

AUG 21 2009

By: James N. Hauer, Clerk
Deputy Clerk

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

COADUM ADVISORS, INC.
MANSELL CAPITAL PARTNERS III, LLC
JAMES A. JEFFERY
THOMAS E. REPKE
COADUM CAPITAL FUND 1, LLC
COADUM CAPITAL FUND II, LP
COADUM CAPITAL FUND III, LP and
MANSELL ACQUISITION COMPANY, LP,

Defendants.

CIVIL ACTION FILE
NO.

1:08-CV-00011-ODE

**PROPOSED ORDER SETTING HEARING TO
CONSIDER THE RECEIVER'S PROPOSED PLAN OF
DISTRIBUTION AND ANY OBJECTIONS TO THAT PROPOSED PLAN**

The Court hereby sets a hearing for September 18, 2009 at 11:00 am/pm,
at which time the Court will consider the *Motion for Order to Approve Receiver's
Plan of Distribution* [Docket Entry No. 123] and any objections to the Plan.

Any claimant who is dissatisfied with the Receiver's claim determination
and/or plan of distribution may file an objection with the Court. Objections must

be filed in writing by the claimant with the Clerk of the District Court, United States District Court for the Northern District of Georgia Atlanta Division, Richard B. Russell Federal Building and Courthouse, 75 Spring Street SW, Room 2211, Atlanta, GA 30303-3361. Claimant must also send a copy of the objection to the Receiver's office at 707 Whitlock Avenue, Suite B21, Marietta, Georgia 30064-4656. Objections must be received by the Court and the Receiver no later than ten (10) business days prior to the hearing date set by the Court. At a minimum, any objection must contain the following:

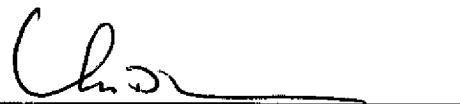
- (1) A caption setting forth the name of the Court, the names of the plaintiff, and defendants, and the case number as noted above;
- (2) The name of the claimant, claim number and a description of the basis for the amount of the claim;
- (3) A concise statement setting forth the reasons why the claim should not be disallowed or modified as set forth in the Plan of Distribution and/or why another distribution method would be more equitable for all claimants;
- (4) All documentation or other evidence of the claim upon which claimant will rely in opposing the claim determination and plan of distribution; and

- (5) The address(es) to which the Receiver may send claimant any reply to the objection.

Claimant may, but is not required to, retain the services of an attorney to file any such objection. If no objection is received, the Court may enter an Order allowing or disallowing the claims as set forth in the Plan of Distribution. Should a claimant make an objection to the Plan of Distribution, the claimant must be present to defend the claim on the hearing date set by the Court to hear such objections; or the Court may enter the relief requested by the Receiver in the Plan of Distribution. An objector shall have the burden of proof in such hearing.

The Receiver shall provide notice of the hearing to those claimants known to the Receiver by mailing and by posting on the Receiver's website.

ORDERED, ADJUDGED, and DECREED this 21 day of April, 2009.


Orinda D. Evans
United States District Judge

Proposed Order Prepared By:

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