

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
FORT MYERS DIVISION

CASE NO.: 2:09-CV-229-FTM-29SPC

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

vs.

FOUNDING PARTNERS CAPITAL MANAGEMENT  
and WILLIAM L. GUNLICKS,

Defendants,

FOUNDING PARTNERS STABLE-VALUE FUND, LP,  
FOUNDING PARTNERS STABLE-VALUE FUND II, LP,  
FOUNDING PARTNERS GLOBAL FUND, LTD., and  
FOUNDING PARTNERS HYBRID-VALUE FUND, LP,

Relief Defendants.

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**RECEIVER'S NOTICE OF COMPLIANCE AND  
NO OBJECTIONS TO PROPOSED DISTRIBUTION**

Receiver Daniel S. Newman, not individually, but solely in his capacity as the Court-appointed receiver ("Receiver") for Founding Partners Capital Management Company ("FPCM"); Founding Partners Stable-Value Fund, L.P.; Founding Partners Stable-Value Fund II, L.P.; Founding Partners Global Fund, Ltd.; and Founding Partners Hybrid-Value Fund, L.P. (collectively, the "Receivership Entities"), respectfully submits this notice ("Notice") of compliance with [D.E. 629] and receiving no objections to the Motion for Court Approval of Second Interim Distribution of Funds ("Motion") [D.E. 628].

The Receiver filed the Motion on February 13, 2024. The Securities and Exchange Commission did not object to the relief sought by the Receiver in the Motion. The same day,

February 13, the Court entered an order approving an objection procedure for the Motion at [D.E. 629] (“Objection Procedure”).

The Receiver timely complied with all notice requirements in the Objection Procedure.

The Objection Procedure set a 14-day deadline for submission of any objections to the Motion, such that any objections were due by February 27, 2024.

As of the date of this notice, the deadline for objections has passed and the Receiver has not received any objections, nor have any objections been filed. As such, the Objection Procedure has been completed and the Receiver is prepared to begin the second distribution upon further order of the Court.

Dated: March 12, 2024.

Respectfully submitted,

NELSON MULLINS  
Attorneys for Receiver  
One Biscayne Tower, 21<sup>st</sup> Floor  
2 South Biscayne Boulevard  
Miami, FL 33131

By: /s/ Christopher Cavallo  
Christopher Cavallo, Esq.  
Florida Bar No. 0092305  
Jonathan Etra, Esq.  
Florida Bar No. 0686905

**CERTIFICATE OF SERVICE**

I hereby certify that on March 12, 2024, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing is being served this day on all counsel of record identified on the attached Service List in the manner specified, either via transmission of Notices of Electronic Filing generated by CM/ECF or in some other authorized manner for those counsel who are not authorized to receive Notices of Electronic Filing.

By: /s/ Christopher Cavallo  
Christopher Cavallo, Esq.

**SERVICE LIST**

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| <p><b>Teresa Verges, Esq.</b><br/>Securities and Exchange Commission<br/>801 Brickell Avenue, Suite 1800<br/>Miami, FL 33131<br/>vergest@sec.gov<br/><i>Counsel for U.S. Securities and<br/>Exchange Commission</i><br/><u>Service via CM/ECF</u></p> | <p><b>Gabrielle D'Alemberte, Esq.</b><br/>The D'Alemberte Trial Firm, P.A.<br/>1749 N.E. Miami Ct.<br/>Suite 301<br/>Miami, FL 33132<br/>gabrielle@dalemberte.com<br/><i>Counsel for William &amp; Pamela Gunlicks</i><br/><u>Service via CM/ECF</u></p> |
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