

**UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF COLORADO**

SECURITIES AND EXCHANGE COMMISSION,	:	
	:	
Plaintiff,	:	09-cv-01114 (MSK-KLM)
	:	
v.	:	ECF Case
	:	
WELLS FARGO BANK, N.A.,	:	
JUSTIN WILLIAM RIFKIN,	:	
PATRICK V. LOOPER,	:	
RICHARD G. PACHECO, and	:	
	:	
Defendants.	:	
	:	

[PROPOSED] ORDER FOR DISTRIBUTION OF FAIR FUND

The Court, having reviewed the Securities and Exchange Commission’s (“SEC”) Motion for Distribution of Fair Fund and the supporting Declaration of the Plan Administrator (the “Declaration”), and for good cause shown,

IT IS HEREBY ORDERED:

1. The Plan Administrator shall distribute the Fair Fund, less any payment of any tax obligations, fees, and expenses of the Tax Administrator, post-judgment interest that is to be sent to Treasury, and Court registry fees and expenses, of approximately \$35,057.91, to forty-seven Eligible Recipients under the Distribution Plan in accordance with the procedures described in the Order Approving Distribution Plan from funds held by the Commission under the case name designation “*Wellco Energy Fair Fund*” (“Fair Fund”).
2. The Plan Administrator shall re-distribute funds from those Eligible Recipients who could not be located, have not responded, or have not provided Form W-9 tax

information to the Plan Administrator by January 31, 2017, and re-distribute those funds to the remaining Eligible Recipients.

3. The Clerk of the Court shall issue a check to the SEC from the CRIS account number 09-cv-01114, under the case name designation "SEC v. Wellco Energy L.L.C., et al." for all of the funds in the CRIS account representing the Fair Fund, minus court registry fees, for distribution by the Plan Administrator to Eligible Recipients, payment of any tax obligations, fees, and expenses of the Tax Administrator, and post-judgment interest that is to be sent to Treasury.

The Clerk shall send the check by overnight mail to:

Enterprise Services Center
Accounts Receivable Branch
6500 South MacArthur Blvd
HQ Bldg, Room 181, AMZ-341
Oklahoma City, OK 73169

The Commission's counsel shall provide the Court Registry with the necessary overnight shipping information and the SEC's billing number.

DATED: _____

UNITED STATES DISTRICT JUDGE