

1
2 **UNITED STATES DISTRICT COURT**

3 **DISTRICT OF NEVADA**

4 FEDERAL TRADE COMMISSION,)
Plaintiff,)

Case No: 17-cv-02000-APG-GWF

5 v.)

6 REVMOUNTAIN, LLC, a Nevada limited)
7 liability company, et al.,)

**STIPULATED ORDER TO
RELEASE FUNDS FOR DEFENDANT
BLAIR MCNEA’S LIVING EXPENSES**

8 Defendants.)

9
10 Plaintiff, the Federal Trade Commission (“FTC”), and Defendant Blair McNea have
11 jointly moved for entry of this Order releasing funds from the asset freeze ordered in the
12 Preliminary Injunction in this matter. The Court finds good cause for a limited release of funds
13 to meet Defendant McNea’s living expenses for a four-month period while he seeks
14 employment. The parties have stipulated that Defendant McNea reserves the right to make
15 further requests for a release of funds at the end of the four-month period, measured from the
16 date this Order is entered, and that the FTC reserves the right to oppose any such request. The
17 Court therefore orders as follows:

18 IT IS ORDERED that financial institutions holding the frozen assets of Defendant
19 McNea shall immediately release a total of \$27,121.16 to Defendant McNea as follows:

- 20
- 21 • \$17,320.30 (all funds in the account) from the frozen account ending in -8650 at
22 FirstBank; and
 - 23 • \$9,800.86 (the \$27,121.16 total minus amounts released from Firstbank) from the frozen
24 brokerage account ending in -4791 at Shareholder Services Netxinvestors.

25 IT IS FURTHER ORDERED that Defendant McNea is to use the released funds to pay
26 four months’ mortgage payments on his primary residence, for payments of \$6,780.29 monthly
27 to Wells Fargo Bank, N.A.
28

1 IT IS FURTHER ORDERED that Shareholder Services Netinvestors shall release funds
2 from the frozen brokerage account ending in -4791 sufficient to make four months' property tax
3 payments on Defendant McNea's primary residence, upon receipt of written instruction from the
4 FTC regarding the amount to be released. Defendant McNea estimates that his property tax costs
5 are \$1,228.75 per month, and he shall provide adequate documentation of his property tax
6 amount to the FTC as soon as possible. Shareholder Services Netinvestors shall not release
7 funds for payment of property taxes until it receives written confirmation from the FTC of the
8 amount to be released.

9 SO STIPULATED:

10 **FOR THE PLAINTIFF FEDERAL TRADE COMMISSION:**

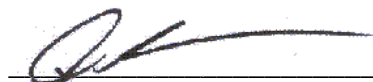
11
12 /s/ Michelle Schaefer
13 SARAH WALDROP
14 MICHELLE SCHAEFER
15 600 Pennsylvania Avenue, NW CC-9528
16 Washington, DC 20580
17 Tel. 202-326-3444, -3515
18 swaldrop@ftc.gov, mschaefer@ftc.gov

19 **FOR DEFENDANT BLAIR MCNEA:**

20 /s/ Giovanni Ruscitti
21 Giovanni Ruscitti
22 Berg Hill Greenleaf Ruscitti LLP
23 1712 Pearl Street
24 Boulder, CO 80302
25 303-402-1600
26 giovanni.ruscitti@bhgrlaw.com

27 Claude Wild
28 Claude Wild Law
9247 Mornington Way
Lone Tree, CO 80124
303-916-9082
cwild@claudewildlaw.com

IT IS SO ORDERED.



UNITED STATES DISTRICT JUDGE
Dated: September 29, 2017.