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9 | **UNITED STATES DISTRICT COURT**  
 10 | **NORTHERN DISTRICT OF CALIFORNIA**  
 11 | **SAN FRANCISCO DIVISION**

12 | SECURITIES AND EXCHANGE COMMISSION,  
 13 |                   Plaintiff,  
 14 |            vs.  
 15 | RUSSELL FAUST,  
 16 |                   Defendant.

Case No. C-98-0197

**[PROPOSED] ORDER GRANTING  
 SECURITIES AND EXCHANGE  
 COMMISSION'S ADMINISTRATIVE  
 APPLICATION TO DISBURSE FUNDS PAID  
 INTO THE COURT BY DEFENDANT  
 RUSSELL FAUST TO THE UNITED STATES  
 TREASURY**

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1                    ~~—[PROPOSED]~~ ORDER TO DISBURSE FUNDS PAID INTO THE COURT BY  
2                    DEFENDANT RUSSELL FAUST TO THE UNITED STATES TREASURY

3                    Plaintiff Securities and Exchange Commission (the “Commission”) filed an Application for  
4 an Order directing that the funds paid into the Court by defendant Russell Faust, pursuant to the Final  
5 Judgment of Permanent Injunction and Other Legal and Equitable Relief, entered on May 26, 1998,  
6 be disbursed to the United States Treasury.

7                    Good cause appearing from the Commission’s papers, it is therefore ordered that the Clerk of  
8 the Court shall disburse to the United States Treasury the \$197,285 deposited into the Court’s  
9 registry, along with the interest that has accrued to date on that deposit (less allowable administrative  
10 fees), which totaled approximately \$266,367 as of September 3, 2008.

11                    The Clerk of the Court is further authorized to issue a check (or make other payment by wire)  
12 to:

13                    Office of Financial Management  
14                    Securities and Exchange Commission  
15                    Operations Center  
16                    6432 General Green Way, Mail Stop 0-3,  
17                    Alexandria, Virginia 22312

18                    The payment shall be accompanied by a letter or other notice indicating that it is made pursuant to  
19 this Order in this case.

20                    **IT IS SO ORDERED.**

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24 Dated:            November 24, 2008

25                      
26                    United States District Judge