

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 15-cv-60082-DIMITROULEAS/SNOW

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

FREDERIC ELM f/k/a FREDERIC ELMALEH,

et al.,

Defendants,

and

AMANDA ELM f/k/a AMANDA ELMALEH,

Relief Defendant.

_____)

**NOTICE OF NO OBJECTIONS TO THE RECEIVER'S RECOMMENDATIONS IN
MOTION FOR APPROVAL OF SECOND DISTRIBUTION [D.E. 244]**

Grisel Alonso, not individually, but solely in her capacity as Court-appointed receiver ("Receiver") for Elm Tree Investment Advisors, LLC, Elm Tree Investment Fund LP, Elm Tree "e"conomy Fund LP, Elm Tree Motion Opportunity LP, and Etopia LP, hereby gives notice that:

The Receiver fully complied with all requirements, including the notice requirements, in the Court's Order Approving Objection Procedure Related to Second Distribution [D.E. 246] ("Objection Order"). The deadline set forth in the Objection Order, for holders of Allowed and Modified Claims to object to the Receiver's recommendations in the Motion for Approval of Second Distribution [D.E. 244], has passed. To date, neither the Receiver nor her counsel has received any such objection.

The Receiver respectfully requests that the Court enter the proposed order attached as **Exhibit A**, approving the Rising Tide Proposed Final Distribution [D.E. 244-1] and the Receiver's distribution of funds in accordance with same.

Dated: July 15, 2022.

Respectfully submitted,

NELSON MULLINS
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By: /s/ Christopher Cavallo
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on July 15, 2022, a true and correct copy of the foregoing was served via electronic transmission on all counsel or parties of record.

By: /s/ Christopher Cavallo
Christopher Cavallo, Esq.

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/

ORDER APPROVING RECEIVER'S SECOND DISTRIBUTION

THIS CAUSE is before the Court upon the Receiver's Motion for Court Approval of Second Distribution to Holders of Approved Claims ("Motion"), filed on June 2, 2022, at [D.E. 244]. The Securities and Exchange Commission does not object to the relief sought by Receiver in the Motion.

Having considered the Motion, as well as the Receiver's notice that no objections were received to the Motion [D.E. ___], and being otherwise fully advised, it is **ORDERED and ADJUDGED** as follows:

1. There were no objections to the Receiver's Motion, or to the Rising Tide Proposed Final Distribution attached thereto at [D.E. 244-1].
2. Given the foregoing, the Court **APPROVES** the Motion [D.E. 244] and the Rising Tide Proposed Final Distribution [D.E. 244-1].

3. The Receiver shall distribute funds to holders of Allowed and Modified Claims in accordance with the Motion and the Rising Tide Proposed Proposed Final Distribution, using funds held in the Receivership Estate.

4. The Receiver shall serve a copy of this Order on the holders of Allowed and Modified Claims, by electronic mail when possible, using the most recent information available to her.

5. The Receiver shall post a copy of this Order on the Receivership website.

DONE AND ORDERED in Chambers in at Ft. Lauderdale, Broward County, Florida this ___ day of _____, 2022.

WILLIAM P. DIMITROULEAS
United States District Court Judge

Copies to:
Counsel of Record