

1  
2  
3  
4  
5  
6  
7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 SECURITIES AND EXCHANGE  
11 COMMISSION,

Plaintiff,

v.

12 PATH AMERICA, LLC, et al.,

13 Defendants, and

14 POTALA SHORELINE, LLC, et al.,

15 Relief Defendants.  
16

CASE NO. C15-1350JLR

ORDER GRANTING  
UNOPPOSED MOTION FOR  
APPROVAL OF SETTLEMENT  
CLAIMS AGAINST MAZATLAN  
RESTAURANT

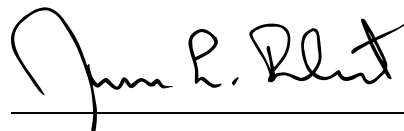
17  
18 Before the court is Receiver Michael A. Grassmueck's ("the Receiver")<sup>1</sup> motion  
19 for approval of the settlement of claims regarding Mazatlan Everett, Inc. d/b/a Mazatlan

20  
21 <sup>1</sup> Mr. Grassmueck is the court-appointed Receiver for Path America, LLC; Path America  
22 SnoCo, LLC; Path America Farmer's Market, LP; Path America KingCo, LLC; Path America  
Tower, LP; Path Tower Seattle, LP; Potala Tower Seattle, LLC; Potala Shoreline, LLC; Potala  
Village Kirkland, LLC; Dargey Development, LLC; Dargey Enterprises, LLC; Path Farmer's  
Market, LLC; and Dargey Holdings, LLC (collectively, the "Receivership Entities").

1 Restaurant. (Mot. (Dkt. # 644).) The Receiver filed his motion on September 6, 2018,  
2 and noted it for the court's consideration on September 21, 2018. (*Id.* at 1.)  
3 Accordingly, any response to the motion was due on Monday, September 17, 2018. *See*  
4 Local Rules W.D. Wash. LCR 7(d)(3). No party filed a response to the Receiver's  
5 motion. (*See generally* Dkt.) The court has considered the Receiver's unopposed  
6 motion, the applicable law, and the relevant portions of the record. Being fully advised,  
7 and good cause appearing therefore, the court ORDERS as follows:

- 8 (1) The Receiver's motion (Dkt. # 644) is GRANTED;
- 9 (2) The Agreement for Payoff of Loan ("the Payoff Agreement"), a copy of which  
10 is attached to the Receiver's declaration in support of this motion (*see*  
11 Grassmueck Decl. (Dkt. # 644-1) ¶ 4, Ex. 1), is hereby APPROVED; and
- 12 (3) The Receiver is further authorized and empowered to take any and all actions  
13 to effectuate the terms and provisions of the Payoff Agreement.

14 Dated this 19th day of September, 2018.

15  
16 

17 JAMES L. ROBART  
18 United States District Judge  
19  
20  
21  
22