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7 CLASS COUNSEL

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 SAN JOSE DIVISION

12 JAMES RAFTON, TRUSTEE OF THE  
 JAMES AND CYNTHIA RAFTON TRUST,  
 13 et al.,

14 Plaintiffs,

15 v.

16 RYDEX SERIES FUNDS; et al.,

17 Defendants.

No. CV 10-01171 LHK

Action Filed: March 19, 2010

~~[PROPOSED]~~ ORDER AUTHORIZING  
 FURTHER PROGRESS PAYMENT TO  
 CLAIMS ADMINISTRATOR

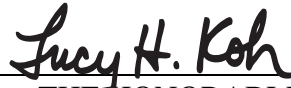
18 CLASS ACTION

1           Class Counsel’s request for authorization to approve a further payment to the Claims  
2 Administrator, the Garden City Group, Inc., from the Settlement Fund duly came before the  
3 Court for hearing on February 9, 2012. The Court has considered the request and supporting  
4 materials, and all matters presented at the February 9, 2012 hearing, and otherwise being fully  
5 informed of the proceedings, and good cause appearing therefor,

6           NOW, IT IS HEREBY ORDERED THAT:

7           1.       Class Counsel is authorized to approve a further progress payment to the Claims  
8 Administrator from the Settlement Fund in the amount of \$347,500.

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10 DATED: February 9, 2012

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13 THE HONORABLE LUCY H. KOH  
14 UNITED STATES DISTRICT JUDGE

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