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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION**

SECURITIES AND EXCHANGE)
COMMISSION,)
)
Plaintiff and Intervention Defendant,)
)
V.)
)
MERRILL SCOTT & ASSOCIATES, LTD.;)
MERRILL SCOTT & ASSOCIATES, INC.;)
PHOENIX OVERSEAS ADVISERS, LTD.;)
GIBRALTAR PERMANENTE ASSURANCE,)
LTD.; PATRICK M. BRODY; DAVID E. ROSS)
II and MICHAEL G. LICOPANTIS,)
)
Defendants.)
)

DAVID K. BROADBENT, ESQ., as RECEIVER)
for MERRILL SCOTT & ASSOCIATES, LTD.;)
MERRILL SCOTT & ASSOCIATES, INC.;)
PHOENIX OVERSEAS ADVISERS, LTD.;)
GIBRALTAR PERMANENTE ASSURANCE,)
LTD.; and each of their respective)
SUBSIDIARIES and AFFILIATED ENTITIES,)
)
Third-Party Plaintiff,)
)
V.)
)
CERTAIN UNDERWRITERS AT LLOYDS,)
LONDON; and JAMES P. LANDIS,)
)
Third-Party Defendants.)
)

**MOTION FOR APPROVAL OF
RECEIVER'S PROPOSED INTERIM
DISTRIBUTION**

Civil No. 2:02CV-0039C

Judge Tena Campbell
Magistrate Judge David Nuffer

David K. Broadbent, as Receiver for Merrill Scott & Associates, Ltd. and its related entities, moves this Court for an order approving the Receiver's Proposed Interim Distribution. This motion is supported by the accompanying memorandum.

Dated this 20th day of June, 2007.

/s/ David K. Broadbent, Receiver
David K. Broadbent, Receiver
60 East South Temple, Suite 2000
Salt Lake City, UT 84111
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