

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

Case No. 8:09-cv-87-T-26TBM

ARTHUR NADEL,
SCOOP CAPITAL, LLC,
SCOOP MANAGEMENT, INC.

Defendants,

SCOOP REAL ESTATE, L.P.
VALHALLA INVESTMENT PARTNERS, L.P.,
VALHALLA MANAGEMENT, INC.
VICTORY IRA FUND, LTD,
VICTORY FUND, LTD,
VIKING IRA FUND, LLC,
VIKING FUND, LLC, AND
VIKING MANAGEMENT,

Relief Defendants.

**NOTICE OF FILING AMENDED EXHIBITS B & I TO RECEIVER'S UNOPPOSED
MOTION TO (1) APPROVE DETERMINATION AND PRIORITY OF CLAIMS, (2)
POOL RECEIVERSHIP ASSETS AND LIABILITIES, (3) APPROVE PLAN OF
DISTRIBUTION, AND (4) ESTABLISH OBJECTION PROCEDURE**

On December 7, 2011, the Receiver filed his Unopposed Motion To (1) Approve Determination Of Claims, (2) Pool Receivership Assets And Liabilities, (3) Approve Plan Of Distribution, And (4) Establish Objection Procedure (the "**Motion**") (Doc. 675). Attached to the Motion were numerous Exhibits. Attached to this notice, the Receiver is filing amended versions of Exhibits B and I to the Motion to correct a clerical error with respect to Claim

Number 73. Specifically, original Exhibit B (which lists Allowed Claims) contained a determination for Claim Number 73 which recommended that the Court allow that claim. That recommendation, however, was a result of a clerical error. In resolving clawback litigation against the claimant that submitted Claim Number 73, the claimant and the Receiver entered into a settlement agreement (which was approved by the Court, *see* Docs. 443, 444), and as part of that agreement the claimant waived Claim Number 73. As such, that claim should have appeared on Exhibit I (which lists all waived claims) instead of on Exhibit B. The attached amended Exhibits B and I reflect that correction; in all other respects, they are identical to original Exhibits B and I.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on December 9, 2011, I electronically filed the foregoing with the Clerk of the Court by using the CM/ECF system.

I FURTHER CERTIFY that on December 9, 2011, I mailed the foregoing document and the notice of electronic filing by first-class mail to the following non-CM/ECF participants:

Arthur G. Nadel
Register No. 50690-018
FCI BUTNER LOW
Federal Correctional Institution
P.O. Box 999
Butner, NC 27509

s/Gianluca Morello

Gianluca Morello, FBN 034997

gmorello@wiandlaw.com

Michael S. Lamont FBN 0527122

mlamont@wiandlaw.com

Jared J. Perez, FBN 0085192

jperez@wiandlaw.com

Wiand Guerra King P.L.

3000 Bayport Drive

Suite 600

Tampa, FL 33607

Tel: (813) 347-5100

Fax: (813) 347-5198

Attorneys for the Receiver, Burton W. Wiand