

1 ALLEN MATKINS LECK GAMBLE  
MALLORY & NATSIS LLP  
2 DAVID R. ZARO (BAR NO. 124334)  
865 South Figueroa Street, Suite 2800  
3 Los Angeles, California 90017-2543  
Phone: (213) 622-5555  
4 Fax: (213) 620-8816  
E-Mail: dzaro@allenmatkins.com

5 ALLEN MATKINS LECK GAMBLE  
MALLORY & NATSIS LLP  
6 EDWARD G. FATES (BAR NO. 227809)  
One America Plaza  
7 600 West Broadway, 27th Floor  
8 San Diego, California 92101-0903  
Phone: (619) 233-1155  
9 Fax: (619) 233-1158  
E-Mail: tfates@allenmatkins.com

10 Attorneys for Receiver  
11 THOMAS HEBRANK

12 UNITED STATES DISTRICT COURT  
13 CENTRAL DISTRICT OF CALIFORNIA

14  
15 SECURITIES AND EXCHANGE  
COMMISSION,

16 Plaintiff,

17 v.

18 PACIFIC WEST CAPITAL GROUP,  
19 INC.; ANDREW B CALHOUN IV;  
PWCG TRUST; BRENDA CHRISTINE  
20 BARRY; BAK WEST, INC.; ANDREW B  
CALHOUN JR.; ERIC CHRISTOPHER  
21 CANNON; CENTURY POINT, LLC;  
MICHAEL WAYNE DOTTA; and  
22 CALEB AUSTIN MOODY (dba SKY  
STONE),

23 Defendants.  
24  
25  
26  
27  
28

Case No. 2:15-cv-02563-FMO (FFMx)

**AMENDED ORDER GRANTING  
MOTION [153] AND  
AUTHORIZING THE RECEIVER  
TO:**

**(A) ENGAGE PORTFOLIO  
MANAGEMENT AND  
VALUATION CONSULTANT;**

**(B) TERMINATE MILLS,  
POTOCZAK & COMPANY; AND**

**(C) USE PWCG TRUST RESERVE  
FUNDS TO COVER UNFUNDED  
PREMIUM PAYMENTS FOR AN  
ADDITIONAL FIVE MONTHS**

Ctrm.: 6D  
Judge: Hon. Fernando M. Olguin

1 The Court, having considered the motion of Thomas C. Hebrank  
2 ("Receiver"), Court-appointed receiver for PWCG Trust for authority to (a) engage a  
3 portfolio management and valuation consultant; (b) terminate Mills, Potoczak &  
4 Company; and (c) use PWCG Trust reserve funds to cover unfunded premium  
5 payments for an additional five months ("Motion"), and good cause appearing  
6 therefor, hereby orders as follows:

7 1. The Motion is granted.

8 2. The Receiver is authorized to engage ITM Twentyfirst, Inc. on the  
9 terms and conditions described in the Motion and the proposed servicing contract  
10 attached to the Declaration of Thomas C. Hebrank as Exhibit B.

11 3. The Receiver is authorized to terminate the management services of  
12 Mills, Potoczak & Company ("MPC") as trustee of PWCG Trust, but allow MPC to  
13 continue in its role as Trustee of PWCG Trust, to be paid on an hourly basis for its  
14 post-receivership work, subject to Court approval of the actual fees and costs.

15 4. The Receiver is authorized to use existing reserve funds held by PWCG  
16 Trust to make Unfunded Premium Payments, as defined in the Motion, that come  
17 due during the months of June through October 2018.

18 5. The stay of legal proceedings and other legal actions contained in  
19 Section VI of the Judgment as to Defendant PWCG Trust (Dkt. No. 145) is hereby  
20 extended to ITM Twentyfirst, Inc. for all work performed and services provided to  
21 PWCG Trust or the receivership estate.

22  
23 Dated: May 29, 2018

24 

---

Hon. Fernando M. Olguin  
Judge, United States District Court  
25  
26  
27  
28