

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

CASE NO.: 2:09-CV-229-FTM-29SPC

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

vs.

FOUNDING PARTNERS CAPITAL MANAGEMENT
and WILLIAM L. GUNLICKS,

Defendants,

FOUNDING PARTNERS STABLE-VALUE FUND, LP,
FOUNDING PARTNERS STABLE-VALUE FUND II, LP,
FOUNDING PARTNERS GLOBAL FUND, LTD., and
FOUNDING PARTNERS HYBRID-VALUE FUND, LP,

Relief Defendants.

**RECEIVER'S MOTION FOR ENTRY OF AN ORDER
AUTHORIZING PAYMENT TO CATALYST FINANCIAL, LLC**

Daniel S. Newman, as Court-appointed Receiver ("Receiver") for Founding Partners Capital Management Co. ("FPCM"), Founding Partners Stable-Value Fund, LP ("Stable Value"), Founding Partners Stable-Value Fund II, LP ("Stable Value II"), Founding Partners Global Fund, Ltd. ("Global Fund") and Founding Partners Hybrid-Value Fund, LP ("Hybrid Value") (collectively, the "Receivership Entities") files this motion for entry of an order authorizing the Receiver to pay Catalyst Financial, LLC ("Catalyst") for services rendered. In support, the Receiver states as follows:

1. On October 25, 2010, the Receiver filed his Motion for Entry of an Order Authorizing the Retention of Catalyst Financial. [D.E. 254].

BROAD and CASSEL

One Biscayne Tower, 21st Floor 2 South Biscayne Blvd. Miami, Florida 33131-1811 305.373.9400

2. On October 27, 2010, the Court modified the terms of the Receiver's proposed agreement with Catalyst and granted the Receiver's retention of Catalyst, provided Catalyst accepted the Court's modifications. [D.E. 255].

3. On February 28, 2012, the Receiver filed his Motion for Entry of an Order Extending Receiver's Retention of Catalyst Financial, LLC, requesting an order extending his retention of Catalyst for an additional year. [D.E. 334].

4. On May 22, 2012, the Court entered an order authorizing the Receiver to extend his retention of Catalyst for another year, with such extension to be controlled by the terms of the original agreement entered into between the Receiver and Catalyst (the "Agreement"). [D.E. 334-1, 339].

5. Under the terms of the Agreement, the Receiver is required to make payment by check or wire transfer as soon as he is practically able, "except that Catalyst agrees that all payments are subject to Court approval and authorization." [D.E. 334-1 at ¶ 3].

6. To date, the Receiver owes Catalyst \$15,000.00 for services rendered during Catalyst's first year of employment. True and correct copies of Catalyst's most recent billing invoice and hourly breakdown are attached as **Composite Exhibit A**.

7. Catalyst has worked diligently to aid the Receiver in evaluating the holdings in the Hybrid Value fund. The Receiver requires Catalyst's further assistance in the evaluation and maximization of the holdings in the Hybrid Value fund. For these reasons the Receiver requests that the Court approve Catalyst's billing invoice and hourly breakdown, and authorize the Receiver to pay Catalyst the \$15,000.00 due and owing from Catalyst's first year of employment.

CONCLUSION

The Receiver respectfully requests that the Court authorize the Receiver to pay Catalyst the \$15,000.00 due and owing to date.

Dated: May 29, 2012.

Respectfully submitted,

BROAD AND CASSEL

By: /s/ Jonathan Etra
Jonathan Etra, Esq.
Florida Bar No. 0686905
Attorneys for Receiver
One Biscayne Tower, 21st Floor
2 South Biscayne Boulevard
Miami, FL 33131
Tel: (813) 225-3011
Fax: (813) 204-2137

CERTIFICATE OF CONFERRAL

The Receiver has contacted counsel for the SEC and Mr. Gunlicks. The SEC advised the Receiver that it has no objection to the relief sought herein, while counsel for Mr. Gunlicks has been unresponsive.

CERTIFICATE OF SERVICE

I hereby certify that on May 29, 2012, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing is being served this day on all counsel of record identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel who are not authorized to receive electronically Notices of Electronic Filing.

/s/ Jonathan Etra
Jonathan Etra, Esq.

SERVICE LIST

<p>Christopher Ian Anderson, Esq. U.S. Securities and Exchange Commission 801 Brickell Avenue Suite 1800 Miami, FL 33131 305-982-6317 305-536-4154 (fax) andersonci@sec.gov <i>Counsel for U.S. Securities and Exchange Commission</i></p> <p><u>Service via CM/ECF</u></p>	<p>Gabrielle Lyn D'Alemberte, Esq. Law Offices of Robert L. Parks, P.L. 2121 Ponce de Leon Blvd. Suite 505 Coral Gables, FL 33134 305-445-4430 305-445-4431 (fax) Gabrielle@rlplegal.com <i>Counsel for William & Pamela Gunlicks</i></p> <p><u>Service via CM/ECF</u></p>
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Invoice

Date: 2/24/2012
 Invoice #2048

To
 Mr. Daniel S. Newman as Receiver
 For Founding Partners:
 Capital Mgmt. Co.
 Broad & Cassel
 One Biscayne Tower, 21st Floor
 2 South Biscayne Blvd.
 Miami, FL 33131-1811

Wire Instructions:
 Bank of America, 100 West 33rd Street, New York, NY 10001
 ABA# 028 009 593
 ACH# 011 900 254
 Account: Catalyst Financial, LLC
 Account no.: 0094 1998 3262

Due Date	Billing Period
03/15/2012	N/A

Description	Qty	Rate	Amount
Advisory Fees for:			15,000.00
Founding Partners Capital Management Receivership			
Founding Partners Stable Value Fund, LP			
Founding Partners Stable Value Fund II, LP			
Founding Partners Global Fund, Ltd.			
Founding Partners Hybrid Value Fund, LP			

Subtotal	\$15,000.00
Payments/Credits - Paid Retainer	
Total	\$15,000.00

Catalyst Financial, LLC. 225 NE Mizner Blvd., Suite 400, Boca Raton, FL 33432
 Phone 561-362-4199 Fax 561-362-4722

Catalyst Financial

Hourly count -- Founding Partners

	Ravi	Joey	Kevin	Topic
2-May		1.0	1.0	Update asset report for B&C
5-May			1.0	discuss report w/ Salo
9-May	0.5			call with Berkowitz firm
9-May	0.5	0.5		review monthly reports
18-May	0.5	0.5		meeting with Salo
24-May	0.5	0.5	0.5	meeting with Dan & Salo
1-Jun	2.0	2.0		status calls with Investments- NAH, VIR, SSR, EGGS
13-Jun	1.0	1.0		status calls with Investments- ADT, EQUA, FSP
14-Jun		2.0		status calls with Investments- Dodge, RCP, Cronus, PMR
27-Jun	2.0	2.0		Update asset report for B&C
27-Jun		0.5	0.5	review monthly reports
28-Jun		0.5	0.5	meeting with Dan & Salo
11-Jul		1.0	1.0	meeting with Salo
12-Jul		1.0		meeting with Salo
18-Jul			0.5	call with Dan
26-Jul		2.5		status calls with Investments
1-Aug		1.0	1.0	meeting with Salo
1-Aug		0.5	0.5	review monthly reports
3-Aug		1.0		Update asset report for B&C
4-Aug		1.5	1.5	call with Berkowitz firm
10-Aug		1.0		status calls with investments
18-Aug		0.5		meeting with Salo
24-Aug		1.0	1.0	meeting with Dan & Salo
7-Sep		1.0		Update asset report for B&C
12-Sep		0.5	0.5	call with Salo
13-Sep		0.5		call with Salo
13-Sep		0.5	0.5	review monthly reports
3-Oct		0.5	0.5	meeting with Dan & Salo
4-Oct		0.5	0.5	meeting with Dan & Salo
3-Nov			0.25	call with Dan
3-Nov			0.5	meeting with Dan & Salo
14-Nov			0.25	call with Dan
15-Nov			0.25	call with Dan
16-Nov			0.5	call with Dan & Salo
26-Nov			0.25	call with Dan
28-Nov			0.25	call with Dan
30-Nov			0.5	meeting with Dan & Salo
30-Nov			1	review monthly reports
5-Dec			0.25	call with Jon
7-Dec			0.25	call with Dan
8-Dec			0.25	call with Dan
9-Dec			0.5	call with Dan
10-Dec			0.25	email w/ Dan
12-Dec			0.5	call with Dan & Jon
4-Jan			0.25	call with Dan
11-Jan			0.25	call with Dan
16-Jan			0.25	call with Dan
17-Jan			0.25	call with Dan
19-Jan			0.25	call with Dan
22-Jan			0.25	call with Dan
22-Jan			0.5	review monthly reports
28-Jan			0.25	call with Dan
3-Feb			0.5	call with Dan
29-Feb			0.25	call with Dan
	8.0	26.0	17.75	