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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 ESTABLISH A FAIR FUND,
APPOINT A TAX ADMINISTRATOR, AND AUTHORIZE PAYMENT OF
FUTURE TAX-RELATED FEES, EXPENSES, AND OBLIGATIONS**

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) establishing a Fair Fund pursuant to Section 308(a) of the Sarbanes-Oxley Act of 2002, as amended by the Dodd-Frank Act of 2010 [15 U.S.C. § 7246], (2) appointing Miller Kaplan Arase LLP ("Miller Kaplan"), a certified public accounting firm with an office in San Francisco, California, as

Tax Administrator to execute all income tax reporting requirements, and (3) authorizing payment of future taxes, fees, and expenses of the Tax Administrator from the Fair Fund without further Court Order, with respect to funds under this Court's jurisdiction in this case. The SEC intends to apply to the Court for an Order approving the distribution of collected funds, and the appointment of the Tax Administrator is necessary to ensure that the funds are maintained and distributed in compliance with federal and state tax laws.

The Commission respectfully requests that the Court grant the motion for the reasons set forth in the supporting papers.

Dated: October 29, 2020

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

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

1. I, Noel Gittens certify that the Commission’s Uncontested Motion to Establish a Fair Fund, Appoint a Tax Administrator, and Authorize Future Payment of Tax-Related Fees, Expenses, and Obligations (“Motion”) 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 Defendants Ford and Fallcatcher consented to the Motion.

2. I also certify that on October 29, 2020, a copy of the Commission’s Motion and Memorandum of Law 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.

Dated: October 29, 2020

/s/ Noel Gittens
Noel Gittens