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Attorneys for Receiver Geoff Winkler

9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 SECURITIES AND EXCHANGE
COMMISSION,

12 Plaintiff,

13 v.

14 CAPSOURCE, INC., STEPHEN J. BYRNE,
15 and GREGORY P. HERLEAN

16 Defendants.

Case No. 2:20-cv-02303-RFB-DJA

**NOTICE OF NON-OPPOSITION TO
RECEIVER'S THIRTEENTH
QUARTERLY APPLICATION FOR
PAYMENT OF FEES AND
REIMBURSEMENT OF EXPENSES OF
RECEIVER AND RECEIVER'S
COUNSEL GREENBERG TRAUIG
FOR PERIOD JULY 1, 2025, THROUGH
SEPTEMBER 30, 2025 (ECF No. 119)**

18 Geoff Winkler, the Court-appointed Receiver ("Receiver"), by and through his counsel of
19 record, the law firm of Greenberg Traurig, LLP, hereby submits the following Notice of Non-
20 Opposition to the Receiver's Thirteenth Quarterly Application for Fees and Reimbursement of
21 Expenses of Receiver and Receiver's Counsel Greenberg Traurig for Period July 1, 2025, through
22 September 30, 2025 (ECF No. 119) (the "Thirteenth Application").

23 The Thirteenth Application was filed on November 25, 2025 and any response in
24 opposition thereto was due by December 9, 2025, pursuant to Local Rule 7- 2(b). No party has
25 timely filed a response in opposition to the Thirteenth Application and the deadline to do so has
26 passed. Pursuant to Local Rule 7-2(d) "[t]he failure of an opposing party to file points and
27 authorities in response to any motion, except a motion under Fed. R. Civ. P. 56 or a motion for
28 attorney's fees, constitutes a consent to the granting of the motion."

1 In light of the foregoing and in consideration of the substantive points and legal authorities
2 more fully set forth in the Thirteenth Application, the Receiver respectfully requests the same be
3 granted. A proposed order regarding the same is attached as Exhibit 3 to ECF No. 119.

4 Respectfully submitted this 10th day of December 2025.

5 **GREENBERG TRAURIG, LLP**

6 */s/ Kara B. Hendricks*

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11 *Attorneys for Receiver Geoff Winkler*

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CERTIFICATE OF SERVICE

I hereby certify that, on the **10th of December 2025**, a true and correct copy of the foregoing **NOTICE OF NON-OPPOSITION TO RECEIVER'S THIRTEENTH QUARTERLY APPLICATION FOR PAYMENT OF FEES AND REIMBURSEMENT OF EXPENSES OF RECEIVER AND RECEIVER'S COUNSEL GREENBERG TRAURIG FOR PERIOD JULY 1, 2025, THROUGH SEPTEMBER 30, 2025 (ECF NO. 119)** was filed electronically via the Court's CM/ECF system. Notice of filing will be served on all parties by operation of the Court's CM/ECF system, and parties may access this filing through the Court's CM/ECF system.

/s/ Evelyn Escobar-Gaddi
An employee of GREENBERG TRAURIG, LLP