1	JINA L. CHOI (N.Y. Bar No. 2699718) JOHN S. YUN (Cal. Bar No. 112260)		
2	yunj@sec.gov MARC D. KATZ (Cal. Bar No. 189534)		
3	katzma@sec.gov JESSICA W. CHAN (Cal. Bar No. 247669)		
4	chanjes@sec.gov		
5	Attorneys for Plaintiff SECURITIES AND EXCHANGE COMMISSION		
6	44 Montgomery Street, Suite 2800 San Francisco, CA 94104		
7	Telephone: (415) 705-2500 Facsimile: (415) 705-2501		
8			
9			
10			
11			
12	NORTHERN DISTRICT OF CALIFORNIA		
13	SAN FRANCISCO DIVISION		
14	SECURITIES AND EXCHANGE COMMISSION, Case No. 3:16-cv-01386-EMC (JCS)		
15			
	Plaintiff,	STIPULATION FOR ORDER SETTING	
16	v.	BRIEFING AND HEARING SCHEDULE FOR RECEIVER'S MOTION TO	
		BRIEFING AND HEARING SCHEDULE	
16	v.	BRIEFING AND HEARING SCHEDULE FOR RECEIVER'S MOTION TO	
16 17	v. JOHN V. BIVONA; SADDLE RIVER ADVISORS, LLC; SRA MANAGEMENT	BRIEFING AND HEARING SCHEDULE FOR RECEIVER'S MOTION TO	
16 17 18	v. JOHN V. BIVONA; SADDLE RIVER ADVISORS, LLC; SRA MANAGEMENT ASSOCIATES, LLC; FRANK GREGORY	BRIEFING AND HEARING SCHEDULE FOR RECEIVER'S MOTION TO	
16 17 18 19	v. JOHN V. BIVONA; SADDLE RIVER ADVISORS, LLC; SRA MANAGEMENT ASSOCIATES, LLC; FRANK GREGORY MAZZOLA, Defendants, and SRA I LLC; SRA II LLC; SRA III LLC;	BRIEFING AND HEARING SCHEDULE FOR RECEIVER'S MOTION TO	
16 17 18 19 20	v. JOHN V. BIVONA; SADDLE RIVER ADVISORS, LLC; SRA MANAGEMENT ASSOCIATES, LLC; FRANK GREGORY MAZZOLA, Defendants, and SRA I LLC; SRA II LLC; SRA III LLC; FELIX INVESTMENTS, LLC; MICHELE J. MAZZOLA; ANNE BIVONA; CLEAR	BRIEFING AND HEARING SCHEDULE FOR RECEIVER'S MOTION TO	
 16 17 18 19 20 21 	v. JOHN V. BIVONA; SADDLE RIVER ADVISORS, LLC; SRA MANAGEMENT ASSOCIATES, LLC; FRANK GREGORY MAZZOLA, Defendants, and SRA I LLC; SRA II LLC; SRA III LLC; FELIX INVESTMENTS, LLC; MICHELE	BRIEFING AND HEARING SCHEDULE FOR RECEIVER'S MOTION TO	
 16 17 18 19 20 21 22 	v. JOHN V. BIVONA; SADDLE RIVER ADVISORS, LLC; SRA MANAGEMENT ASSOCIATES, LLC; FRANK GREGORY MAZZOLA, Defendants, and SRA I LLC; SRA II LLC; SRA III LLC; FELIX INVESTMENTS, LLC; MICHELE J. MAZZOLA; ANNE BIVONA; CLEAR SAILING GROUP IV LLC; CLEAR	BRIEFING AND HEARING SCHEDULE FOR RECEIVER'S MOTION TO	
 16 17 18 19 20 21 22 23 	v. JOHN V. BIVONA; SADDLE RIVER ADVISORS, LLC; SRA MANAGEMENT ASSOCIATES, LLC; FRANK GREGORY MAZZOLA, Defendants, and SRA I LLC; SRA II LLC; SRA III LLC; FELIX INVESTMENTS, LLC; MICHELE J. MAZZOLA; ANNE BIVONA; CLEAR SAILING GROUP IV LLC; CLEAR SAILING GROUP V LLC,	BRIEFING AND HEARING SCHEDULE FOR RECEIVER'S MOTION TO	
 16 17 18 19 20 21 22 23 24 	v. JOHN V. BIVONA; SADDLE RIVER ADVISORS, LLC; SRA MANAGEMENT ASSOCIATES, LLC; FRANK GREGORY MAZZOLA, Defendants, and SRA I LLC; SRA II LLC; SRA III LLC; FELIX INVESTMENTS, LLC; MICHELE J. MAZZOLA; ANNE BIVONA; CLEAR SAILING GROUP IV LLC; CLEAR SAILING GROUP V LLC,	BRIEFING AND HEARING SCHEDULE FOR RECEIVER'S MOTION TO	
 16 17 18 19 20 21 22 23 24 25 	v. JOHN V. BIVONA; SADDLE RIVER ADVISORS, LLC; SRA MANAGEMENT ASSOCIATES, LLC; FRANK GREGORY MAZZOLA, Defendants, and SRA I LLC; SRA II LLC; SRA III LLC; FELIX INVESTMENTS, LLC; MICHELE J. MAZZOLA; ANNE BIVONA; CLEAR SAILING GROUP IV LLC; CLEAR SAILING GROUP V LLC,	BRIEFING AND HEARING SCHEDULE FOR RECEIVER'S MOTION TO	

Stip. Briefing & Hearing Schedule 08755\001\7865075.v2

Civ. 3:16-cv-01386-EMC

1

STIPULATED SCHEDULE FOR MOTION TO APPROVE DISTRIBUTION PLAN

2 Counsel for plaintiff Securities and Exchange Commission ("Commission"), for defendants John V. Bivona and Saddle River Advisors, LLC ("Saddle River") and for the Receiver for the 3 receivership entities defendant SRA Management, LLC and relief defendants SRA I LLC, SRA II 4 5 LLC, SRA III LLC, Clear Sailing Group IV LLC and Clear Sailing Group V LLC, as well as third 6 party affiliated entities Felix Multi-Opportunity Fund I LLC, Felix Multi-Opportunity Fund II LLC, 7 Felix Management Associates LLC, NYPA Fund I LLC, NYPA Fund II LLC and NYPA Management Associates LLC, along with in pro per defendant Frank Gregory Mazzola and in pro per 8 9 relief defendant Michele J. Mazzola hereby submit this Stipulation for the briefing and hearing 10 schedule on the Receiver's anticipated Motion for Approval of a Distribution Plan:

The Receiver's Motion for Approval of a Distribution Plan shall be filed and served by
Thursday, June 29, 2017. A copy of the Receiver's Distribution Plan and motion papers, along with a
copy of this Stipulation and Order, shall be promptly posted on the Receiver's website for this case.
The Commission's joinder papers, if any, for the Receiver's Motion shall also be filed and served by
June 29, 2017 and then promptly posted on the Receiver's website.

All opposition papers, objections and proposed amendments to the Receiver's Motion shall be
filed and served by Thursday, July 27, 2017. Such opposition papers, objections and proposed
amendments may be filed by any party to this case, as well as by investors or creditors who believe
that they will be affected by the Distribution Plan. Investors and creditors may also file statements in
support of the Distribution Plan by July 27, 2017. All opposition papers, objections, proposed
amendments and statements in support shall be served upon the Commission and the Receiver's
counsel through email on July 27, 2017 or through hard copy delivery on July 28, 2017.

All reply papers and all proposed amendments by the Receiver or the Commission shall be
filed and served by Thursday, August 17, 2017. The Receiver and the Commission shall serve copies
of their papers upon all investors or creditors who submitted an opposition, objection or proposed
amendment. Email service is authorized if the investor or creditor provided an email address.

Stip. Hearing & Briefing Schedule 08755\001\7865075.v2

27

28

1

1	The hearing on the Receiver's Motion for Approval of a Distribution Plan shall be heard by		
2	this Court on Thursday, August 31, 2017.		
3	Dated: May 31, 2017		
4			
5	<u>John S. Yun</u> John S. Yun		
6	Attorneys for Plaintiff		
7	SECURITIES AND EXCHANGE COMMISSION		
8	<u>Jahan P. Raissi (by email authorization)</u> Jahan P. Raissi		
9	SHARTSIS FRIESE LLP Attorneys for Defendants JOHN V. BIVONA and SADDLE		
10	RIVER ADVISORS, LLC and Relief Defendant ANNE		
11	BIVONA		
12	<u>John W. Cotton (by email authorization)</u> John W. Cotton		
12	GARTENBERG, GELFAND & HAYTON LLP Attorney for the Receiver		
	SHERWOOD PARTNERS, INC. for Receivership Entities SRA MANAGEMENT, LLC, SRA I LLC,		
14	SRA II LLC, SRA III LLC, CLEAR SAILING GROUP IV		
15	LLC, CLEAR SAILING GROUP V LLC, FELIX MANAGEMENT ASSOCIATES LLC, FELIX MULTI-		
16	OPPORTUNITY FUND I LLC, FELIX MULTI-		
17	OPPORTUNITY FUND II LLC, NYPA MANAGEMENT ASSOCIATES LLC, NYPA FUND I LLC, and NYPA FUND		
18	II LLC		
19			
20	Frank G. Mazzola (by email authorization) Defendants FRANK G. MAZZOLA, in pro per		
21	Michola I. Mazzola (by email authorization)		
22	<u>Michele J. Mazzola (by email authorization)</u> Relief Defendant MICHELE J. MAZZOLA, in pro per		
23			
24			
25	ORDER SETTING SCHEDULE ON MOTION FOR DISTRIBUTION ORDER		
26	The Court hereby accepts the proposed briefing and hearing schedule for the Receiver's		
	Motion for Approval of Distribution Plan. The hearing shall be at $\frac{1:30p}{m}$ m., on Thursday, August 31,		
27			
28			

1	2017. Any party desiring to appear by telephone shall make a written request to the Court by August	st
2	28, 2017.	
3	SO ORDERED.	
4	SO ORDERED. Dated:, 2017	
5	Dated:, 2017	
6		
7	Judge Edward M. Chen	
8		
9	PRE DISTRICT OF CAM	
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25 26		
26 27		
28		