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11 Attorneys for Receiver
12 KRISTA FREITAG

13 UNITED STATES DISTRICT COURT
14 SOUTHERN DISTRICT OF CALIFORNIA

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16 SECURITIES AND EXCHANGE
COMMISSION,
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Plaintiff,
18
v.
19 GINA CHAMPION-CAIN and ANI
20 DEVELOPMENT, LLC,
21
Defendants.
22 AMERICAN NATIONAL
INVESTMENTS, INC.,
23
Relief Defendant.
24

Case No. 3:19-cv-01628-LAB-AHG

Ctrm: 14A
Judge Hon. Larry Alan Burns

**NOTICE OF MOTION AND
MOTION FOR APPROVAL OF
SETTLEMENT AGREEMENT
WITH WILLIAM ADAMS AND
RELATED ENTITIES**

Date: May 3, 2021
Time: 11:15 a.m.
Courtroom: 14A
Judge: Hon. Larry Alan Burns

1 **TO ALL INTERESTED PARTIES:**

2 **PLEASE TAKE NOTICE** that on May 3, 2021, at 11:15 a.m. in Courtroom
3 14A of the United States District Court, Southern District of California, located at
4 221 West Broadway, San Diego, California 92101, Krista Freitag ("Receiver"), the
5 Court-appointed permanent receiver for Defendant ANI Development, LLC, Relief
6 Defendant American National Investments, Inc., and their subsidiaries and affiliates
7 ("Receivership Entities"), will, and hereby does, move this Court for Approval of
8 Settlement Agreement ("Settlement Agreement") with William Adams and Related
9 Entities (the "Motion").

10 The Motion is based upon the Receiver's determination and belief, after
11 weighing the costs, risks and potential benefits of settlement versus the pursuit of
12 litigation, that the Settlement Agreement is a reasonable and fair compromise of the
13 receivership estate's claims against the Adams Parties and is in the best interests of
14 the receivership estate and all claimants.

15 This Motion is based upon this notice, the accompanying Memorandum of
16 Points and Authorities and Declaration of Krista Freitag, all pleadings and papers on
17 file in this action, and upon such other matters as may be presented to the Court at
18 the time of hearing.

19 **Procedural Requirements:** If you oppose the Motion, you are required to
20 file your written opposition with the Office of the Clerk, United States District
21 Court, Southern District of California, 333 West Broadway, Suite 420, San Diego,
22 California 92101, and serve the same on the undersigned no later than 14 calendar

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1 days prior to the hearing date. Failure to file an opposition to any motion may be
2 construed as consent to the granting of the motion pursuant to Civil Local
3 Rule 7.1(f)(3)(c).

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5 Dated: March 29, 2021

ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP

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7 By: s/Edward G. Fates

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