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13
 14 **IN THE UNITED STATES DISTRICT COURT**
 15 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
 16 **SAN FRANCISCO DIVISION**

17	UNITED STATES OF AMERICA,)	
18)	
19	Plaintiff,)	E-Filing
20)	
21	v.)	Civil Case No. C06 3879 SC
22)	
23	ALTOTECH, II L.P.,)	Date:
24)	Time:
25)	Room:
26)	
27	Defendant.)	

28 **ORDER APPROVING AND CONFIRMING THE FINAL RECEIVER’S REPORT,**
TERMINATING THE RECEIVERSHIP AND DISCHARGING THE RECEIVER FOR
ALTOTECH II, L.P.

29 This matter came before this Court upon the Motion by the United States Small Business
 30 Administration as Receiver (“the Receiver”) for AltoTech II. L.P. (“AltoTech II”) for entry of
 31 an order approving and confirming the Final Receiver’s Report for the period July 1, 2006
 32

1 through August 24, 2010, terminating the receivership and discharging the Receiver. After
2 careful consideration and this Court having been duly advised as to the merits,

3 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT:**

4 1. The Receiver's Motion is granted in its entirety;

5 2. The Final Receiver's Report for the period July 1, 2006 through August 24, 2010
6 and the acts, transactions and receipts and disbursements of funds reported therein, are hereby
7 approved and confirmed.
8

9 3. This Court confirms that the Receiver has complied with the Orders of the Court
10 dated June 21, 2006 ("Receivership Order") and July 30, 2010 ("Wind-Up Order") as more fully
11 described in the Receiver's Motion and Memorandum.
12

13 4. Control of AltoTech II shall be unconditionally transferred and returned to its
14 General Partner c/o Gloria Wahl, upon notification of entry of this Order.

15 5. The stay and injunction imposed by paragraphs seven and eight of the
16 Receivership Order are hereby lifted.
17

18 6. All claims against and obligations of (a) AltoTech II, (b) the AltoTech II
19 Receivership estate, (c) the AltoTech II Receiver and its current and former agents and attorneys,
20 arising from or relating in any way to the Receivership shall be discharged upon notification of
21 entry of this Final Order.
22

23 7. The AltoTech II receivership is hereby terminated, SBA is discharged as
24 Receiver, and the SBA, its employees, officers, agents, contractors, attorneys, and any other
25 person who acted on behalf of the Receiver, are hereby discharged and released from any and all
26 claims, obligations and liabilities arising from or relating to the activities, conduct or
27
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1 management and operation of AltoTech II and the AltoTech II receivership estate upon
2 notification of entry of this Final Order.

3 8. A copy of this Final Order shall be served upon the General Partner of AltoTech
4 II upon notification of entry of the Final Order.

5 9. A copy of this Order, containing notice of the transfer of control of AltoTech II,
6 shall be served upon the appropriate federal and state tax offices, the California Secretary of
7 State and upon the registered agents for service of process.

8 SO ORDERED this 4th day of Oct., 2010 PURSUANT TO STIPULATION OF THE
9 PARTIES.
10

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12 

13 _____
14 THE HONORABLE SAMUEL CONTI
15 UNITED STATES DISTRICT COURT JUDGE

16 APPROVED AS TO FORM AND CONTENT:
17

18
19 /s/ Arlene P. Messinger
20 ARLENE P. MESSINGER
21 Attorney for Defendant, SBA as Receiver for
22 Prospero Ventures, LP

23 /s/ Edwin L. Joe
24 EDWIN L. JOE
25 Special Assistant U. S. Attorney
26 Attorney for Plaintiff, United States of America
27
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