

1 Timothy P. Dillon, Esq. (SBN 190839)  
2 **DILLON GERARDI HERSHBERGER MILLER & AHUJA, LLP**  
3 5872 Owens Avenue, Suite 200  
4 Carlsbad, California 92008  
5 Telephone: (858) 587-1800  
6 Facsimile: (858) 587-2587  
7 E-Mail: [tdillon@dghmalaw.com](mailto:tdillon@dghmalaw.com)

8 Attorneys for ALEX HAUA, et al.

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10 **UNITED STATES DISTRICT COURT**  
11 **SOUTHERN DISTRICT OF CALIFORNIA**

12 SECURITIES AND EXCHANGE  
13 COMMISSION,

14 Plaintiff,

15 v.

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

19 Defendants.

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

**NOTICE OF PARTIAL JOINDER TO  
INVESTORS' MOTION FOR AN ORDER  
DIRECTING THE RECEIVER TO PROVIDE  
AN ACCOUNTING OR IN THE  
ALTERNATIVE FOR AN AUDIT OF THE  
RECEIVERSHIP BY AN INDEPENDENT  
ACCOUNTANT**

Ctrm: 2D  
Judge: Hon. Gonzalo P. Curiel

1 The Investor Group<sup>1</sup> files this notice of partial joinder to and hereby partially joins in the  
 2 Investors' Motion for an Order Directing The Receiver to Provide an Accounting Or In the Alternative  
 3 for Audit of the Receivership by An Independent Accountant (Doc. # 1258) (the "Motion"). The instant  
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 6 <sup>1</sup> The Intervening Investors are comprised of 149 individual and entities who have invested in the various general partnerships  
 7 that are subject to the receivership. The Intervening Investors include: Randall R. Alessi SEP IRA, Cheri A. Alguire, Cheri  
 8 A. Alguire IRA, Elena Amaya, Oscar Amaya, Jodi Pickering, Dana Anenberg, Linda Armas IRA, Emily J. Averill, Kent &  
 9 Susan Averill, jointly, Kevin B. Bacon & Karin Bacon Co-Trustees of The Bacon Family Trust, Peter J. Barnett, Kathleen  
 10 A. Becker Revocable Trust, Frank A. Bendrick, Patricia A. Bendrick, Simon Bibeau SEP IRA, James C. Boore IRA, Regina  
 11 S. Boore 401(k), Boore Family Trust, Ed & Irene Brabant, Edward H. Brabant SEP IRA, Surinder Brar, Larry Breedlove  
 12 IRA, Larry C. & Karen K. Breedlove Trustees of the Breedlove Family Trust, Gregory & Kathleen Brown, Megan Brown,  
 13 Megan Brown Trust dated 10/1/1991, Thomas & Susan Brown 2001 Trust, Thomas & Susan Brown, Trustees, William &  
 14 Linda Bruno, Patricia C. Buza IRA, Anita L. Byrum, Thomas P. Carlow, Patricia Carras, Patricia Carras Trust, Robert J.  
 15 Chastanet IRA, Robert J. & Rachel I Chastanet, Takayuki & Tomoko Chubachi, Takayuki & Tomoko Chubachi Revocable  
 16 Trust dated Feb. 26, 2008, James Cody, Sheryl Cody, Anthony M. Colangelo, Robert J. Collins and Deborah L. Collins  
 17 Revocable Trust, Carol Comer Beneficiary IRA, The Michael E. Comer & Carol Comer Revocable Trust, Kimberly A.  
 18 Croke, Brad & Carolyn Curtis, Brad Curtis, Brad Curtis IRA, The Curtis Family Trust, Brad & Carolyn Curtis Trustees,  
 19 Sohalia Daniel, Christopher J. and Eileen L. Davis, Matthew DeLine 401k Plan, Matthew DeLine IRA, Matthew DeLine,  
 20 DeLine Family Trust, William J. Deline IRA, David DeMarais, Mary Doan, Cynthia Dorney, Cynthia Dorney Roth IRA,  
 21 Cynthia Dorney Trustee of the Ahumada Family Trust dated 10/23/2000, Richard & Cynthia Dorney, Michele Dortch, Roger  
 22 & Susan Engle, Roger Engle, Lisa S. Faulk, Letitia Fleming, Katherine Goforth Roth IRA, Steven Goldman, Green Family  
 23 Trust, Shawn T. Green, Timothy & Bessie Green, Michael Greenberg, Jon Gunter, Pattie Gunter, Terry Hagen, Susan E.  
 24 Harrington, Mikale Associates, Inc., Alejandro & Terri Haua, Reyna M. Haua, James R. Hettinger, Spirit At Work, Inc., Ho  
 25 Trust Dated 10/10/2007, Tjung-Ling Ho, Roselynn Ho Trustees, David Hopkins, Richard Howe, John Huang, Priscilla  
 26 Huang, Mike J. & Linda J. Idacavage, Mike J. & Linda J. Idacavage IRA, Mike J. Idacavage, Ned Iguchi Trust, Johnson  
 27 Family Trust, Angelique Judd, Christopher & Angelique Judd, Della June, Robert A. Kaminski, Ronald Karp, Roth IRA,  
 28 Ruey Ken, Punita Khanna IRA, Richard & Julia Koeneke, Pamela S. Ryan & Jeff LaDouceur IRA, Cindy LaDouceur IRA,  
 Jeff & Cindy LaDouceur, Thomas E. Larson, Cheryl Layman, Taekyun Lee & Melina Stafford, Taekyun Lee, Gene Lin,  
 Gene Lin & Ruey Ken, Kevin T. & Karon C. Lingle, Karon C. Lingle IRA, Lucy Morgan & Steve LoCicero, Steven  
 LoCicero, Melissa Lopez IRA, Anita C. Lorr, IRA, Eric & Anita Lorr, Eric Lorr, IRA, Paul David & Nicole Kathleen Losey,  
 Charles J. Lozinger, Charles J. Lozinger & Tike K. Lozinger, Chris & Sue Lupo, Trustees, Chris & Sue Lupo, Jamie Lupo  
 (Sison), Chris Lupo, Sue Lupo, Bruce K. Marquez, Bruce K. Marquez & Rose Marquez, Tom W. & Rosita B. McGowan,  
 Elbert A. McLaren & Luzviminda T. McLaren, Trustees of McLaren Family Trust dated 4/8/2008, Elbert McLaren, IRA,  
 Luzviminda T. McLaren, IRA, Chris A. Mekata, Stephen A. Mitchell, Stephen N. Morrill & Maria T. Morrill, Stephen N.  
 Morrill, Jennifer Morris, William F. Morris, Kathleen E. Nagy, Salvador L. Paleo, Rosa I Paleo, Salvador L. Paleo, Rosa I  
 Paleo, Trustees of the Paleo Family Trust Dated 11/20/2001, Joanne Pasqueretta IRA, Robert & Joanne Pasqueretta, Martel  
 Pellerin, Phyllis Pilgrim, David R. Powell, JoAnne Powell, Gary A. Powell, Gary A. Powell & Tonya J. Powell, Tonya J.  
 Powell, Ronald W. Purcell IRA, William E. Quackenbush, William E. Quackenbush Roth IRA, Elizabeth L. Ray, Reed  
 Family Trust, Robert E. & Elaine H. Richardson, Daniel Richter, Daniel Richter, Ken Robinson, Joseph J. Rousseau,  
 Jane Sanders IRA, Richard & Jane Sanders, Louis Serianni, Steven R. Shuey & Kristine J. Shuey, Trustees of Shuey Family  
 Trust dated Jan. 12, 2008, Dana P. Smith, Stephen & Nancy Smith Family Trust, Stephen J. Smith SEP IRA, Jeffrey L. &  
 Cecilia M. Snyder, Jeffrey L. Snyder Roth IRA, Scott Snyder & Mary Weickgeuant, Scott Snyder, IRA, Marc Sorgatz, Cathy  
 C. Spatuzzi, Cathy C. Spatuzzi & Michael A. Spatuzzi; Trustees of Spatuzzi Family Trust, Roland & Anne Staeb, Roland  
 Staeb IRA, Anne L. Staeb IRA, The Staeb Family Trust dated 10/7/1999, Roland & Anne Staeb Trustees, Roland Staeb Roth  
 IRA, Nelson Stephens, Gerald Stranak, IRA, Adam Sun, John Swanson, Sylvester Family Living Trust, Richard & Sharon  
 Sylvester Trustees, Natalie Sylvester Pestrex, Anthony Sylvester, Richard Sylvester Roth IRA, Sharon Sylvester Roth IRA,  
 Istvan & Veronika Szinai, Istvan Szinai IRA, Michael Taetzsch, Patrick Teel, Cynthia A. Teply IRA, John & Cynthia A.  
 Teply, Joe Toledo, Kenny & Leslie Tung, Inder Verma, Jenny Wang, Sharon E. Warren Trust, Alan & Gail Whetsine, Daryl  
 & Debra White, Richard Wodiske DDS Inc. Defined Contribution Plan, Richard Wodiske Trustee, Wodiske Family Trust,  
 Richard & Laurie Wodiske Trustees, Tom & Marilyn Wong, Stacy Woodward, Oren Z. & Brandi Zaslansky, Zaslansky  
 Revocable Trust, (collectively, the "Intervening Investors").

1 joinder is designated as “partial” and the Investor Group does not join solely to the extent the motion  
2 advocates for a “Two-Tier” distribution of assets held by the GPs. The Investor Group has separately  
3 advocated for distribution of assets pursuant to the “one pot” approach promoted by the Receiver. The  
4 Investor Group does join in and agrees with the Motion in all other respects.

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6 Dated: April 29, 2016

Respectfully submitted,  
DILLON GERARDI HERSHBERGER  
MILLER & AHUJA, LLP

7  
8 s/ Timothy P. Dillon  
9 Timothy P. Dillon, Esq.  
10 Attorney for ALEX HAUA, et al.

**CERTIFICATE OF SERVICE**

I am employed in the County of San Diego, State of California, am over the age of 18 and not a party to the within action. My business address is DILLON GERARDI HERSHBERGER MILLER & AHUJA, LLP, 5872 Owens Avenue, Suite 200, Carlsbad, CA 92008. I am readily familiar with the firm's practice of collection and processing of correspondence for mailing.

On April 29, 2016, I caused to be served the following documents described as:

- **NOTICE OF PARTIAL JOINDER TO INVESTORS' MOTION FOR AN ORDER DIRECTING THE RECEIVER TO PROVIDE AN ACCOUNTING OR IN THE ALTERNATIVE FOR AN AUDIT OF THE RECEIVERSHIP BY AN INDEPENDENT ACCOUNTANT**

**(BY ELECTRONIC FILING)** I am familiar with the United States District Court, Southern District of California's practice for collecting and processing electronic filings. Under that practice, documents are electronically filed with the Court. The Court's CM/ECF system will generate a Notice of Electronic Filing (NEF) to the filing party, the assigned judge, and any registered users in the case. The NEF will constitute service of the document. Registration as a CM/ECF user constitutes consent to electronic service through the Court's transmission facilities. Under said practice, the following CM/ECF user(s) were served:

**Gary J Aguirre**  
[gary@aguirrelawapc.com](mailto:gary@aguirrelawapc.com), [maria@aguirrelawapc.com](mailto:maria@aguirrelawapc.com)

**Lynn M. Dean**  
[deanl@sec.gov](mailto:deanl@sec.gov), [larofiling@sec.gov](mailto:larofiling@sec.gov), [berryj@sec.gov](mailto:berryj@sec.gov), [irwinma@sec.gov](mailto:irwinma@sec.gov), [cavallones@sec.gov](mailto:cavallones@sec.gov)

**Philip H Dyson**  
[phildysonlaw@gmail.com](mailto:phildysonlaw@gmail.com), [jldossegger2@yahoo.com](mailto:jldossegger2@yahoo.com), [phdtravel@yahoo.com](mailto:phdtravel@yahoo.com)

**Edward G Fates**  
[tfates@allenmatkins.com](mailto:tfates@allenmatkins.com), [bcrfilings@allenmatkins.com](mailto:bcrfilings@allenmatkins.com), [jholman@allenmatkins.com](mailto:jholman@allenmatkins.com)

**Susan Graham**  
[gary@aguirrelawapc.com](mailto:gary@aguirrelawapc.com)

**Eric Hougen**  
[eric@hougenlaw.com](mailto:eric@hougenlaw.com)

**Sara D. Kalin**  
[kalins@sec.gov](mailto:kalins@sec.gov), [irwinma@sec.gov](mailto:irwinma@sec.gov)

Dated: April 29, 2016

s/ Ronnielyn Abrera  
Ronnielyn Abrera