

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 23-22791-CV-WILLIAMS**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

BRENT SEAMAN, *et al.*,

Defendants, and

SURGE CAPITAL VENTURES, LLC, *et al.*,

Relief Defendants.

ORDER

THIS MATTER is before the Court on the Receiver's Unopposed Motion to Approve (A) Claims Process and (B) Plan of Distribution (DE 68) ("**Motion**"). Having carefully reviewed the Motion and the record, it is **ORDERED AND ADJUDGED** as follows:

1. The Receiver's Unopposed Motion to Approve (A) Claims Process and (B) Plan of Distribution (DE 68) is **GRANTED**.
2. The Legal Notice of Claims Administration Process and Plan of Distribution (DE 68-1) and the Proof of Claim and Release Form (DE 68-2) are **APPROVED**.
3. The Receiver is authorized and directed to:¹


¹ All capitalized terms shall have the meaning ascribed to them in the Motion (DE 68).

- a. send the Claims Package to known investors and creditors of the Receivership Defendants via email and/or by first-class mail or Federal Express to the extent email addresses are not known;
 - b. implement the Claims Process and Distribution Plan (or a claims process and plan that is substantially similar in form, effect, and cost as the Receiver may determine, in her sole discretion, is necessary, appropriate, and in the best interest of the Estate in accordance with this Court's Orders) in the manner and on the schedule proposed in the Motion;
 - c. collect claims submitted by investors and creditors until thirty (30) days after the date of this Order (the "**Claims Bar Date**"). Any completed Proof of Claim and Release form not returned by Google Forms submission, email, or trackable physical mail by the Claims Bar Date will be barred, except for good cause shown; and
 - d. upon the Court's approval of the Allowed Claims, the Receiver shall distribute funds of the Estate in accordance with the Court's Order approving the distribution.
4. The Court shall have sole jurisdiction and serve as the exclusive venue to consider the appeal of any claimant whose claim was finally rejected, in whole or in part, by the Receiver. Claimants may appeal the Receiver's rejection of any claim or a portion thereof to the Court by filing with the Court a written appeal of the Receiver's Final Determination, which must be filed with this Court by mailing such appeal to the Clerk of Court for the District

Court for the Southern District of Florida, postmarked within twenty (20) days after the Receiver's Final Determination Date (the "**Appeal Deadline**"), and which must state the basis of the claim, provide supporting documentation, and set forth the claimant's response to the Receiver's Final Determination.

5. The Receiver's Response to all appeals filed with this Court shall be due within fifteen (15) days after the Appeal Deadline. After this deadline, the Court may make a final determination or may set the matter for hearing. A final determination by the Court is final for all purposes. There shall be no further appeal of such determination or proceedings.

DONE AND ORDERED at Chambers, in Miami, Florida on this 23rd day of August, 2024.


KATHLEEN M. WILLIAMS
UNITED STATES DISTRICT JUDGE

Copies to: Counsel of record