

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

1:14-cv-03533-LMM

v.

**BRUCE D. STREBINGER,
BRENT HOWARD CHAPMAN, AND
MUSKATEER INVESTMENTS, INC.**

Defendants,

and

**ANNE STREBINGER, FURLA BLUE
SpA, LANCE INVESTMENTS S.A.,
AND MUSKATEER INVESTMENTS,
INC.**

Relief Defendants.

**PLAINTIFF SECURITIES AND EXCHANGE COMMISSION'S MOTION TO APPROVE
DISTRIBUTION PLAN**

Plaintiff Securities and Exchange Commission (the "Commission") hereby moves to:

- 1) Approve the Commission's proposed plan to distribute funds paid by Defendants to harmed investors (the "Distribution Plan");

Generally, courts have broad discretion to approve plans to distribute funds collected in SEC enforcement actions. *SEC v. Wang*, 944 F.2d 80, 84 (2d Cir. 1991). In evaluating a proposed distribution plan, a court should "decide whether, in the aggregate, the plan is equitable and reasonable." *Id.* "Unless the consent decree specifically provides otherwise, once the District Court satisfies itself that the distribution of proceeds in a proposed Securities and Exchange Commission disgorgement plan is fair and reasonable, its review is at an end." *Id.* at 85.

The Commission belies that the proposed Distribution Plan for the Distribution Fund should be approved as fair and reasonable.

Dated: May 6, 2019

Respectfully Submitted,

/s/ Michael S. Lim

Michael Lim

Attorney for Plaintiff

Securities and Exchange Commission

100 F St, NE

Mail Stop 5876

Washington, D.C. 20549

Phone: (202) 551-4659

Fax: (202) 572-1372