

ROBB EVANS
Receiver of
D.W. Heath & Associates, Inc.;
PCM Fixed Income Fund I, LLC;
Private Capital Management, Inc.;
Private Collateral Management, Inc.
and the Schlarmann Interests

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Securities and Exchange Commission v. D. W. Heath & Associates Inc., et al.
CASE No. CV-04-02949 JFW (Ex)

**Order Granting Motion for Approval of Settlement of Claim Against
Chapter 7 Estate of Coast Energy Management, Inc.**

Filed August 26, 2008

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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

D.W. HEATH & ASSOCIATES, INC.,
etc., et al.,

Defendants.

CASE NO. CV 04-02949 JFW (Ex)

**ORDER GRANTING MOTION FOR
APPROVAL OF SETTLEMENT OF
CLAIM AGAINST CHAPTER 7
ESTATE OF COAST ENERGY
MANAGEMENT, INC.**

Date: August 25, 2008
Time: 1:30 p.m.
Place: Courtroom 16
312 N. Spring Street
Los Angeles, CA

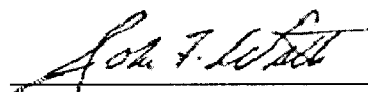
The Motion for Approval of Settlement of Claim Against Chapter 7 Estate of Coast Energy Management, Inc. ("Motion") filed by Robb Evans as Permanent Receiver of D.W. Heath & Associates, Inc., Private Capital Management, Inc., Private Collateral Management, Inc. and PCM Fixed Income Fund I, LLC, and their subsidiaries and affiliates and as Receiver over the Schlarmann Interests ("Receiver") came on regularly for hearing at the above-referenced date, time and place before the Honorable John F. Walter, United States District Judge presiding. Gary Owen Caris of McKenna Long & Aldridge LLP appeared on behalf of the Receiver, Molly B. White appeared on behalf of Plaintiff Securities and Exchange

Commission, and there were no other appearances despite due and proper notice having been given. The Court, having heard and considered the Motion and the pleadings and papers filed in support thereof, including the Settlement Agreement, a true and correct copy of which was attached as Exhibit 1 to the Declaration of Brick Kane filed in support of the Motion (“Settlement Agreement”), the Motion having been duly served in accordance with the Court’s prior Limited Notice Order entered March 4, 2005, Plaintiff Securities and Exchange Commission having filed its Statement of Non-Opposition to the Motion, no opposition having been filed or served, the Court having recited its findings of fact on the record as to why the Motion should be granted, and good cause appearing therefor, it is

ORDERED that:

1. The Motion and the relief sought therein is granted in its entirety; and
2. Without limiting the generality of the foregoing, the Court authorizes the Receiver to: (a) sign and enter into the Settlement Agreement; (b) sign and enter into all other documents, instruments and papers described in the Settlement Agreement or necessary or convenient to make and implement the Settlement Agreement; (c) make the releases provided for in the Settlement Agreement; and (d) perform such other acts necessary or convenient for the Receiver to obtain the benefits and perform all obligations under the Settlement Agreement.

DATED: August 26, 2008



John F. Walter
United States District Judge

cc: Fiscal