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10 Attorneys for Receiver
11 THOMAS C. HEBRANK

12 **UNITED STATES DISTRICT COURT**
13 **SOUTHERN DISTRICT OF CALIFORNIA**

14
15 SECURITIES AND EXCHANGE
COMMISSION,

16 Plaintiff,

17 v.

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

21 Defendants.
22

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

**NOTICE OF RECEIPT OF
QUALIFIED OVERBID
REGARDING MOTION FOR
(A) APPROVAL OF SALE OF
SANTA FE PROPERTY, AND
(B) AUTHORITY TO PAY
BROKER'S COMMISSION**

Date: July 17, 2020
Time: 1:30 p.m.
Ctrm.: 2D
Judge: Hon. Gonzalo P. Curiel

23
24 **TO THE HONORABLE COURT, ALL PARTIES, AND THEIR**
25 **COUNSEL OF RECORD:**

26 **PLEASE TAKE NOTICE** that Thomas C. Hebrank ("Receiver"), the Court-
27 appointed receiver for First Financial Planning Corporation d/b/a Western Financial
28 Planning Corporation ("Western"), its subsidiaries and the General Partnerships

1 listed in Schedule 1 to the Preliminary Injunction Order entered on March 13, 2013
2 (collectively, "Receivership Entities"), hereby submits this Notice of Receipt of
3 Qualified Overbid Regarding Motion for (A) Approval of Sale of Santa Fe Property,
4 and (B) Authority to pay Broker's Commission ("Motion").

5 In his Motion, the Receiver proposed a deadline for submission of qualified
6 overbids for the Santa Fe Property no later than June 22, 2020. The Receiver posted
7 the sale motion on the receivership website www.ethreadvisors.com (see the "SEC
8 Case Docs" tab), published notice of the sale in the Santa Fe New Mexican¹ as
9 required by 28 U.S.C. section 2002, and has, through his broker, continued to
10 market the property and notify potential purchasers about the opportunity to submit
11 an overbid and the proposed deadline to do so. As a result, one qualified overbid
12 was received.

13 The Receiver, through his broker, has obtained the consent of the original
14 buyer and the qualified overbidder to conduct the live auction via Zoom call on
15 June 25, 2020 at 1:30 p.m. Once the auction has been completed, the Receiver will
16 file a notice of the auction results and request that the sale to the winning bidder be
17 approved.

18
19 Dated: June 23, 2020

ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP

By: /s/ Edward Fates

EDWARD G. FATES
Attorneys for Receiver
THOMAS C. HEBRANK

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27 ¹ The memorandum of points and authorities in support of the Motion
28 inadvertently stated that the notice of sale would be published in the Yuma Sun.
The notice was actually published in the Santa Fe New Mexican, which is a
newspaper of general circulation in the area surrounding the Santa Fe Property as
required by 28 U.S.C. section 2002.