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15 UNITED STATES DISTRICT COURT
 16 CENTRAL DISTRICT OF CALIFORNIA

17 SECURITIES AND EXCHANGE
 18 COMMISSION,

19 Plaintiff,

20 v.

21 ROBERT YANG, et al.,

22 Defendants,

23 YANROB'S MEDICAL, INC., et al.,

24 Relief Defendants.

Case No. 5:15-CV-02387-SVW (KKx)

**STIPULATION TO AMEND
 COURT'S JUNE 6, 2016 MINUTE
 ORDER [DKT NO. 83]**

[Proposed] Order submitted concurrently
 herewith

Ctrlm: 6
 Judge: Hon. Stephen V. Wilson

STIPULATION

The following Stipulation to Amend Court's June 6, 2016 Minute Order (the "Stipulation") is made by and between Stephen J. Donell (the "Receiver"), the Court-appointed receiver in the above-entitled action and Celtic Bank Corporation ("Celtic Bank"), by and through their respective counsel of record, and with respect to the following facts:

A. On June 6, 2016, this Court held a hearing on the Receiver's Ex Parte Application for Order to Show Cause Why Celtic Bank Should Not Be Held In Civil

1 Contempt (the "Ex Parte Application") (Dkt. Nos. 48-50) and Celtic Bank's Motion
2 for Leave to Intervene (the "Motion to Intervene") (Dkt. No. 58). Both the Ex Parte
3 Application and the Motion to Intervene dealt with \$2 million in cash (the
4 "Proceeds") held by Celtic Bank in two deposit accounts, ending in 2962 and 0821,
5 respectively (the "Deposit Accounts"), in which both the Receiver and Celtic Bank
6 have claimed an interest;

7 B. On June 6, 2016, the Court entered its Minute Order: (1) instructing
8 Celtic Bank to turn over to the Receiver the Proceeds in the Deposit Accounts; (2)
9 memorializing the agreement between the Receiver and Celtic Bank that the
10 turnover of the Proceeds to the Receiver does not reflect an adjudication of which
11 party has a superior claim to the Proceeds; and (3) denying the Ex Parte Application
12 and Motion to Intervene (Dkt. 83); and

13 C. Celtic Bank has requested a clarification and amendment of the Court's
14 Minute Order (Dkt. 83) to add language to the effect that, after Celtic Bank turns the
15 Proceeds over to the Receiver, the Receiver will hold the Proceeds in a separate
16 account, pending a final determination of the Receiver's and Celtic's respective
17 rights in and claims against the Proceeds. The Receiver has no objection to such an
18 amendment.

19 **STIPULATION AND AGREEMENT**

20 Accordingly, and in consideration of the foregoing, the Receiver and Celtic
21 Bank STIPULATE and AGREE as follows:

22 1. The Court's June 6, 2016 Minute Order (Dkt. No. 83) shall be amended
23 to read as follows, with the italicized text reflecting the amendment requested by
24 Celtic Bank:

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26 **"In light of the representations at the hearing, the**
27 **Court orders Celtic Bank to turn over the property at**
28 **issue. *The Court further orders the receiver, Stephen***

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J. Donell, to hold such property in trust in a separate account pending a final determination of who has a right to such property. The parties agreed that the marshaling of property does not resolve the question of which party has the superior right to the property and the receiver agreed to retain possession of the property until such time as there is a resolution of the seniority of the claims to the property.

Further, for the reasons stated in the hearing, the receiver's ex parte application for an order to show cause why Celtic Bank should not be held in civil contempt [48] is DENIED and Celtic Bank's motion to intervene [58] is DENIED.

IT IS SO ORDERED."

Dated: June 14, 2016

ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP
DAVID R. ZARO
JOSHUA A. DEL CASTILLO
KENYON HARBISON

By: /s/ Joshua A. del Castillo
JOSHUA A. DEL CASTILLO
Attorneys for Receiver
STEPHEN J. DONELL

Dated: June 14, 2016

STRAGGAS DEAN LLP
GEORGE D. STRAGGAS
ERIC D. DEAN
TRACY ANIELSKI

By: /s/ Eric D. Dean
ERIC D. DEAN
Attorneys for CELTIC BANK
CORPORATION

PROPOSED ORDER

Proposed Order

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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

ROBERT YANG, et al.,

Defendants,

YANROB'S MEDICAL, INC., et al.,

Relief Defendants.

Case No. 5:15-CV-02387-SVW (KKx)

**[PROPOSED] ORDER GRANTING
STIPULATION TO AMEND
COURT'S JUNE 6, 2016 MINUTE
ORDER [DKT NO. 83]**

Ctvm: 6
Judge: Hon. Stephen V. Wilson

ORDER ON STIPULATION

The Court has reviewed and considered the Stipulation to Amend Court's June 6, 2016 Minute Order (the "Stipulation") entered into by and between Stephen J. Donell (the "Receiver"), the Court-appointed receiver in the above-entitled action and Celtic Bank Corporation ("Celtic Bank"). Good cause appearing therefor, the Court GRANTS the Stipulation and ORDERS as follows:

1. The Court's June 6, 2016 Minute Order (Dkt. No. 83) shall be amended to read as follows, with the italicized text reflecting the amendment requested by Celtic Bank in the Stipulation:

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"In light of the representations at the hearing, the Court orders Celtic Bank to turn over the property at issue. *The Court further orders the receiver, Stephen J. Donell, to hold such property in trust in a separate account pending a final determination of who has a right to such property.* The parties agreed that the marshaling of property does not resolve the question of which party has the superior right to the property and the receiver agreed to retain possession of the property until such time as there is a resolution of the seniority of the claims to the property.

Further, for the reasons stated in the hearing, the receiver's ex parte application for an order to show cause why Celtic Bank should not be held in civil contempt [48] is DENIED and Celtic Bank's motion to intervene [58] is DENIED.

IT IS SO ORDERED."

Dated: June _____, 2016

Hon. Stephen V. Wilson
Judge, United States District Court

PROOF OF SERVICE

Securities and Exchange Commission v. Robert Yang, Suncor Fontana, et al.
USDC, Central District of California – Case No. 5:15-cv-02387-SVW (KKx)

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 515 S. Figueroa Street, 9th Floor, Los Angeles, California 90071-3398.

A true and correct copy of the foregoing document(s) described below will be served in the manner indicated below:

**STIPULATION TO AMEND COURT'S JUNE 6, 2016
MINUTE ORDER [DKT NO. 83]**

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")** – the above-described document will be served by the Court via NEF. On **June 14, 2016**, I reviewed the CM/ECF Mailing Info For A Case for this case and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the email address(es) indicated below:

- **Zachary T. Carlyle**
carlylez@sec.gov,kasperg@sec.gov,karpeli@sec.gov,
blomgrene@sec.gov,pinkstonm@sec.gov,NesvigN@sec.gov
- **Stephen J. Donell**
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- **Mark T. Hiraide**
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- **Joshua Andrew del Castillo**
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- **David R Zaro**
dzaro@allenmatkins.com

2. **SERVED BY U.S. MAIL OR OVERNIGHT MAIL (indicate method for each person or entity served)**: On _____, I served the following person(s) and/or entity(ies) in this case by placing a true and correct copy thereof in a sealed envelope(s) addressed as indicated below. I am readily familiar with this firm's practice of collection and processing correspondence for mailing. Under that practice it is deposited with the U.S. postal service on that same day in the ordinary course of business. I am aware that on motion for party served, service is presumed invalid if postal cancellation date or postage meter date is more than 1 (one) day after date of deposit for mailing in affidavit.

I declare that I am employed in the office of a member of the Bar of this Court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on **June 14, 2016** at Los Angeles, California.

s/ Martha Díaz

Martha Diaz