

Noel A. Gittens*

Attorney for the Plaintiff

SECURITIES AND EXCHANGE COMMISSION

Division of Enforcement

Office of Distributions

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* Appearing pursuant to Local Rule 83.5(e)

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF PENNSYLVANIA

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

-against-

HENRY FORD f/k/a
CLEOTHUS LEFTY JACKSON and
FALLCATCHER, INC.,

Defendants.

Case No. 19-cv-2214 (PD)

ECF Case

**PLAINTIFF'S UNCONTESTED MOTION TO APPOINT DISTRIBUTION
AGENT AND FOR APPROVAL OF DISTRIBUTION PLAN**

PLEASE TAKE NOTICE that Plaintiff United States Securities and Exchange Commission ("SEC" or "Commission"), by its undersigned counsel, respectfully moves this Court to enter an Order: (1) appointing Commission employee, Noel Gittens, Esq., as Distribution Agent; and (2) approving the Commission's distribution plan (the "Plan") to distribute the Fair Fund in this matter to certain harmed investors. In support of this Motion, the Commission is filing a memorandum of law, which is incorporated with this motion as if fully set forth herein, and including Local Civil Rule

7.1(b) Certification (“Certification”), which certifies the motion is uncontested, and the Plan attached as Exhibit A. The Commission respectfully requests that the Court grant the motion appointing the Distribution Agent and approving the Plan, for the reasons set forth in the supporting papers.

Dated: November 6, 2020

/s/ Noel Gittens
Noel Gittens
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Counsel for defendants Fallcatcher, Inc. and Henry Ford

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

-against-

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**LOCAL CIVIL RULE 7.1(b) CERTIFICATION
AND CERTIFICATE OF SERVICE**

1. I, Noel Gittens certify that the Plaintiff's Uncontested Motion to Appoint Distribution Agent and for Approval of Distribution Plan is uncontested. Before filing the Motion, I conferred with Alan Fellheimer of Leech Tishman Fuscaldo & Lampl, counsel for defendants Henry Ford ("Ford") and Fallcatcher, Inc. ("Fallcatcher"). On October 29, 2020, Mr. Fellheimer informed me by email that the Defendants consented to the Motion.

2. I also certify that on November 6, 2020, a copy of the Motion to Appoint Distribution Agent and Approve Distribution Plan along with the Proposed Order were filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. Parties may access this filing through the Court's system. Copies of the Motion and Distribution Plan were also sent to each of the Eligible Investors listed in Exhibit B to the Distribution Plan.

Dated: November 6, 2020

/s/ Noel Gittens
Noel Gittens