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6 Attorneys for Permanent Receiver,
7 **ROBB EVANS & ASSOCIATES LLC**

8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

10
11 FEDERAL TRADE COMMISSION, | CASE NO. SACV04-00474 CJC (JWJx)

12 Plaintiff,

13 v.

14 NATIONAL CONSUMER
15 COUNCIL, et al.,

16 Defendants.

**NOTICE OF WITHDRAWAL OF
MOTION FOR ORDER (1)
APPROVING FINAL REPORT AND
ACCOUNTING; (2) DETERMINING
ALLOWED CLAIMS OF NON-
CONSUMER CREDITORS; (3)
APPROVING DISTRIBUTION OF
RECEIVERSHIP ASSETS;
(4) APPROVING RECEIVER'S AND
PROFESSIONALS' FEES AND
EXPENSES FROM SEPTEMBER 1,
2008 THROUGH CLOSING;
(5) DISCHARGING RECEIVER;
(6) RELIEVING RECEIVER OF ALL
DUTIES AND LIABILITIES;
(7) EXONERATING RECEIVER'S
BOND; (8) AUTHORIZING
ABANDONMENT AND
DESTRUCTION OF RECORDS AND
DEEMING ABANDONED ANY
UNADMINISTERED ASSETS; AND
(9) GRANTING ANY OTHER RELIEF
RELATED TO THE WIND UP OF
THE ESTATE WITHOUT PREJUDICE
AND SUBJECT TO REILING AFTER
COMPLETION OF CASH BALANCE
PLAN TERMINATION**

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26 DATE: October 3, 2011
27 TIME: 1:30 p.m.
PLACE: Courtroom 9B

1 PLEASE TAKE NOTICE that on May 17, 2011, Robb Evans & Associates
2 LLC, the permanent receiver (“Receiver”) of National Consumer Council, London
3 Financial Group, United Consumers Law Group, National Consumer Debt Council,
4 LLC, Solidium, LLC, JP Landis, LLC, Financial Rescue Services, Inc., Signature
5 Equities, LLC, M&L Springfield Trust, PC Hailey Trust, Via Lido Trust, Financial
6 Rescue Services Consumer Services, Inc., Financial Rescue Support Services, Inc.,
7 Magical Age Arts and Entertainment Company, Inc. and M&M Enterprises Inc.
8 (collectively, the “Receivership Defendants”) previously filed the Receiver’s
9 Motion for Order (1) Approving Final Report and Accounting; (2) Determining
10 Allowed Claims of Non-Consumer Creditors; (3) Approving Distribution of
11 Receivership Assets; (4) Approving Receiver’s and Professionals’ Fees and
12 Expenses from September 1, 2008 through Closing; (5) Discharging Receiver; (6)
13 Relieving Receiver of All Duties and Liabilities; (7) Exonerating Receiver’s Bond;
14 (8) Authorizing Abandonment and Destruction of Records and Deeming
15 Abandoned Any Unadministered Assets; and (9) Granting Any Other Relief
16 Related to the Wind Up of the Estate (“Wind Up Motion”) which was originally set
17 for hearing on June 27, 2011. Based on two ex parte applications filed by the
18 Receiver and granted by the Court, the hearing on the Wind Up Motion was
19 continued for approximately three months to October 3, 2011 for good cause, as
20 detailed in the ex parte applications, to provide the Receiver time to address certain
21 issues pertaining to the potential creditor Pension Benefit Guaranty Corporation
22 (“PBGC”) and the termination of the Financial Rescue Services, Inc. Cash Balance
23 Plan that covers terminated employees of certain receivership entities owned by two
24 of the individual defendants, Mary Beth Harper and Martha Levitsky. The
25 Receiver is implementing the termination of the plan and is working with the
26 PBGC regarding the termination and to investigate any claims the PBGC contends
27 it may have concerning the plan. The process of implementing and completing the
28 termination of the plan requires more time than the Receiver initially anticipated

1 when it filed its ex parte applications to continue the hearing on the Wind Up
2 Motion. The Receiver now anticipates that the plan termination process will
3 conclude by approximately the end of 2011 but to avoid further ex parte
4 applications and additional continuances, and in order to provide the Court, the
5 plaintiff Federal Trade Commission and the other interested parties with additional
6 and updated information in connection with the wind up of the estate regarding the
7 plan termination, the Receiver has determined it is in the best interests of the estate
8 and judicial economy and efficiency to withdraw the Wind Up Motion without
9 prejudice, and subject to refiling of an amended motion to wind up the receivership
10 estate when the plan termination process is concluded.

11 This Notice of Withdrawal is filed pursuant to Local Civil Rule 7-16 more
12 than seven days in advance of the scheduled hearing on the Wind Up Motion and
13 prior to the deadline for filing response or opposition to the Wind Up Motion. No
14 interested party has filed any response to the Wind Up Motion as of the date of this
15 Notice. The Notice of Withdrawal is being served on all parties and all creditors on
16 whom notice of the hearing of the Wind Up Motion was served and will be posted
17 on the Receiver's website for the case.

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19 Dated: September 7, 2011

Respectfully submitted,

20 MCKENNA LONG & ALDRIDGE LLP
21 GARY OWEN CARIS
22 LESLEY ANNE HAWES

23 By: /s/ Lesley Anne Hawes
24 Lesley Anne Hawes

25 Attorneys for Permanent Receiver
26 **ROBB EVANS & ASSOCIATES**
27 **LLC**