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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO

11 SECURITIES AND EXCHANGE  
COMMISSION,

12 Plaintiff,

13 vs.

14 ALEXANDER JAMES TRABULSE,

15 Defendant.

16 and

17 FAHEY FUND, L.P., FAHEY FINANCIAL  
18 GROUP, INC., INTERNATIONAL TRADE &  
DATA, and ITD TRADING,

19 Relief Defendants.  
20

Case No. C 07-4975 (WHA)

~~PROPOSED~~ ORDER ON FIFTH AND  
FINAL FEE APPLICATION OF  
(1) MONITOR, MICHAEL A.  
GRASSMUECK; (2) MONITOR'S  
COUNSEL, ALLEN MATKINS; AND  
EXPENSES FOR THE PERIOD MARCH 1,  
2010 THROUGH MARCH 31, 2012

Date: September 20, 2012  
Time: 8:00 a.m.  
Place: Courtroom 8, 19th Floor  
450 Golden Gate Avenue  
San Francisco, CA 94102

21 In accordance with the Order Appointing Monitor And Other Ancillary Relief dated  
22 December 17, 2007 (the "Monitor Order"), Michael A. Grassmueck (the "Monitor"), and the  
23 Monitor's counsel, Allen Matkins Leck Gamble Mallory & Natsis LLP ("Allen Matkins")  
24 submitted an application seeking reimbursement for fees and costs rendered for the fifth interim  
25 period commencing March 1, 2010 and ending March 31, 2012 ("the Fee Application") and  
26 approval of all prior interim fee application orders as final. Adequate notice was provided to all  
27 parties.  
28

The application filed in connection with the close of the case seeks approval of the fees and costs of the Monitor and Allen Matkins as follows:

<b>Fahey Final Fees and Expenses</b>					
	Fees	Expenses	WD Fees	WD Expenses	Total
Grassmueck Group	\$ 22,815.00	\$ 3,451.57	\$ 4,450.00	\$ 215.00	\$ 30,931.57
Allen Matkins	\$ 55,191.50	\$ 1,607.15	\$ 3,000.00	\$ -	\$ 59,798.65
	\$ 78,006.50	\$ 5,058.72	\$ 7,450.00	\$ 215.00	\$ 90,730.22

Fees Outstanding	\$ 78,006.50
Fees Discounted 10%	\$ 70,205.85
Expenses and WD Fees	\$ 12,723.72
Total	\$ 82,929.57

The Monitor and Professionals also seek final approval of the following Orders of this Court: (1) April 23, 2009 Order Granting Monitor's Third Interim Fee Application; and (2) May 12, 2010 Order Granting Monitor's Fourth Interim Fee Application.

This Court, took the present Fee Application under submission. The Court, having considered the Fee Application and any oppositions thereto, and good cause appearing therefore,

**HEREBY ORDERS:**

1. The Monitor is authorized to move payments from funds remaining in the accounts of the Monitor.

2. The Fee Applications are approved as follows:

a. The Monitor's request for <sup>\$22,815.00</sup>~~\$22,818.00~~ in fees, subject to 10% discount, \$3,451.57 in costs, and \$4,665.00 in WD Fees and Expenses is granted in full. The Monitor is authorized to pay himself this amount from the bank account identified in the Monitor Order, or such other funds as available to the Monitor for payment of the fees and costs; and

b. Allen Matkins' request for \$55,191.50 in fees, subject to the 10% discount, \$4,607.15 in costs and \$3,000 in WD Fees is granted in full. The Monitor is authorized to pay Allen Matkins this amount from the bank account identified in the Monitor Order, or such other funds as available to the Monitor for payment of the fees and costs.

1           3.       The fees and costs applied for in this Fifth Fee Application and all prior interim  
2 applications are approved as final.

3                   **IT IS SO ORDERED.**

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5 Dated: September 18, 2012.



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The Honorable William Alsup  
United States District Court Judge

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