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8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**

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SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

SILICONSAGE BUILDERS, LLC aka SILICON SAGE BUILDERS and SANJEEV ACHARYA,

Defendants.

Case No. 3:20-cv-09247-SI

**~~PROPOSED~~ ORDER APPROVING
 THIRD INTERIM FEE APPLICATION
 OF DAVID STAPLETON, RECEIVER,
 FOR THE PERIOD FROM JULY 1, 2021
 THROUGH SEPTEMBER 30, 2021**

1 The *Third Interim Fee Application of David Stapleton, Receiver, for the Period from July*
2 *1, 2021, Through September 30, 2021* (the Application") having been taken under submission on
3 the papers. For the reasons set forth in the Application and on the record,

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5 **IT IS HEREBY ORDERED:**

6 (1) The Application is approved;

7 (2) The Receiver is allowed fees and expenses for the period from July 1, 2021,
8 through September 30, 2021, totaling \$577,483.00 and \$1,228.76, respectively, on an interim
9 basis;

10 (3) The \$395,921.00 in fees incurred in connection with the Osgood and Almaden
11 projects shall be paid pursuant to the terms of the Construction Funding Agreement previously
12 approved by the Court and not from assets of the Receivership Entities;

13 (4) The Receiver is authorized to pay 80% of the balance of \$181,487.00 in fees, which
14 is \$145,189.60, and 100% of his expenses, or \$1,228.76, from assets of the Receivership Entities
15 as they become available;

16 (5) The Receiver is authorized to pay an additional 30% of the Receiver's fees that
17 were allowed in the *Order Granting Motions for Interim Fees and Costs* (Doc. No. 136), which
18 payment equals \$107,101.80.

19 **IT IS SO ORDERED.**

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21 Dated: January 10, 2022


SUSAN ILLSTON
United States District Judge

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