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7 [Proposed] Attorneys for Receiver
 8 GEOFF WINKLER

9 UNITED STATES DISTRICT COURT
 10 CENTRAL DISTRICT OF CALIFORNIA
 11 WESTERN DIVISION

12 SECURITIES AND EXCHANGE
 13 COMMISSION,

14 Plaintiff,

15 v.

16 RALPH T. IANNELLI and ESSEX
 CAPITAL CORP.,

17 Defendants.

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

Date: February 14, 2019

Time: 10:00 a.m.

Ctrm: 6D

Judge: Hon. Fernando M. Olguin

NOTICE OF MOTION AND MOTION
 FOR ORDER IN AID OF
 RECEIVERSHIP

[Memorandum of Points and Authorities
 and [Proposed] Order submitted
 concurrently herewith]

20 **TO ALL PARTIES AND THEIR COUNSEL OF RECORD:**

21 **PLEASE TAKE NOTICE THAT** on February 14, 2019, at 10:00 a.m., or as
 22 soon thereafter as this matter may be heard in the above-entitled Court, located at
 23 350 W. 1st Street, 6th Floor, Courtroom 6D, Los Angeles, CA 90012, Geoff
 24 Winkler, the Court-appointed Receiver (the "Receiver") in the above-entitled matter,
 25 will and hereby does move for an Order from this Court: (1) authorizing the
 26 Receiver to employ and compensate legal counsel; (2) authorizing the Receiver to
 27 implement certain privacy protections for investors in Defendant Essex Capital
 28 Corporation and its subsidiaries and affiliates; (3) authorizing the Receiver to use his

1 website, www.essex-receivership.com, to post information about the case and his
2 activities, in conjunction with or in addition to electronic notices; (4) relieving the
3 Receiver of the requirements of Local Rule 66-5 that the Receiver file a schedule of
4 creditors; (5) relieving the Receiver of the requirements of Local Rule 66-7 and
5 authorizing the Receiver to establish requirements relating to service; and
6 (6) authorizing the Receiver to prepare and file interim reports with the Court,
7 approximately every three (3) months.

8 This Motion is made on the grounds that the Receiver requires legal counsel
9 to advise and assist him with the administration and disposition of the receivership
10 estate established in the above-captioned action, and that the administrative relief
11 requested herein is necessary and appropriate for the administration of the
12 receivership estate. This Motion is based upon this Notice of Motion and Motion,
13 the attached Memorandum of Points and Authorities and exhibits attached thereto,
14 as well as all pleadings and papers on file in the action, all other matters of which
15 the Court may take judicial notice, and such other and further arguments and
16 evidence as may be presented to the Court in connection with the above-captioned
17 hearing.

18
19 **This Motion is made following the conference of counsel pursuant to L.R. 7-3,**
20 **which took place on January 7 and 8, 2019.**

21
22 Dated: January 9, 2019

ALLEN MATKINS LECK GAMBLE
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JOSHUA A. DEL CASTILLO
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26 By: /s/ Joshua A. del Castillo
JOSHUA A. DEL CASTILLO
[Proposed] Attorneys for Receiver
GEOFF WINKLER

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PROOF OF SERVICE

Securities and Exchange Commission v. Ralph T. Iannelli and Essex Capital Corporation
USDC, Central District of California – Case No. 2:18-cv-05008-FMO-AFM

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 865 S. Figueroa Street, Suite 2800, Los Angeles, California 90017-2543.

A true and correct copy of the foregoing document(s) described below will be served in the manner indicated below:

**NOTICE OF MOTION AND MOTION FOR ORDER
IN AID OF RECEIVERSHIP**

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")** – the above-described document will be served by the Court via NEF. On **January 9, 2019**, I reviewed the CM/ECF Mailing Info For A Case for this case and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the email address(es) indicated below:

- **J Jorge DeNeve**
jdeneve@omm.com
- **Gary Y Leung**
leungg@sec.gov,chaj@sec.gov,longoa@sec.gov,larofiling@sec.gov,irwinma@sec.gov
- **Michael O Mena**
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2. **SERVED BY U.S. MAIL OR OVERNIGHT MAIL (indicate method for each person or entity served):** On _____, I served the following person(s) and/or entity(ies) in this case by placing a true and correct copy thereof in a sealed envelope(s) addressed as indicated below. I am readily familiar with this firm's practice of collection and processing correspondence for mailing. Under that practice it is deposited with the U.S. postal service on that same day in the ordinary course of business. I am aware that on motion for party served, service is presumed invalid if postal cancellation date or postage meter date is more than 1 (one) day after date of deposit for mailing in affidavit. Or, I deposited in a box or other facility regularly maintained by FedEx, or delivered to a courier or driver authorized by said express service carrier to receive documents for overnight delivery paid or provided for.

I declare that I am employed in the office of a member of the Bar of this Court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on **January 9, 2019** at Los Angeles, California.

/s/ Martha Diaz
Martha Diaz