

NOTE: CHANGES MADE BY THE COURT

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

MEDICAL CAPITAL HOLDINGS,
INC.; MEDICAL CAPITAL
CORPORATION; MEDICAL
PROVIDER FUNDING
CORPORATION VI; SIDNEY M.
FIELD; and JOSEPH J.
LAMPARIELLO,

Defendants.

Case No. 8:09-cv-0818-DOC (RNBx)

ORDER 1) SETTING BAR DATE; 2)
APPROVING PROOF OF CLAIM
FORM AND CLAIM INFORMATION
FORM; AND 3) ESTABLISHING
SUMMARY PROCEDURES FOR
CLAIM ADMINISTRATION

The Court having considered the motion of Thomas A. Seaman ("Receiver"), Court-appointed permanent receiver for Medical Capital Holdings, Inc., Medical Capital Corporation, and Medical Provider Funding Corporation VI, and their subsidiaries and affiliates, including Gulf Pines Hospital, Inc. ("Receivership Entities"), for an order setting claims bar date, approving proof of claim and claim information forms; and establishing summary procedures for claim administration

1 (the "Claim Process Motion"), and good cause appearing therefor, hereby orders as
2 follows:

- 3 1. The Claim Process Motion is granted;
- 4 2. All proofs of claim by non-investors and all claim information forms by
5 noteholders must be submitted to the Receiver by MAY 1, 2011 (the "Bar Date"),
6 PROVIDED THAT THE RECIEVER MAELS PROOFS OF CLAIM FORMS NO
7 LATER THAN MARCH 1, 2011. Any claim submitted after the Bar Date will be
8 forever barred.
- 9 3. Exhibits A and B to the Claim Process Motion are approved and may
10 be used to solicit claim information from noteholders and proofs of claim from
11 creditors.
- 12 4 Disputes regarding claim amounts will be determined by this Court
13 using summary procedures. The Receiver will initiate the process by filing a claim
14 objection. The burden of proof will then shift to the claimant to submit evidence
15 and declarations sufficient to overcome the objection. The Court will implement
16 further procedures as appropriate to resolve claim objections.

17 **IT IS SO ORDERED.**

18
19 Dated: January 31, 2011

David O. Carter

JUDGE, UNITED STATES DISTRICT COURT

20
21 Submitted by:

22 ALLEN MATKINS LECK GAMBLE
23 MALLORY & NATSIS LLP

24 By: /s/ Loraine L. Pedowitz
25 Loraine L. Pedowitz
26 Attorneys for Thomas A. Seaman,
27 Receiver
28