

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION

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SECURITIES AND EXCHANGE	:	:
COMMISSION,	:	:
	:	:
Plaintiff,	:	Case No. 1:09-cv-5644
	:	:
v.	:	:
	:	Hon. Joan B. Gottschall
ROBERT D. FALOR	:	:
	:	:
Defendant,	:	Mag. Sidney I. Schenkier
	:	:
and	:	:
	:	:
JENNIFER L. FALOR,	:	:
	:	:
Relief Defendant.	:	:
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**REVISED ORDER APPOINTING PLAN ADMINISTRATOR, APPROVING  
DISTRIBUTION PLAN, TRANSFERRING FUNDS, AND AUTHORIZING  
PAYMENT OF FUTURE TAX OBLIGATIONS AND FEES AND EXPENSES OF  
TAX ADMINISTRATOR**

The Court, having reviewed the Securities and Exchange Commission’s Motion to 1) appoint a Plan Administrator, 2) approve the Commission’s proposed plan to distribute funds paid by Relief Defendant, funds collected from the Florida Department of Financial Services, and any future funds to be paid by defendant Robert Falor (“Defendant or Falor”) to harmed investors (the “Distribution Plan”), 3) transfer funds previously paid to the Clerk of Court by Jennifer Falor (“Relief Defendant”) (principal plus interest less the Registry fee) to the Commission, and 4) authorize the Commission staff to approve and arrange payment of all future tax obligations and tax administrator fees and expenses owed by the Distribution Fund

directly from the Distribution Fund without further order of the Court, and it appearing for good cause shown,

**IT IS HEREBY ORDERED**, that:

1. The Motion to Appoint Plan Administrator, Transfer Funds, and Approve Distribution Plan is **GRANTED**.
2. Michael S. Lim is appointed as Plan Administrator.
3. The Distribution Fund will be distributed in accordance with the Distribution Plan approved by this Court.
4. The funds paid by relief defendant and held in the court registry (principal plus interest less Registry fee) shall be paid the Commission by certified check, bank cashier's check, or Securities and Exchange Commission, which shall be delivered or mailed to:

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

and shall be accompanied by a letter identifying the case title, civil action number, and name of this Court; Jennifer Falor as relief defendant in this action; and specifying that payment is made pursuant to the Final Judgment against relief defendant.

5. The Plan Administrator shall perform such functions as are necessary to implement and administer the approved Distribution Plan, pursuant to which monies in the Distribution Fund, minus tax obligations and fees and expenses of

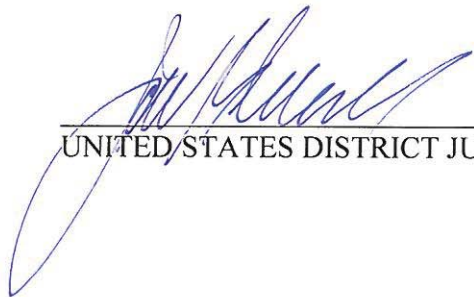
the Tax Administrator, shall be distributed to Eligible Recipients as defined in the Distribution Plan.

6. The Plan Administrator shall be deemed to be acting within the scope of his employment with the Commission in administering this Distribution Fund. In carrying out his duties, the Plan Administrator may be assisted by other Commission staff acting under his supervision.
7. The Plan Administrator shall receive no compensation for the services performed in administering the Distribution Fund, other than his regular salary as an employee of the Commission.
8. The Plan Administrator shall coordinate with the Court-appointed Tax Administrator, Damasco & Associates LLP, to ensure that the Distribution Fund, a Qualified Settlement Fund (“QSF”) under Section 468B(g) of the Internal Revenue Code, and related regulations pertaining to QSFs, 26 C.F.R. §§ 1.468B-1 through 65, complies with all related legal and regulatory requirements, including without limitation, satisfying any reporting or withholding requirements imposed on distributions from the Distribution Fund.
9. The Plan Administrator may be removed *sua sponte* at any time by the Court or upon motion of the Commission and replaced with a successor.
10. The Plan Administrator and his designees, agents and assistants are not required to post a bond, and shall not be liable to any person for their actions hereunder, except on a finding of willful disregard of duty.

11. The Plan Administrator will submit a final accounting to the Court prior to seeking termination of the Distribution Fund and discharge of the Plan Administrator.
12. The Commission staff is authorized to approve and arrange payment of all future tax obligations and tax administrator fees and expenses owed by the Distribution Fund directly from the Distribution Fund without further order of the Court.

SO ORDERED

Dated: May 11, 2016

  
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UNITED STATES DISTRICT JUDGE