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

12 SECURITIES AND EXCHANGE COMMISSION,

Case No. 12-cv-1258 MMC

13 Plaintiff,

ORDER APPROVING

14 v.

STIPULATION AND ~~[PROPOSED]~~ ORDER
 TO CONTINUE TRIAL DATE

15 FRANK MAZZOLA,
 16 FELIX INVESTMENTS, LLC, and
 FACIE LIBRE MANAGEMENT
 ASSOCIATES, LLC,

Current Trial Date: January 21, 2014
 Time: 9:00 a.m.
 Place: Courtroom 7, 19th Floor

17 Defendants.
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1 Plaintiff Securities and Exchange Commission (the “Commission”) and defendants Frank
2 Mazzola, Felix Investments, LLC, and Facie Libre Management Associates, LLC (collectively, the
3 “Defendants”) have entered into the following stipulation and ask the Court to enter the Proposed
4 Order continuing the trial date, as follows:

5 1. Defendants have submitted to the Commission a signed offer to settle this matter. If
6 accepted by the Commission and entered by the Court, Defendants’ offer of settlement would resolve
7 the claims in this matter entirely. The Commission’s undersigned counsel will recommend that the
8 Commission accept Defendants’ offer of settlement.

9 2. The Commission, as a public agency, follows a process for consideration of such
10 offers that Commission’s counsel estimates will require approximately six to eight weeks to
11 complete.

12 3. Selection of the jury in this matter is scheduled for January 16, 2014, and trial is
13 scheduled to begin on January 21, 2014.

14 4. The Commission and the Defendants believe it is in their best interests, and in the
15 interest of efficiency and judicial economy, to allow the time for the Commission to consider the
16 Defendants’ settlement offer prior to a jury trial of this matter. In particular, if the Commission
17 accepts the offer, a jury trial would be unnecessary and this case would be resolved subject to this
18 Court’s approval of the parties’ settlement.

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1 THEREFORE, the parties agree and hereby request the Court to vacate the current trial
2 dates. The parties further request that the Court set a case management conference for Friday,
3 March 14, 2014 at 10:30 a.m. By that date the parties expect to be able to apprise the Court as to
4 the acceptance or rejection of the offer.

5 IT IS SO STIPULATED.

8 DATED: January 13, 2014

Respectfully submitted,

11 /s/ Robert L. Tashjian
ROBERT L. TASHJIAN

12 Attorney for Plaintiff
13 SECURITIES AND EXCHANGE COMMISSION

15 /s/ Jahan Raissi
JAHAN RAISSI


16 Attorney for Defendants
17 FRANK MAZZOLA,
18 FELIX INVESTMENTS, LLC, and
FACIE LIBRE MANAGEMENT
ASSOCIATES, LLC

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20 PURSUANT TO STIPULATION, IT IS SO ORDERED.

21 IT IS FURTHER ORDERED that the parties shall file, no later than March 7, 2014, a Joint Case Management
22 Statement.

24 Dated: January 15, 2014

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Hon. Maxine M. Chesney
United States District Judge