UNITED STATES DISTRICT COURT EASTERN DISTRICT OF MICHIGAN

UNITED STATES SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

TREASURE ENTERPRISE LLC, PATRICIA ENRIGHT GRAY and LARRY ALLEN HOLLEY

No. 17-cv-10963 Hon. Marianne O. Battani

Defendants,

and

KINGDOM ASSET MANAGEMENT LLC and CARLEEN RENEE HOLLEY,

Relief Defendants.

ORDER GRANTING MOTION OF RECEIVER FOR AUTHORITY TO SELL REAL ESTATE LOCATED AT 2716 WADSWORTH AVENUE, SAGINAW, MICHIGAN

This matter having come before the Court upon the *Motion of Receiver for Authority to Sell Real Estate Located at 2716 Wadsworth Avenue, Saginaw, Michigan* (the "<u>Motion</u>") filed by O'Keefe & Associates Consulting, LLC and Patrick O'Keefe (the "<u>Receiver</u>"); due and sufficient notice having been given; no objections to the relief requested in the Motion having been filed, or all such

2:17-cv-10963-MOB-SDD Doc # 76 Filed 10/06/17 Pg 2 of 4 Pg ID 1328

objections having been overruled; and the Court being fully advised in the premises:

THE COURT HEREBY FINDS THAT:

A. This Court has jurisdiction over this action pursuant to Section 22 of the Securities Act of 1933 [15 U.S.C. § 77a *et seq.*] and Section 27 of the Securities Exchange Act of 1934 [15 U.S.C. § 78a *et seq.*] (the "Exchange Act").

B. Venue is proper in this Court pursuant to Section 27 of the Exchange Act.

C. The Receiver is the duly appointed receiver pursuant to this Court's *Sealed Order Appointing Receiver* [Docket No. 10] entered on March 28, 2017 (the "<u>Receivership Order</u>").

D. Due, timely and appropriate notice of the Motion and an opportunity to object or be heard with respect to the Motion and the relief requested therein has been provided to all interested persons and entities.

E. The Court has reviewed the Motion and all other pleadings of record related to the Motion.

F. The Court also has considered the arguments of counsel at the hearing on approval of the Motion.

G. The Purchase Agreement is the result of an arm's length negotiation, undertaken consistent with and within the scope of the Receiver's duties under the Receivership Order.

G. Proper publication of the proposed sale of the property subject to the Purchase Agreement (the "<u>Property</u>") has occurred, consistent with the requirements of 28 U.S.C. §2002, and sale of the Property is otherwise consistent with the requirements of 28 U.S.C. §2001.

NOW, THEREFORE, IT IS ORDERED AND ADJUDGED THAT:

- 1. The Motion is GRANTED in its entirety.
- 2. The Receiver is authorized to sell the Property commonly known as

2716 Wadsworth Avenue, Saginaw, Michigan and more fully described as:

Land situated in the City of Saginaw, County of Saginaw and the State of Michigan, described as Lots 124, 125, 126, 127, 128 and 129, Liberty Park, according to the plat thereof recorded in Plat Liber 3, Page 47, Saginaw County Records, more commonly known as 2716 Wadsworth, Saginaw Michigan and containing .69 acres, more or less.

Parcel ID No.: 21248900000

(the "<u>Property</u>"), free and clear of all liens, claims and encumbrances, pursuant and subject to the terms of the Purchase Agreement.

- 3. The Receiver is authorized to enter into the Purchase Agreement.
- 3. In connection with the closing under the Purchase Agreement, the

Receiver is authorized to execute any and all documents reasonably required to

2:17-cv-10963-MOB-SDD Doc # 76 Filed 10/06/17 Pg 4 of 4 Pg ID 1330

consummate the sale of the Property, and to take all steps reasonable and necessary related thereto, including but not limited to the payment of subject to usual and customary pro-rations and all ordinary and necessary closing costs and commission to Signature Associates.

All liens against the Property shall be transferred to the proceeds of sale, and shall not be disbursed, pending further order of this Court (provided, however, that unpaid taxes and water bills which constitute a lien against the Property, may be paid at the time of closing).

SO ORDERED.

Date: October 6, 2017

<u>s/Marianne O. Battani</u> MARIANNE O. BATTANI United States District Judge

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Order was served upon counsel of record via the Court's ECF System to their respective email addresses or First Class U.S. mail to the non-ECF participants on October 6, 2017.

<u>s/ Kay Doaks</u> Case Manager