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7 Attorneys for the SRA Funds Investor Group

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 10 **UNITED STATES DISTRICT COURT**  
 11 **NORTHERN DISTRICT OF CALIFORNIA**  
 12 **SAN FRANCISCO DIVISION**

13 SECURITIES AND EXCHANGE  
14 COMMISSION,

15 Plaintiff,

16 vs.

17 JOHN V. BIVONA; SADDLE RIVER  
18 ADVISORS, LLC; SRA MANAGEMENT  
LLC; FRANK GREGORY MAZZOLA,

19 Defendants, and

20 SRA I LLC; SRA II LLC; SRA III LLC;  
21 FELIX INVESTMENTS, LLC; MICHELE J.  
22 MAZZOLA; ANNE BIVONA; CLEAR  
SAILING GROUP IV LLC; CLEAR  
SAILING GROUP V LLC,

23 Relief Defendants.  
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Case No: 3:16-cv-01386-EMC

**DECLARATION OF JONATHAN K.  
LEVINE IN SUPPORT OF THE SRA  
FUNDS INVESTOR GROUP'S  
ADMINISTRATIVE MOTION**

Courtroom: 5  
Judge: Hon. Edward M. Chen

28 LEVINE DECL. IN SUPPORT OF SRA FUNDS INVESTOR GROUP'S ADMINISTRATIVE  
MOTION

1 I, Jonathan K. Levine, declare as follows:

2 1. I am a partner of Pritzker Levine LLP, counsel for the SRA Funds Investor Group  
3 (“Investor Group”). I submit this declaration in support of the Investor Group’s motion for  
4 administrative relief to: (1) request an order of the Court compelling the Receiver, Kathy Bazoian  
5 Phelps, to immediately turn over to Pritzker Levine and lodge with the Court any written materials  
6 provided by her tax advisor and securities counsel that form the basis for Ms. Phelps’ December 16,  
7 2019 supplemental filing (Dkt. No. 538); and (2) reset the January 16, 2020 hearing date on Ms.  
8 Phelps’ pending motion (Dkt. No. 516) to provide the Investor Group with no less than three weeks  
9 from the receipt of the written materials to file a response to Ms. Phelps’ supplemental filing. I have  
10 personal knowledge of the facts stated herein and, if called upon to do so, could and would testify  
11 completely thereto.

12 2. Attached hereto as exhibits are true and correct copies of the following documents:

13 **Exhibit A:** December 11, 2019 email (12:12 am) from Kathy B. Phelps to Jonathan  
14 Levine and Elizabeth Pritzker;

15 **Exhibit B:** December 11, 2019 email (3:44 pm) from Kathy B. Phelps to Elizabeth  
16 Pritzker and Jonathan Levine;

17 **Exhibit C:** December 11, 2019 (8:02 am) email from Jonathan Levine to Kathy B.  
18 Phelps;

19 **Exhibit D:** May 8, 2018 letter from Jonathan Levine to John W. Cotton, counsel  
20 for the prior Receiver;

21 **Exhibit E:** December 11, 2019 (2:05 pm) email from Elizabeth Pritzker to Kathy  
22 B. Phelps;

23 **Exhibit F:** December 17, 2019 (11:14 am) email from Jonathan Levine to Kathy  
24 B. Phelps; and

25 **Exhibit G:** December 17, 2019 (4:47 pm) email from Kathy B. Phelps to Jonathan  
26 Levine and Elizabeth Pritzker.

1 I declare under penalty of perjury and under the laws of the State of California and the United  
2 States of America that the foregoing is true and correct. Executed on this 18th day of December,  
3 2019 at Oakland, California.

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5 By: /s/ Jonathan K. Levine  
6 Jonathan K. Levine  
7 Counsel for the Investor Group  
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