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9 **UNITED STATES DISTRICT COURT**  
10 **CENTRAL DISTRICT OF CALIFORNIA**  
11 **Western Division**

12 **SECURITIES AND EXCHANGE**  
13 **COMMISSION,**

14 Plaintiff,

15 vs.

16 **RALPH T. IANNELLI and ESSEX**  
17 **CAPITAL CORPORATION,**

18 Defendants.

Case No. 2:18-cv-05008-FMO-AFM

**PLAINTIFF SECURITIES AND**  
**EXCHANGE COMMISSION'S**  
**STATEMENT OF NONOPPOSITION**  
**TO COURT-APPOINTED**  
**MONITOR'S REPORT AND**  
**REQUEST FOR APPOINTMENT AS**  
**A RECEIVER**

19  
20 Plaintiff Securities and Exchange Commission ("SEC") does not oppose any of  
21 the recommendations made by the court-appointed receiver, Geoff Winkler, in his  
22 Report of Preliminary Accounting of Defendant Essex Capital Corporation and  
23 Recommendations ("the Report"). Further, the SEC does not oppose the proposed  
24 order submitted by Mr. Winkler appointing him receiver. The recommendations and  
25 proposed order are reasonable and supported by the Report.  
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Dated: December 6, 2018

*/s/ Douglas M. Miller*  
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DOUGLAS M. MILLER  
Attorney for Plaintiff  
Securities and Exchange Commission

**PROOF OF SERVICE**

I am over the age of 18 years and not a party to this action. My business address is:

U.S. SECURITIES AND EXCHANGE COMMISSION,  
444 S. Flower Street, Suite 900, Los Angeles, California 90071  
Telephone No. (323) 965-3998; Facsimile No. (213) 443-1904.

On December 6, 2018, I caused to be served the document entitled **PLAINTIFF SECURITIES AND EXCHANGE COMMISSION’S STATEMENT OF NONOPPOSITION TO COURT-APPOINTED MONITOR’S REPORT AND REQUEST FOR APPOINTMENT AS A RECEIVER** on all the parties to this action addressed as stated on the attached service list:

**OFFICE MAIL:** By placing in sealed envelope(s), which I placed for collection and mailing today following ordinary business practices. I am readily familiar with this agency’s practice for collection and processing of correspondence for mailing; such correspondence would be deposited with the U.S. Postal Service on the same day in the ordinary course of business.

**PERSONAL DEPOSIT IN MAIL:** By placing in sealed envelope(s), which I personally deposited with the U.S. Postal Service. Each such envelope was deposited with the U.S. Postal Service at Los Angeles, California, with first class postage thereon fully prepaid.

**EXPRESS U.S. MAIL:** Each such envelope was deposited in a facility regularly maintained at the U.S. Postal Service for receipt of Express Mail at Los Angeles, California, with Express Mail postage paid.

**HAND DELIVERY:** I caused to be hand delivered each such envelope to the office of the addressee as stated on the attached service list.

**UNITED PARCEL SERVICE:** By placing in sealed envelope(s) designated by United Parcel Service (“UPS”) with delivery fees paid or provided for, which I deposited in a facility regularly maintained by UPS or delivered to a UPS courier, at Los Angeles, California.

**ELECTRONIC MAIL:** By transmitting the document by electronic mail to the electronic mail address as stated on the attached service list.

**E-FILING:** By causing the document to be electronically filed via the Court’s CM/ECF system, which effects electronic service on counsel who are registered with the CM/ECF system.

**FAX:** By transmitting the document by facsimile transmission. The transmission was reported as complete and without error.

I declare under penalty of perjury that the foregoing is true and correct.

Date: December 6, 2018

/s/ Douglas M. Miller  
DOUGLAS M. MILLER

