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

10
11 **SECURITIES AND EXCHANGE**
12 **COMMISSION,**

13 **Plaintiff,**

14 **vs.**

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

20 **Defendants.**

Case No. 12 CV 2164 GPC JMA

PLAINTIFF’S STATEMENT OF
SUPPORT OF THE RECEIVER’S
MOTION FOR AUTHORITY TO
MAKE SECOND INTERIM
DISTRIBUTION TO HOLDERS OF
ALLOWED CLAIMS

Dkt. No. 1714

Date: June 21, 2019
Time: 1:30 p.m.
Ctrm: 2D
Judge: Hon. Gonzalo P. Curiel

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1 Plaintiff Securities and Exchange Commission (“SEC”) hereby files this
2 Statement of Support for the Receiver’s Motion to Make a Second Interim
3 Distribution. (Dkt. No. 1714). The SEC has reviewed the motion and is familiar
4 with the facts set forth therein. The payment of an interim distribution to injured
5 investors of \$6 million with a holdback of \$2.1 million to cover operating expenses,
6 administrative expenses, and a reasonable contingency reserve appears to be both
7 reasonable in light of the current posture of this matter and in the best interest of
8 investors. Accordingly, the SEC supports the Receiver’s motion.

9
10 Dated: April 22, 2019

Respectfully submitted,

11
12 /s/ Lynn M. Dean

Lynn M. Dean

Sara D. Kalin

Attorneys for Plaintiff

Securities and Exchange Commission

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,
444 S. Flower Street, Suite 900, Los Angeles, California 90071
Telephone No. (323) 965-3998; Facsimile No. (213) 443-1904.

On April 22, 2019, I caused to be served the document entitled **PLAINTIFF’S STATEMENT OF SUPPORT OF THE RECEIVER’S MOTION FOR AUTHORITY TO MAKE SECOND INTERIM DISTRIBUTION TO HOLDERS OF ALLOWED CLAIMS** 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.

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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: April 22, 2019

/s/ Lynn M. Dean

Lynn M. Dean

1 ***SEC v. Louis V. Schooler, et al.***
2 **United States District Court—Southern District of California**
3 **Case No. 12 CV 2164 GPC JMA**

4 **SERVICE LIST**

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From: efile_information@casd.uscourts.gov
Sent: Monday, April 22, 2019 11:52 AM
To: efile_information@casd.uscourts.gov
Subject: Activity in Case 3:12-cv-02164-GPC-JMA Securities and Exchange Commission v. Schooler et al
Non Opposition to Motion

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U.S. District Court

Southern District of California

Notice of Electronic Filing

The following transaction was entered by Dean, Lynn on 4/22/2019 at 11:52 AM PDT and filed on 4/22/2019

Case Name: Securities and Exchange Commission v. Schooler et al

Case Number: [3:12-cv-02164-GPC-JMA](#)

Filer: Securities and Exchange Commission

Document Number: [1716](#)

Docket Text:

NON Opposition re [1714] MOTION for Authority to Make Second Interim Distribution to Holders of Allowed Claims filed by Securities and Exchange Commission. (Dean, Lynn)

3:12-cv-02164-GPC-JMA Notice has been electronically mailed to:

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