

1 DAVID R. ZARO (BAR NO. 124334)  
EDWARD G. FATES (BAR NO. 227809)  
2 ALLEN MATKINS LECK GAMBLE  
MALLORY & NATSIS LLP  
3 515 South Figueroa Street, Ninth Floor  
Los Angeles, California 90071-3309  
4 Phone: (213) 622-5555  
Fax: (213) 620-8816  
5 E-Mail: dzaro@allenmatkins.com  
tfates@allenmatkins.com  
6

7 Attorneys for Receiver  
Thomas A. Seaman  
8

9 **UNITED STATES DISTRICT COURT**  
10 **NORTHERN DISTRICT OF CALIFORNIA**  
11 **SAN JOSE DIVISION**

12 SECURITIES AND EXCHANGE  
COMMISSION,

13 Plaintiff,

14 vs.

15 SMALL BUSINESS CAPITAL CORP.;  
MARK FEATHERS; INVESTORS PRIME  
16 FUND, LLC; and SBC PORTFOLIO  
FUND, LLC,  
17

18 Defendants.  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Case No. CV12-03237

**NOTICE OF HEARING ON FEE  
APPLICATIONS FOR APPROVAL AND  
PAYMENT OF COMPENSATION TO  
RECEIVER AND HIS PROFESSIONALS**

Date: October 20, 2016  
Time: 9:00 a.m.  
Ctrm: 4 - 5th Floor  
Judge: Hon. Edward J. Davila

1           **PLEASE TAKE NOTICE** that on October 20, 2016, at 9:00 a.m. in Courtroom 4,  
 2 5th Floor, of the United States District Court, 280 South 1st Street, San Jose, California, 95113, the  
 3 Court will consider the applications of Thomas A. Seaman ("Receiver"), Court-appointed permanent  
 4 receiver for Small Business Capital Corp., Investors Prime Fund, LLC, SBC Portfolio Fund, LLC  
 5 and their subsidiaries and affiliates, and his counsel, for approval and payment of fees and costs.

6           The following table summarizes the fees incurred, payment requested, and costs requested  
 7 for the period November 1, 2015 through June 20, 2016:

8 <b>Applicant</b>	<b>Fees Incurred</b>	<b>Payment Requested</b>	<b>Costs</b>	<b>Total Payment Requested</b>
9           Thomas A. Seaman, 10           Receiver	\$157,942.00	\$157,942.00 (100%)	\$0.00	\$157,942.00
11           Allen Matkins Leck 12           Gamble Mallory & 13           Natsis LLP, General 14           Counsel	\$173,267.10	\$109,138.50 (276.30 hrs. x \$395)	\$1,484.84 (100%)	\$110,623.34

15           In addition, the Receiver and Allen Matkins seek final approval of fees paid on an interim  
 16 basis from their 13 interim fee applications, plus payment of all holdback amounts from interim fee  
 17 applications as follows:

18 <b>Applicant</b>	<b>Total Fees Incurred<sup>1</sup></b>	<b>Total Interim Payments<sup>2</sup></b>	<b>Total Holdback Amount<sup>3</sup></b>
19           Thomas A. Seaman, Receiver	\$2,793,927.50	\$2,030,224.30	\$605,761.20
20           Allen Matkins Leck Gamble 21           Mallory & Natsis LLP, General 22           Counsel	\$1,753,855.15	\$1,243,243.63	\$510,611.52

23           Allen Matkins also seeks approval and payment of up to \$15,000 for the cost to prepare an  
 24 *ex parte* application for order shortening time, the anticipated reply to Defendant Mark Feathers'  
 25 opposition, and to attend the hearing (which amount will be updated prior to and/or at the hearing).

26           <sup>1</sup> The Twelfth Interim Fee Applications are pending approval (set for hearing on June 30, 2016),  
 27 but are included in these amounts. The Thirteenth Fee Applications are also included herein.

28           <sup>2</sup> Includes interim fees requested in the Twelfth and Thirteenth Interim Fee Applications.

<sup>3</sup> Includes proposed holdback amounts from Twelfth and Thirteenth Interim Fee Applications.

