

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

Securities and Exchange Commission,	:	
	:	
Plaintiff,	:	Case No. 2:08-cv-667
	:	
v.	:	Judge Edmund A. Sargus, Jr.
	:	
One Equity Corporation, et al.,	:	Magistrate Judge Mark R. Abel
	:	
Defendants.	:	

**AGREED ORDER ON THIRD OMNIBUS OBJECTION TO CLAIMS (STOCK BASED
LOANS) AS TO CLAIM NO. 43 FOR CARL AMARI AND CLAIM NO. 100 FOR IRA
BODENSTEIN**

This matter came before the Court upon the Third Omnibus Objection to Claims (Stock Based Loans) (the “Third Omnibus Objection”) (Doc. No. 198) filed by the Receiver, Frederick L. Ransier, on April 5, 2011. Pursuant to the Third Omnibus Objection, among other things, the Receiver objected to the claim of Carl Amari (no. 43) and sought to allow such claim in the amount of \$2,969,071.78 (the “Amari Claim”).

The Court finds that it scheduled a hearing for June 28, 2011 to consider any objections to the Receiver’s Third Omnibus Objections.

The Court also finds that, on the hearing date, there were no objections to the Receiver’s proposed allowance of the Amari Claim.

The Court also finds that at the hearing, the Receiver reported that he had received notice that Amari had filed a Chapter 7 bankruptcy petition in the United States Bankruptcy Court for the Northern District of Illinois (the “Illinois Bankruptcy Court”) under Case No. 11-23399 and asked for a continuance of the hearing as to the Amari Claim to allow Catherine L. Steege, Amari’s Chapter 7 Trustee (the “Amari Trustee”), time to conduct a meeting of creditors and to determine whether to object to the Receiver’s proposed treatment of the Amari Claim .

The Court also finds that pursuant to an order dated July 5, 2011, the Court continued the hearing with respect to the Amari Claim.

The Court also finds that Ira Bodenstein, the Receiver of Steven W. Salutric appointed by the United States District Court for the Northern District of Illinois (the "Illinois District Court") in Case No. 10 cv 115 ("Bodenstein") filed claim no. 100, asserting that he is entitled to one-half of the distributions made on the Amari Claim.

The Court finds that the Amari Trustee disputes that Bodenstein is entitled to recover one-half of the distributions on the Amari Claim.

The Court finds that the Receiver, the Amari Trustee and Bodenstein now present this Agreed Order resolving the Third Omnibus Objection pertaining to the Amari Claim and the other disputes between them. Subject to approval by the Illinois Bankruptcy Court and the Illinois District Court, the Amari Claim shall be allowed in the amount of \$2,969,071.78, the original proposed allowed amount stated in the Third Omnibus Objection. The Receiver, the Amari Trustee and Bodenstein further agree that distribution(s) that the Receiver may make on account of the allowed Amari Claim shall be made to the Amari Trustee subject to Bodenstein's claim that he is entitled to one-half of such distribution(s). Any distribution of the proceeds of the Amari Claim by the Amari Trustee shall be subject to further order of the Illinois Bankruptcy Court (or other court of competent jurisdiction) or agreement of the parties in the Amari bankruptcy case. Upon distribution of the amounts due on account of the Amari Claim by the Receiver to the Amari Trustee, the Receiver shall have no further obligations to Bodenstein or the Amari Trustee and any further enforcement of the agreements between Bodenstein and the Amari Trustee shall be by the Illinois Bankruptcy Court (or other court of competent jurisdiction).

Based upon the foregoing, it is hereby ORDERED, ADJUDGED AND DECREED that the Amari Claim, Claim No. 43, shall be allowed in the amount of \$2,969,071.78. Provided, however, if either the Illinois District Court or the Illinois Bankruptcy Court refuses to authorize Bodenstein or the Amari Trustee, respectively, to enter into the agreement contemplated by this order, then the affected party must so advise this Court and the Trustee by filing a status report within three business days of the court's decision.

IT IS SO ORDERED.

Date: 2-7-2012



Edmund A. Sargus, Jr.
United States District Judge

Agreed to:

CATHERINE L. STEEGE, CHAPTER 7
TRUSTEE FOR THE ESTATE OF CARL
AMARI, APPOINTED IN CASE NO. 11-
23399 (Bankr. N.D. Ill.)

/s/ Catherine L. Steege

FREDERICK L. RANSIER, RECEIVER

/s/ Frederick L. Ransier

IRA BODENSTEIN, RECEIVER OF
STEVEN W. SALUTRIC APPOINTED IN
CASE NO. 11 CV 115 (N.D. Ill.)

/s/ Ira Bodenstein