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7

8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA  
10 SOUTHERN DIVISION

11  
12 SECURITIES AND EXCHANGE  
COMMISSION,

13 Plaintiff,

14 v.

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

19 Defendants.  
20

Case No. SACV 09-818 DOC (RNBx)

~~PROPOSED~~ ORDER  
REGARDING STIPULATION RE:  
TURNOVER OF FUNDS IN  
DISBURSEMENT ACCOUNTS TO  
RECEIVER

Judge: Hon. David O. Carter  
Court Room: 9D

21  
22 Based upon the Stipulation of Thomas A. Seaman, as receiver ("Receiver")  
23 and Wells Fargo Bank, N.A. ("Wells Fargo") Regarding Turnover Of Funds in  
24 Disbursement Accounts to Receiver, IT IS HEREBY ORDERED THAT:

25 Wells Fargo shall turn over all moneys, including any additional accrued  
26 interest (the "Funds"), held in the two disbursement accounts held at Wells Fargo,  
27 one disbursement account entitled "Medical Provider Financial Principal Account"  
28 ("Principal Account") and one disbursement account entitled "Medical Provider

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1 Financial Funds Account” (“Interest Account”) (collectively, the Principal Account  
2 and the Interest Account are referred to as the “Disbursement Accounts”), to the  
3 Receiver.

4 IT IS HEREBY FURTHER ORDERED THAT:

5 The Receiver shall account for the Funds once all Funds are turned over to  
6 the Receiver as follows:

- 7 1. With the exception of the interest income earned or to be earned on the  
8 Funds, the Funds shall not be treated as part of the general pool of the  
9 Receivership assets, but shall be paid to the noteholders to whom the  
10 Funds were originally due.
- 11 2. The payments that were due to noteholders that were returned to the  
12 Disbursement Accounts shall be paid to those noteholders, at 100 cents on  
13 the dollar.
- 14 3. The payments to noteholders shall be made as part of the initial  
15 distribution of the Receivership funds.
- 16 4. If any of the payments are returned to the Receiver (the “Unclaimed  
17 Funds”), the Receiver shall treat the Unclaimed Funds as unclaimed  
18 property and shall administer the Unclaimed Funds in accordance with  
19 applicable state unclaimed property laws.
- 20 5. Following the turnover of the Funds to the Receiver, Wells Fargo shall be  
21 relieved of any further responsibility with respect to the Funds, the  
22 Disbursement Accounts or the Disbursing Agent Agreements.

23 IT IS SO ORDERED.

24  
25 Dated: May 3, 2012

26 *David O. Carter*

27 \_\_\_\_\_  
28 Honorable David O. Carter  
United States District Judge

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