

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

DAVID RONALD ALLEN, et al.,

Defendants.

**Civil Action No.
3:11-CV-882-O**

**PLAINTIFF’S MOTION FOR AN ORDER DIRECTING RECOVERY OF FUNDS,
APPOINTING A TAX ADMINISTRATOR, AND AUTHORIZING PAYMENT OF
TAXES AND TAX ADMINISTRATION FEES AND EXPENSES**

Plaintiff Securities and Exchange Commission (the “SEC”) respectfully moves this Court for an Order (1) directing the recovery of certain funds from the United States Treasury for inclusion in an interest-bearing account pending the SEC’s presentation of a plan of distribution to the Court for all funds under the Court’s jurisdiction in this case (the “Fair Fund”); and (2) appointing Miller Kaplan Arase LLP, a certified public accounting firm with an office in San Francisco, California, as Tax Administrator to execute all income tax reporting requirements of the Fair Fund, and authorizing the payment of taxes and tax administration fees and expenses.

WHEREFORE, for the reasons set forth in the accompanying memorandum, the SEC respectfully requests that this Court enter the attached proposed Order and grant such other relief as the Court deems just and proper.

Dated: March 5, 2019

Respectfully submitted,

s/Catherine E. Pappas
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