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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

RALPH T. IANNELLI and ESSEX
CAPITAL CORP.,

Defendants.

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

[PROPOSED] ORDER GRANTING
MOTION OF RECEIVER, GEOFF
WINKLER, FOR ORDER APPROVING
AND AUTHORIZING PERFORMANCE
OF SETTLEMENT AGREEMENT AND
RELEASE

Date: February 6, 2020
Time: 10:00 a.m.
Ctrm: 6D
Judge Hon. Fernando M. Olguin

ORDER

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21 Before this Court is the Motion of Receiver, Geoff Winkler, for Order
22 Approving and Authorizing Performance of Settlement Agreement and Release (the
23 "Motion"). By the Motion, Geoff Winkler (the "Receiver"), the permanent receiver
24 appointed in the above-referenced action, requests that the Court: (1) approve the
25 Settlement Agreement and Release (the "Settlement Agreement") entered into,
26 subject to Court approval, by the Receiver and the Defendants in the matter styled
27 Essex Capital Corp. v. Garipalli, et al., currently pending in the United States
28 District Court for the Southern District of New York as case no. 1:17-cv-6347-JFK

ORDER GRANTING MOTION TO APPROVE
SETTLEMENT

1 (the "Sequoia Action"); and (2) authorize the Receiver to perform as provided under
2 the Settlement Agreement.

3 The Motion having been considered, and good cause appearing therefor, this
4 Court orders as follows:

- 5 1. The Motion is GRANTED, in its entirety;
- 6 2. The Settlement Agreement by and between the Receiver and the
7 Defendants in the Sequoia Action is APPROVED;
- 8 3. The Receiver is AUTHORIZED to perform as provided under the
9 Settlement Agreement.

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11 SO ORDERED.

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13 Dated: _____

Hon. Fernando M. Olguin
Judge, United States District Court

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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.

On **January 7, 2020**, I caused to be served the document entitled: **[PROPOSED] ORDER GRANTING MOTION OF RECEIVER, GEOFF WINKLER, FOR ORDER APPROVING AND AUTHORIZING PERFORMANCE OF SETTLEMENT AGREEMENT AND RELEASE** 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 the firm'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.

OVERNIGHT DELIVERY: I deposited in a box or other facility regularly maintained by express service carrier, or delivered to a courier or driver authorized by said express service carrier to receive documents, a true copy of the foregoing document(s) in sealed envelope(s) or package(s) designed by the express service carrier, addressed as indicated on the attached service list, with fees for overnight delivery paid or provided for.

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

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 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 7, 2020** at Los Angeles, California.

/s/ Martha Diaz

Martha Diaz

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SERVICE LIST

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

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