

U.S. DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
**FILED**  
APR 11 2007  
CLERK, U.S. DISTRICT COURT  
By \_\_\_\_\_ Deputy *ds*

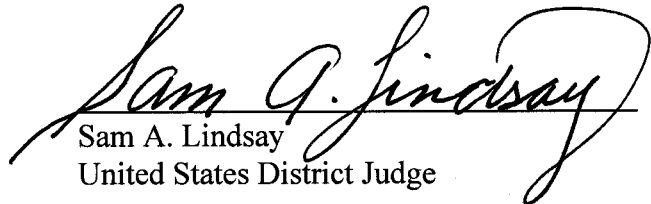
Civil Action No. 3:05-CV-1328-L

This is a civil action brought by the Securities and Exchange Commission (“SEC”) for alleged violations of the federal securities laws. Pursuant to 28 U.S.C. § 636(b), and an order of the court in implementation thereof, on February 27, 2006, this action was referred to United States Magistrate Judge Jeff Kaplan for pretrial management. On February 14, 2007, the Findings and Recommendation of the United States Magistrate Judge were filed, recommending that the court grant the Receiver’s Motion to Make Interim Distribution (Megafund Receivership Estate) [Docket #258], to which no objections were filed. Specifically, the magistrate judge recommended that the court grant the interim distribution plan set forth in Exhibit #1 to the Receiver’s Motion to Make Interim Distribution (Megafund Receivership Estate). Under this plan, of the \$2,781,973.38 the

Receiver has on hand in cash and other assets, the Receiver asks that \$281,973.38 be reserved to cover past and future expenses, including attorney's fees and accounting fees, and that the remaining \$2,500,000 be distributed pro-rata to holders of the allowed claims as set forth in Exhibit #1 to the Receiver's Motion, a copy of which the court has attached as Exhibit #1 to this order.

Having reviewed the pleadings, file and record in this case, and the findings and conclusions of the magistrate judge, the court determines that the findings and conclusions are correct. The magistrate judge's findings are **accepted** as those of the court. Accordingly, the court **grants** Receiver's Motion to Make Interim Distribution (Megafund Receivership Estate) [Docket # 258], and approves the interim distribution plan set forth in Exhibit 1 hereto, which reflects the exact amount each holder is to receive. The court **directs** the Receiver to issue interim distribution checks to each claimant in the amounts set forth in the attached schedule. *See* Ex. 1. The checks shall be void if not cashed within 45 days from the date of issuance.

It is so ordered this 11<sup>th</sup> day of April, 2007.

  
Sam A. Lindsay  
United States District Judge