

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
SOUTHERN DIVISION

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

v.

MEDICAL CAPITAL HOLDINGS,  
INC.; MEDICAL CAPITAL  
CORPORATION; MEDICAL  
PROVIDER FUNDING  
CORPORATION VI; SIDNEY M.  
FIELD; and JOSEPH J.  
LAMPARIELLO,

Defendants.

Case No. 8:09-cv-0818-DOC (RNBx)

[PROPOSED] ORDER 1) SETTING  
BAR DATE; 2) APPROVING PROOF  
OF CLAIM FORM AND CLAIM  
INFORMATION FORM; AND 3)  
ESTABLISHING SUMMARY  
PROCEDURES FOR CLAIM  
ADMINISTRATION

The Court having considered the motion of Thomas A. Seaman ("Receiver"), Court-appointed permanent receiver for Medical Capital Holdings, Inc., Medical Capital Corporation, and Medical Provider Funding Corporation VI, and their subsidiaries and affiliates, including Gulf Pines Hospital, Inc. ("Receivership Entities"), for an order setting claims bar date, approving proof of claim and claim information forms; and establishing summary procedures for claim administration

1 (the "Claim Process Motion"), and good cause appearing therefor, hereby orders as  
2 follows:

- 3 1. The Claim Process Motion is granted;
- 4 2. All proofs of claim by non-investors and all claim information forms by  
5 noteholders must be submitted to the Receiver by \_\_\_\_\_(the "Bar Date").  
6 Any claim submitted after the Bar Date will be forever barred.
- 7 3. Exhibits A and B to the Claim Process Motion are approved and may  
8 be used to solicit claim information from noteholders and proofs of claim from  
9 creditors.
- 10 4 Disputes regarding claim amounts will be determined by this Court  
11 using summary procedures. The Receiver will initiate the process by filing a claim  
12 objection. The burden of proof will then shift to the claimant to submit evidence  
13 and declarations sufficient to overcome the objection. The Court will implement  
14 further procedures as appropriate to resolve claim objections.

15 **IT IS SO ORDERED.**

16  
17 Dated: January \_\_, 2011

\_\_\_\_\_  
18 JUDGE, UNITED STATES DISTRICT COURT

19 Submitted by:

20 ALLEN MATKINS LECK GAMBLE  
21 MALLORY & NATSIS LLP

22 By: /s/ Loraine L. Pedowitz  
23 Loraine L. Pedowitz  
24 Attorneys for Thomas A. Seaman,  
25 Receiver  
26  
27  
28