

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.

THE RECEIVER'S NOTICE OF FILING REVISED SCHEDULE A

Receiver Daniel S. Newman, not individually, but solely in his capacity as the Court-appointed receiver ("Receiver") for Founding Partners Capital Management Company; Founding Partners Stable-Value Fund, L.P.; Founding Partners Stable-Value Fund II, L.P.; Founding Partners Global Fund, Ltd.; and Founding Partners Hybrid-Value Fund, L.P. (collectively, the "Receivership Entities"), hereby gives notice of filing a Revised Schedule A in connection with his Motion for Court Approval of Interim Distribution of Funds ("Distribution Motion") [D.E. 531].

The version of Schedule A attached to the Distribution Motion inadvertently left off two Approved Claimants who elected not to participate in the prior distribution of FP Designee

interests. Attached hereto is a revised and corrected version of Schedule A. The Receiver will use this version of Schedule A for future distributions, if approved by the Court.

The Receiver is serving all Approved Claimants with a copy of Revised Schedule A this same day, April 8, 2021, using the same methods approved by the Court in its Order Approving Receiver's Proposed Objection Schedule. [D.E. 532]. The Receiver does not believe an extension of the objection period is necessary given the minimal change caused by this correction.¹ To the extent the Court believes an extension of the 14-day objection period is necessary given the correction, the Receiver respectfully requests the extension be 3 days or less, so as to limit any potential delay of the distribution of funds to Approved Claimants.

Dated: April 8, 2021.

Respectfully submitted,

NELSON MULLINS BROAD AND CASSEL

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By: /s/ Jonathan Etra

Jonathan Etra, Esq.
Florida Bar No. 0686905
Christopher Cavallo, Esq.
Florida Bar No. 0092305

¹ In the Revised Schedule A, Approved Claimants are obtaining a greater than 57% recovery (down from approximately 58% in the prior version of Schedule A). The correction begins changing numbers in the pro rata percentages' third decimal.

CERTIFICATE OF SERVICE

I hereby certify that on April 8, 2021, 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.

By: /s/ Jonathan Etra
Jonathan Etra

SERVICE LIST

<p>Robert K. Levenson, Esq. Miami Regional Trial Counsel Securities and Exchange Commission 801 Brickell Avenue, Suite 1800 Miami, FL 33131 305-982-6341 (direct dial) 305-536-4154 (facsimile) levensonr@sec.gov <i>Counsel for U.S. Securities and Exchange Commission</i></p> <p><u>Service via CM/ECF</u></p>	<p>Gabrielle D'Alemberte, Esq. The D'Alemberte Trial Firm, P.A. 1749 N.E. Miami Ct. Suite 301 Miami, FL 33132 gabrielle@dalemberte.com <i>Counsel for William & Pamela Gunlicks</i></p> <p><u>Service via CM/ECF</u></p>
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**Revised Schedule A to Motion for Interim Distribution
Receiver's Proposed Distributions**

1	2	3	4	5	6
Claimant No.	Footnote Ref.	Fund Invested In	Court-approved Allowed Claim Amount	Proposed Distribution (%)	Proposed Prorated Distribution Amount
1	1	GF	7,595,976	1.93823%	\$ 4,361,008
2		HVF	110,000	0.02807%	\$ 63,153
3		HVF	245,000	0.06252%	\$ 140,660
4		HVF	80,000	0.02041%	\$ 45,930
5		HVF	130,000	0.03317%	\$ 74,636
6		HVF	1,017,000	0.25950%	\$ 583,881
7		HVF	510,000	0.13013%	\$ 292,802
8		SVF	28,000,000	7.14461%	\$ 16,075,382
9		SVF	5,385,667	1.37423%	\$ 3,092,023
10		SVF	5,000,000	1.27582%	\$ 2,870,604
11		SVF	4,051,000	1.03367%	\$ 2,325,763
12		SVF	4,000,000	1.02066%	\$ 2,296,483
13		SVF	3,650,000	0.93135%	\$ 2,095,541
14		SVF	3,425,000	0.87394%	\$ 1,966,364
15		SVF	3,371,968	0.86041%	\$ 1,935,917
16		SVF	2,110,000	0.53840%	\$ 1,211,395
17		SVF	2,050,000	0.52309%	\$ 1,176,948
18		SVF	2,000,000	0.51033%	\$ 1,148,242
19		SVF	1,700,000	0.43378%	\$ 976,005
20		SVF	1,500,000	0.38275%	\$ 861,181
21		SVF	1,354,000	0.34549%	\$ 777,360
22		SVF	1,300,000	0.33171%	\$ 746,357
23		SVF	1,250,000	0.31896%	\$ 717,651
24		SVF	900,000	0.22965%	\$ 516,709
25		SVF	850,000	0.21689%	\$ 488,003
26		SVF	833,000	0.21255%	\$ 478,243
27		SVF	805,000	0.20541%	\$ 462,167
28		SVF	800,000	0.20413%	\$ 459,297
29		SVF	700,000	0.17862%	\$ 401,885
30		SVF	650,000	0.16586%	\$ 373,179
31		SVF	640,000	0.16331%	\$ 367,437
32		SVF	600,000	0.15310%	\$ 344,472
33		SVF	600,000	0.15310%	\$ 344,472
34		SVF	600,000	0.15310%	\$ 344,472
35		SVF	567,000	0.14468%	\$ 325,526
36		SVF	542,000	0.13830%	\$ 311,173
37		SVF	500,000	0.12758%	\$ 287,060
38		SVF	500,000	0.12758%	\$ 287,060
39		SVF	500,000	0.12758%	\$ 287,060
40		SVF	500,000	0.12758%	\$ 287,060
41		SVF	500,000	0.12758%	\$ 287,060
42		SVF	500,000	0.12758%	\$ 287,060
43		SVF	500,000	0.12758%	\$ 287,060

**Revised Schedule A to Motion for Interim Distribution
Receiver's Proposed Distributions**

1	2	3	4	5	6
Claimant No.	Footnote Ref.	Fund Invested In	Court-approved Allowed Claim Amount	Proposed Distribution (%)	Proposed Prorated Distribution Amount
44		SVF	500,000	0.12758%	\$ 287,060
45		SVF	500,000	0.12758%	\$ 287,060
46		SVF	500,000	0.12758%	\$ 287,060
47		SVF	500,000	0.12758%	\$ 287,060
48		SVF	500,000	0.12758%	\$ 287,060
49		SVFII	500,000	0.12758%	\$ 287,060
50		SVF	488,000	0.12452%	\$ 280,171
51		SVF	450,000	0.11482%	\$ 258,354
52		SVF	444,000	0.11329%	\$ 254,910
53		SVF	440,000	0.11227%	\$ 252,613
54		SVF	420,000	0.10717%	\$ 241,131
55		SVF	5,000,000	1.27582%	\$ 2,870,604
56		SVF	400,000	0.10207%	\$ 229,648
57		SVF	350,000	0.08931%	\$ 200,942
58		SVF	341,400	0.08711%	\$ 196,005
59		SVF	340,000	0.08676%	\$ 195,201
60		SVF	317,510	0.08102%	\$ 182,289
61		SVF	300,000	0.07655%	\$ 172,236
62		SVF	270,000	0.06889%	\$ 155,013
63		SVF	250,000	0.06379%	\$ 143,530
64		SVF	250,000	0.06379%	\$ 143,530
65		SVF	248,793	0.06348%	\$ 142,837
66		SVF	242,510	0.06188%	\$ 139,230
67		SVF	227,981	0.05817%	\$ 130,889
68		SVF	217,235	0.05543%	\$ 124,719
69		SVF	207,000	0.05282%	\$ 118,843
70		SVF	198,000	0.05052%	\$ 113,676
71		SVF	197,000	0.05027%	\$ 113,102
72		SVF	175,000	0.04465%	\$ 100,471
73		SVF	175,000	0.04465%	\$ 100,471
74		SVF	150,000	0.03827%	\$ 86,118
75		SVFII	1,750,000	0.44654%	\$ 1,004,711
76		SVF	150,000	0.03827%	\$ 86,118
77		SVF	150,000	0.03827%	\$ 86,118
78		SVF	140,000	0.03572%	\$ 80,377
79		SVF	127,500	0.03253%	\$ 73,200
80		SVF	123,495	0.03151%	\$ 70,901
81		SVF	110,000	0.02807%	\$ 63,153
82		SVF	100,000	0.02552%	\$ 57,412
83		SVF	100,000	0.02552%	\$ 57,412
84		SVF	66,800	0.01705%	\$ 38,351
85		SVF	54,250	0.01384%	\$ 31,146
86		SVFII	800,000	0.20413%	\$ 459,297

**Revised Schedule A to Motion for Interim Distribution
Receiver's Proposed Distributions**

1	2	3	4	5	6
Claimant No.	Footnote Ref.	Fund Invested In	Court-approved Allowed Claim Amount	Proposed Distribution (%)	Proposed Prorated Distribution Amount
87		SVFII	500,000	0.12758%	\$ 287,060
88		SVFII	500,000	0.12758%	\$ 287,060
89		SVFII	500,000	0.12758%	\$ 287,060
90		SVFII	1,200,000	0.30620%	\$ 688,945
91		SVFII	500,000	0.12758%	\$ 287,060
92		SVFII	1,000,000	0.25516%	\$ 574,121
93		SVFII	125,000	0.03190%	\$ 71,765
94		SVFII	375,000	0.09569%	\$ 215,295
95		SVFII	250,000	0.06379%	\$ 143,530
96		SVFII	500,000	0.12758%	\$ 287,060
97		SVFII	600,000	0.15310%	\$ 344,472
98		SVFII	1,000,000	0.25516%	\$ 574,121
99		SVF	25,000	0.00638%	\$ 14,353
100		SVFII	500,000	0.12758%	\$ 287,060
101		SVFII	500,000	0.12758%	\$ 287,060
102		SVFII	160,000	0.04083%	\$ 91,859
103		SVFII	2,500,000	0.63791%	\$ 1,435,302
104		SVFII	175,000	0.04465%	\$ 100,471
105		SVFII	500,000	0.12758%	\$ 287,060
106		SVFII	1,000,000	0.25516%	\$ 574,121
107		SVFII	600,000	0.15310%	\$ 344,472
108		SVFII	500,000	0.12758%	\$ 287,060
109		SVFII	600,000	0.15310%	\$ 344,472
110		SVFII	500,000	0.12758%	\$ 287,060
111		SVFII	75,000	0.01914%	\$ 43,059
112		SVFII	1,500,000	0.38275%	\$ 861,181
113		SVFII	375,000	0.09569%	\$ 215,295
114		SVFII	1,000,000	0.25516%	\$ 574,121
115		SVFII	7,000,000	1.78615%	\$ 4,018,846
116		SVFII	1,270,000	0.32406%	\$ 729,133
117		SVFII	4,000,000	1.02066%	\$ 2,296,483
118		SVFII	1,600,000	0.40826%	\$ 918,593
119		SVFII	2,000,000	0.51033%	\$ 1,148,242
120		SVFII	5,000,000	1.27582%	\$ 2,870,604
121		SVFII	500,000	0.12758%	\$ 287,060
122		SVFII	500,000	0.12758%	\$ 287,060
123		SVFII	500,000	0.12758%	\$ 287,060
124		SVFII	2,250,000	0.57412%	\$ 1,291,772
125		SVFII	985,000	0.25134%	\$ 565,509
126		SVFII	400,000	0.10207%	\$ 229,648
127		SVFII	100,000	0.02552%	\$ 57,412
128		SVFII	646,000	0.16484%	\$ 370,882
129		SVFII	500,000	0.12758%	\$ 287,060

**Revised Schedule A to Motion for Interim Distribution
Receiver's Proposed Distributions**

1	2	3	4	5	6
Claimant No.	Footnote Ref.	Fund Invested In	Court-approved Allowed Claim Amount	Proposed Distribution (%)	Proposed Prorated Distribution Amount
130		SVFII	1,000,000	0.25516%	\$ 574,121
131		SVFII	875,000	0.22327%	\$ 502,356
132		SVFII	1,325,000	0.33809%	\$ 760,710
133		SVFII	30,900,000	7.88459%	\$ 17,740,332
134		SVFII	3,500,000	0.89308%	\$ 2,009,423
135		SVFII	1,500,000	0.38275%	\$ 861,181
136		SVFII	1,000,000	0.25516%	\$ 574,121
137		SVFII	1,500,000	0.38275%	\$ 861,181
138		SVFII	500,000	0.12758%	\$ 287,060
139		SVFII	500,000	0.12758%	\$ 287,060
140		SVFII	1,780,000	0.45419%	\$ 1,021,935
141		SVFII	1,000,000	0.25516%	\$ 574,121
142		SVFII	500,000	0.12758%	\$ 287,060
143		SVFII	1,000,000	0.25516%	\$ 574,121
144		SVFII	500,000	0.12758%	\$ 287,060
145		SVFII	2,000,000	0.51033%	\$ 1,148,242
146		SVFII	1,500,000	0.38275%	\$ 861,181
147		SVFII	250,000	0.06379%	\$ 143,530
148		SVFII	1,000,000	0.25516%	\$ 574,121
149		SVFII	1,250,000	0.31896%	\$ 717,651
150		SVFII	500,000	0.12758%	\$ 287,060
151		SVFII	2,800,000	0.71446%	\$ 1,607,538
152		SVF	1,000,000	0.25516%	\$ 574,121
153		SVF	144,000	0.03674%	\$ 82,673
154	2	SVF	888,191	0.22664%	\$ 509,929
155	2	SVFII	500,000	0.12758%	\$ 287,060
156	2	HVF	1,089,749	0.27807%	\$ 625,647
184		SVFII	166,667	0.04253%	\$ 95,687
185		SVFII	166,667	0.04253%	\$ 95,687
186		SVFII	166,667	0.04253%	\$ 95,687
187		SVF	125,000	0.03190%	\$ 71,765
188		SVF	191,659	0.04890%	\$ 110,035
189		SVF	661,860	0.16888%	\$ 379,988
190		SVF	80,000	0.02041%	\$ 45,930
191		SVF	6,322,000	1.61315%	\$ 3,629,592
192		SVF	1,455,074	0.37128%	\$ 835,388
193		SVF	420,195	0.10722%	\$ 241,243
194		SVF	201,000	0.05129%	\$ 115,398
195		SVF	800,000	0.20413%	\$ 459,297
196		SVF	35,000	0.00893%	\$ 20,094
197		SVF	430,000	0.10972%	\$ 246,872
198		SVF	1,425,000	0.36361%	\$ 818,122
199		SVF	143,787	0.03669%	\$ 82,551

**Revised Schedule A to Motion for Interim Distribution
Receiver's Proposed Distributions**

1	2	3	4	5	6
Claimant No.	Footnote Ref.	Fund Invested In	Court-approved Allowed Claim Amount	Proposed Distribution (%)	Proposed Prorated Distribution Amount
200		SVFII	2,000,000	0.51033%	\$ 1,148,242
201		SVF	1,375,000	0.35085%	\$ 789,416
202		SVF	324,800	0.08288%	\$ 186,474
203		SVF	442,400	0.11288%	\$ 253,991
204		SVF	499,000	0.12733%	\$ 286,486
205		SVF	645,000	0.16458%	\$ 370,308
206		SVF	165,543	0.04224%	\$ 95,041
207		SVF	1,168,655	0.29820%	\$ 670,949
208		SVF	550,000	0.14034%	\$ 315,766
213		SVF	23,690,000	6.04485%	\$ 13,600,922
214		SVF	10,755,000	2.74430%	\$ 6,174,669
215		HVF	24,276	0.00619%	\$ 13,937
216		SVF	28,290	0.00722%	\$ 16,242
217	3	GF	120,020,129	30.62491%	\$ 68,906,052
219		Creditor	44,621	0.01139%	\$ 25,618
220		Creditor	23,277	0.00594%	\$ 13,364
221		SVF	500,000	0.12758%	\$ 287,060
222		SVF	500,000	0.12758%	\$ 287,060
223		SVF	50,000	0.01276%	\$ 28,706
			\$ 391,903,591	100%	\$ 225,000,000

Note 1: For Claimant number 1 and all other claimants, the proposed distribution percentages in column 5 have been rounded to five decimal places.

Note 2: These claims belong to Founding Partners Capital Management Company, which invested in SVF, SVFII, and HVF, and is a Receivership Entity.

Note 3: Claimant 217 is an institutional investor that filed a proof of claim on behalf of the Global Fund Class A Inc. and B Inc. investors representing the net investment of such investors.