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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

FEDERAL TRADE COMMISSION,

Plaintiff,

vs.

JASON CARDIFF, *et al.*,

Defendants.

Case No.: ED CV 18-2104-DMG (PLAx)

**ORDER GRANTING RECEIVER’S
EX PARTE APPLICATION:**

**1. FOR LEAVE TO FILE UNDER
SEAL REPORT OF RECEIVER RE
CONDUCTING VPL OPERATIONS
AND RELATED VPL CASH FLOW
PROJECTIONS; AND**

2. FOR ORDER APPROVING

**(A) THE JOINT STIPULATION AS
TO VPL OPERATIONS;**

**(B) RECEIVER’S REPORT AS TO
VPL OPERATIONS; AND**

**(C) VPL CASH FLOW
PROJECTIONS; AND**

**3. FOR ORDER INSTRUCTING
THE RECEIVER TO CONDUCT
VPL OPERATIONS GOING
FORWARD IN ACCORDANCE
WITH THE PROJECTIONS [467]**

1 On August 28, 2020, the Temporary Receiver Robb Evans & Associates LLC
2 (“Receiver”) filed an *Ex Parte* Application:

- 3 1. For Leave To File Under Seal Report Of Receiver Re Conducting VPL
4 Operations And Related VPL Cash Flow Projections;
- 5 2. For Order Approving
 - 6 a. The Joint Stipulation As To VPL Operations;
 - 7 b. Receiver’s Report As To VPL Operations; and
 - 8 c. VPL Cash Flow Projections; and
- 9 3. For Order Instructing The Receiver To Conduct VPL Operations Going
10 Forward In Accordance With The Projections.


11 The parties have stipulated to waive any hearing on these requests. Having
12 reviewed the *Ex Parte* Application [Doc. # 467], accompanying Joint Stipulation in
13 support thereof [Doc. # 467-1], and the declarations and exhibits submitted in support
14 thereof [Doc. ## 467-1, 468, 468-1], and good cause appearing, IT IS HEREBY
15 ORDERED AS FOLLOWS:

- 16 1. The Application is GRANTED in its entirety.
- 17 2. The Joint Stipulation is approved in its entirety, although notwithstanding
18 the parties’ agreement to have disputes resolved on an expedited basis in Section E.3, the
19 Court will not consider any *ex parte* applications that could have been avoided with the
20 exercise of due diligence or through the filing of a stipulation and proposed order.
- 21 3. The full unredacted version of the Kane Declaration, attaching the
22 Receiver’s VPL Report, including the VPL Cash Flow Projections attached as an
23 exhibit to the Receiver’s VPL Report, shall be filed by the Receiver as a separate sealed
24 document. *See* C.D. Cal. L.R. 79-5.2.2(a) (“The Clerk will not convert the PROPOSED
25 sealed document submitted with the Application into a new filing.”).
- 26 4. Service of the full unredacted version of the Kane Declaration, attaching the
27 Receiver’s VPL Report, including the VPL Cash Flow Projections attached as an exhibit
28 to the Receiver’s VPL Report, shall be made only upon counsel for Defendants Jason and

1 Eunjung Cardiff (“Cardiffs”), Plaintiff Federal Trade Commission, and
2 Intervenor/Receivership Entity VPL.

3 5. The Court hereby approves the Receiver’s VPL Report, and the
4 accompanying VPL Cash Flow Projections, and instructs the Receiver to conduct VPL
5 operations going forward in accordance with the VPL Cash Flow Projections, for so long
6 as the Receiver concludes such operations may be conducted profitably and legally.

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8 DATED: August 29, 2020


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10 DOLLY M. GEE
11 UNITED STATES DISTRICT JUDGE
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