

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

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

JAMES A. TORCHIA, et al.,

Defendants.

CIVIL ACTION NO.
1:15-CV-3904-ELR-CCB

ORDER

This matter is before the Court for consideration of a number of unopposed motions.

First is the Receiver's motion to authorize the destruction of 330 boxes of paper files, which the Receiver is currently paying to store. (Doc. 950). The Receiver states that the "key information" contained in the paper records is backed up electronically and that those electronic files will be saved until at least the end of the Receivership. *Id.* at 2. The Receiver is of the opinion that the paper files are no longer needed and that money can be saved by terminating the lease of storage space. *Id.* No party filed a response to the motion, and it is deemed unopposed. LR

7.1(B), NDGa. For good cause shown, the Receiver's motion, (Doc. 950), is **GRANTED**. The Receiver is authorized to shred the paper files identified in the motion.

Second is the Receiver's motion to approve a third distribution of the collected assets of the receivership estate of Credit Nation Capital, LLC (CNC) to the investors and creditors of CNC and its affiliated entities. (Doc. 955). This distribution would be in accordance with the distribution plan approved by the Court. I further note that the District Judge overruled all of the remaining objections to the distribution plan. (Doc. 915). No party filed a response to the motion, and it is deemed unopposed. LR 7.1(B), NDGa. For good cause shown, the motion, (Doc. 955), is **GRANTED**. The Receiver is authorized to make the third distribution up to the amounts itemized in Exhibit A, which is attached to the motion.

Third is the Receiver's Motion to Allow and Pay Fees and Expenses to the Receiver (Eighty-Seventh Application). (Doc. 956). The Receiver requests payment of attorneys' fees and expenses incurred in his duties as Receiver during the period from December 1, 2023, to December 31, 2023. No party filed a response to the motion, and it is deemed unopposed. LR 7.1(B), NDGa. Having considered the motion, and that it is unopposed, it is hereby **ORDERED** that the motion, (Doc.

956), is **GRANTED**. The Receiver is authorized to draw down \$7,298.50 from the assets of the Defendants.

Fourth is the motion filed by Defendant James Torchia for an extension of time within which to respond to Plaintiff's motion for remedies. (Doc. 960). Counsel for the SEC does not oppose the motion, and it is **GRANTED**. Torchia shall respond to the motion by February 21, 2024.

IT IS SO ORDERED, this 25th day of January, 2024.



CHRISTOPHER C. BLY
UNITED STATES MAGISTRATE JUDGE