	81,552.83	80,683.41	78,571.90	78,376.00	77,069.94	76,002.34
Orange Vista Partners	109,455.88	109,102.53	108,572.02	107,279.39	106,926.04	104,311.69	104,208.34
Osprey Partners	354,050.91	351,394.60	353,721.24	355,933.19	336,071.71	326,983.13	329,931.18
P-39 Aircobra Partners	162,693.17	163,762.73	164,646.81	165,445.52	152,881.08	153,265.64	154,885.20
P-40 Warhawk Partners	179,908.27	174,571.06	176,040.53	177,505.20	165,304.04	165,993.83	168,056.62
Painted Desert Partners	35,108.15	34,008.98	32,829.04	30,278.77	29,229.43	28,582.44	25,934.21
Par Four Partners	55,921.07	55,821.07	55,564.71	55,130.27	54,780.27	52,660.27	52,660.27
Park Vegas Partners	3,167.50	3,117.50	2,177.11	2,051.00	2,001.00	495.00	495.00
Pecos Partners	159,638.41	157,012.14	157,254.15	157,385.04	150,926.77	141,323.50	141,797.23
Pine View Partners	13,926.90	13,826.90	13,598.54	12,699.58	12,412.08	12,164.08	12,164.08
Production Partners	18,538.63	18,438.63	18,148.18	10,530.36	8,473.36	200.36	127.70
Prosperity Partners	4,853.39	4,683.16	3,916.25	2,568.78	2,306.96	195.28	195.28
Pueblo Partners	125,291.20	118,827.35	119,912.45	120,838.16	109,932.93	110,077.40	111,590.87
Pyramid Highway 177 Partners	50,915.01	50,947.37	51,036.89	50,973.74	46,125.76	45,132.68	45,469.60
Rail Road Partners	126,701.03	126,034.70	123,409.13	121,517.20	120,776.33	118,264.48	117,623.61
Rainbow Partners	33,408.81	31,577.02	31,456.21	11,940.55	8,840.55	155.55	155.55
Rawhide Partners	89,430.61	88,580.11	89,531.93	88,643.21	87,535.30	84,663.75	82,761.48
Redfield Heights Partners	127,913.84	127,497.97	125,537.67	124,830.93	124,379.64	122,581.03	120,844.61
Reno Partners	295.94	295.94	339.98	1,792.78	8,544.97	7,272.51	7,272.51
Reno View Partners	408.82	408.82	306.22	1,806.85	2,614.34	2,625.18	2,625.18
Reno Vista Partners	592.23	592.23	505.31	1,009.07	4,940.58	4,459.87	4,459.87
Road Runner Partners	117,031.85	121,895.62	120,593.27	119,117.56	118,183.56	115,954.75	114,746.33
Rolling Hills Partners	223,786.40	223,786.40	223,444.76	222,938.46	222,834.46	218,918.21	217,885.89
Rose Vista Partners	105,406.51	103,797.01	102,647.31	101,365.23	100,350.61	98,168.99	97,254.37
Santa Fe View Partners	94,326.47	86,162.09	88,671.63	91,061.90	75,252.37	79,848.61	79,848.61

Bank Name	Opening Balance	Ending Balance					
Sierra View Partners	21,436.37	21,336.37	21,103.53	20,748.33	20,460.83	19,712.83	19,712.83
Silver City Partners	37,685.62	37,191.92	36,527.30	35,668.91	34,580.21	33,272.51	32,878.81
Silver State Partners	14,372.26	14,312.26	14,383.50	13,608.67	13,548.67	12,519.67	12,519.67
Sky View Partners	234,585.04	234,485.04	234,152.60	233,680.41	233,576.41	229,660.16	229,063.84
Snow Bird Partners	53,481.19	51,869.69	50,795.63	49,618.76	48,664.10	46,833.44	45,524.24
Sonora View Partners	114,678.42	113,996.36	113,091.82	112,012.70	110,006.15	107,248.54	108,270.22
Spanish Springs View Partners	3,900.31	15,268.13	21,678.67	25,157.18	26,633.64	25,747.11	26,479.89
Spruce Heights Partners	136,247.93	135,566.22	134,710.23	133,696.58	133,076.23	129,010.88	128,657.44
Steamboat Partners	100,208.43	99,408.34	98,487.73	97,475.40	96,675.31	94,946.22	94,246.13
Storey County Partners	47,958.59	47,785.45	47,542.53	46,170.50	45,720.00	44,156.86	43,529.00
SunTec Partners	14,158.97	13,710.67	13,421.11	8,793.64	7,292.03	262.26	262.26
Tecate South Partners	1,677.22	1,527.22	1,238.78	790.58	640.58	283.58	283.58
Twin Plant Partners	16,223.58	15,523.58	15,542.14	15,708.04	15,542.14	361.39	411.39
Valley Vista Partners	8,960.38	9,018.38	8,547.24	7,063.47	5,339.95	416.95	416.95
Via 188 Partners	5,313.89	4,830.58	5,565.64	4,922.76	3,421.15	924.20	924.20
Victory Lap Partners	14,664.31	14,564.31	14,208.67	8,707.80	8,585.47	149.63	127.30
Vista Del Sur Partners	124,617.40	123,125.42	121,591.88	117,945.48	118,474.81	114,998.11	113,753.41
Vista Tecate Partners	2,928.28	2,885.35	1,994.91	780.40	630.40	869.44	569.44
Wild Horse Partners	(327.96)	10,868.47	15,566.43	23,999.22	27,134.22	28,336.63	28,838.81
Clearwater Bridge, LLC	439.93	5,138.38	4,129.53	2,995.68	7,156.08	6,047.23	5,038.38
Eagle View Partners, LLC	10,772.98	26,209.22	18,030.21	8,626.70	41,323.50	25,170.98	25,170.98
F-86, LLC	500.00	500.00	375.00	50.00	50.00	50.00	50.00
Falcon Heights Partners, LLC	4,251.39	15,629.83	9,072.52	2,150.96	28,137.20	20,590.64	14,058.83
Frontage 177, LLC	(299.00)	4,972.18	3,733.11	2,104.29	9,756.52	7,677.70	5,659.13
High Desert Shadow, LLC	1,055.11	6,612.32	4,744.53	2,076.74	9,697.90	7,280.11	5,412.32
Night Hawk Partners, LLC	5,854.88	12,421.09	7,187.30	1,563.76	23,898.92	17,174.88	11,941.09
Osprey Pescador, LLC	9,767.96	10,085.03	5,852.10	1,229.42	19,086.14	13,362.96	9,130.03
P-39 Aircobra, LLC	11,004.33	8,867.53	6,730.73	4,593.93	12,637.88	10,501.08	8,364.28
P-40 Warhawk, LLC	3,025.22	7,962.43	5,899.64	3,836.85	12,184.76	8,059.18	8,059.18
Pueblo Partners, LLC	2,148.68	8,082.98	6,017.24	3,951.50	12,239.46	8,586.53	6,287.13
Pyramid Highway 177, LLC	6,795.75	5,998.77	5,201.79	4,404.81	7,767.73	6,195.75	5,398.77
Santa Fe View, LLC	3,505.14	11,180.17	11,180.17	6,651.74	17,840.03	12,399.42	8,437.33
The Pecos Partnership, LLC	3,527.02	4,989.67	3,902.32	2,814.97	7,514.37	5,164.83	3,843.81
Total GP Bank Accounts	6,361,566.30	6,341,149.60	6,336,218.90	6,180,600.27	6,096,905.84	5,861,642.90	5,814,830.96

Fernley I, LLC	9.42	86.06	87.70	964.34	840.98	17.62	94.26
P51 LLC	1,007.03	398.80	723.18	1,941.21	1,155.86	582.14	513.10
Santa Fe Venture	50.52	116.88	8.24	74.60	8.24	9,294.98	32.91
SFV II, LLC	2,702.16	4,667.54	2,064.98	1,994.10	1,123.22	2,681.16	981.46
WFPC - Corp	67,770.62	35,443.21	37,589.17	57,993.35	37,589.17	97,057.02	25,898.11
WFPC - Business	(18,749.44)	0.00	0.00	(27,798.01)	0.00	0.00	0.00
WFPC - Payroll	0.00	0.00	0.00	0.00	0.00	0.00	0.00
WFPC - MMKT	827.40	817.47	807.53	0.00			
WFPC - Special	1,964.22	1,964.22	64.22	64.22	64.22	64.22	64.22
WFPC - FFP	4,044.33	1,646.95	596.40	14.10	370.51	1,809.47	627.26
WFPC - Las Vegas Prop Tax	1,771.53	1,771.53	1,771.53	1,771.53	1,771.53	1,771.53	1,771.53
WSCC, LLC	55,737.78	89,586.44	71,534.09	109,968.97			
Corp.	4,044.33	4,044.33	4,044.33	4,044.33			
Total WFPC Bank Accounts	121,179.90	140,543.43	119,291.37	151,032.74	42,923.73	113,278.14	29,982.85
Total All Bank Accounts	6,482,746.20	6,481,693.03	6,455,510.27	6,331,633.01	6,139,829.57	5,974,921.04	5,844,813.81

Note: Beginning balance differs slightly from amount in Initial Receiver's Report due to 1) inclusion/exclusion of certain bank accounts, and 2) timing differences on cash vs. book balances.

EXHIBIT B

EXHIBIT B

FIRST FINANCIAL PLANNING DBA WESTERN FINANCIAL PLANNING
STATEMENT OF REVENUE AND EXPENDITURES
(3 MONTHS ENDED 6/30/2013)

INCOME	
Interest Income	113,934.48
Interest Income Bank Accts	0.00
Commissions	1,127.65
TOTAL INCOME	115,062.13
EXPENSES	
PAYROLL EXPENSE	
Salary	346.26
Outside Temp Services	90,623.23
Insurance	-2,367.00
TOTAL PAYROLL EXPENSE	88,602.49
OFFICE EXPENSE	
Subscriptions & Forms	0
Licenses	822.50
Membership dues	50
Storage	1210.69
Utilities	1856.13
Telephone	3323.35
Computer Expense	3430.72
Equipment Lease Postage Meter	450.37
Copier Supplies & Maintenance	809.47
Postage	4000
Express Couriers	84.49
Office Expense	55
Office Supplies	75.51
Kitchen Supplies Admin SD	8.14
TOTAL OFFICE EXPENSE	16,176.37
GENERAL OPERATING EXPENSE	
Partnership Related Expenses	-1,393.98
Legal General General	1,803.00
Consulting	0.00
Insurance Liability General	3,651.25
Insurance Land General	1,776.00
Interest Expense General	77,694.54
Bank Service Charges General	0.00
Fees and Finance Charges	1,254.97
Depreciation	10,662.00
Taxes Property	2,502.42
Taxes California Franchise General	-6,000.00
Capital Gain Income/Loss General	-264.90
TOTAL GENERAL EXPENSE	91,685.30
TOTAL EXPENSE	196,464.16
NET INCOME (LOSS)	-81,402.03

Prepared Internally

PROOF OF SERVICE

I am employed in the County of San Diego, State of California. I am over the age of eighteen (18) and am not a party to this action. My business address is 501 West Broadway, 15th Floor, San Diego, California 92101-3541.

On August 30, 2013, I served the within document(s) described as:

➤ **RECEIVER'S FIFTH INTERIM REPORT**

on the interested parties in this action by:

BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF"): the foregoing document(s) will be served by the court via NEF and hyperlink to the document. On August 30, 2013, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the email addressed indicated below:

- Philip H. Dyson - phildysonlaw@gmail.com; jldossegger2@yahoo.com; phdtravel@yahoo.com
- Edward G. Fates - tfates@allenmatkins.com; bcrfilings@allenmatkins.com; jbatiste@allenmatkins.com
- Eric Hougen - eric@hougenlaw.com
- Sara D. Kalin - kalins@sec.gov
- Sam S Puathasnanon - puathasnanons@sec.gov; irwinma@sec.gov; cavallones@sec.gov
- Edward P. Swan, Jr - pswan@jonesday.com; dpippin@jonesday.com

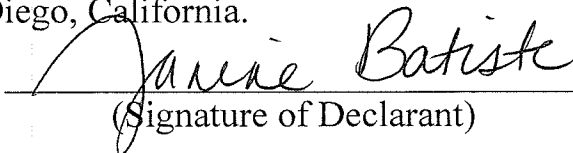
BY MAIL: I placed a true copy of the document in a sealed envelope or package addressed as indicated on the attached Service List on the above-mentioned date in San Diego, California for collection and mailing pursuant to the firm's ordinary business practice. I am familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day in the ordinary course of business. I am aware that on motion of party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

BY OVERNIGHT DELIVERY: I deposited in a box or other facility regularly maintained by an overnight courier service, or delivered to a courier or driver authorized by said express service carrier to receive documents, a true copy of the foregoing document(s) in sealed envelopes or packages designated by the express service carrier, addressed as indicated in the attached service list on the above-mentioned date, with fees for overnight delivery paid or provided for.

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

Executed on August 30, 2013, at San Diego, California.

Janine L. Batiste
(Type or print name)


(Signature of Declarant)