

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 0:15-CV-60082-DIMITROULEAS/SNOW

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,  
vs.

FREDERIC ELM f/k/a FREDERIC ELMALEH,  
ELM TREE INVESTMENT ADVISORS LLC,  
ELM TREE INVESTMENT FUND LP,  
ELM TREE 'E'CONOMY FUND LP, AND  
ELM TREE MOTION OPPORTUNITY LP,

Defendants,  
and

AMANDA ELM f/k/a AMANDA ELMALEH,

Relief Defendant.

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**ORDER ADOPTING REPORT OF MAGISTRATE JUDGE**

THIS CAUSE is before the Court the Receiver's Third Interim Application for Allowance and Payment of Fees and Expenses Incurred by the Receiver and Retained Counsel [DE 146], and the Amended Report and Recommendation of Magistrate Judge Lurana S. Snow [DE 157], dated April 25, 2016. The Court notes that no objections to the Report [DE 157] have been filed, and the time for filing such objections has passed. As no timely objections were filed, the Magistrate Judge's factual findings in the Report [DE 157] are hereby adopted and deemed incorporated into this opinion. *LoConte v. Dugger*, 847 F.2d 745, 749-50 (11th Cir. 1988), *cert. denied*, 488 U.S. 958 (1988); *RTC v. Hallmark Builders, Inc.*, 996 F.2d 1144, 1149 (11th Cir. 1993).

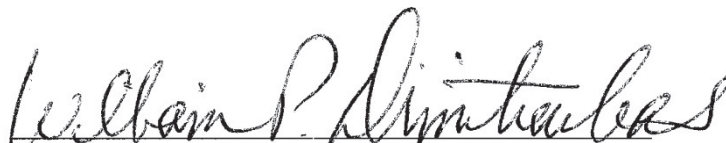
Although no timely objections were filed, the Court has conducted a *de novo* review

of the Report [DE 157] and record and is otherwise fully advised in the premises. The Court agrees with the Magistrate Judge's reasoning and conclusions.

Accordingly, it is **ORDERED AND ADJUDGED** as follows:

1. The Report [DE 157] is hereby **ADOPTED** and **APPROVED**;
2. The Receiver's Third Interim Application for Allowance and Payment of Fees and Expenses Incurred by the Receiver and Retained Counsel [DE 146] is hereby **GRANTED**;
3. The Receiver is authorized to pay herself and MMA the total amount of \$91,111.48 (\$90,569.00 in fees + \$542.48 in expenses) and to pay Broad and Cassell the total amount of \$66,674.65 (\$63,757.50 in fees + \$2917.15 in expenses).

**DONE AND ORDERED** in Chambers at Fort Lauderdale, Broward County, Florida, this 13th day of May, 2016.

  
WILLIAM P. DIMITROULEAS  
United States District Judge

Copies furnished to:  
Counsel of Record