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 8 KRISTEN A. JANULEWICZ

9 UNITED STATES DISTRICT COURT
 10 SOUTHERN DISTRICT OF CALIFORNIA

11
 12 SECURITIES AND EXCHANGE
 COMMISSION,

13 Plaintiff,

14 v.

15 TOTAL WEALTH MANAGEMENT,
 16 INC.; et al.,

17 Defendants.

Case No. 15-cv-226 BAS (DHB)

NO ORAL ARGUMENT UNLESS
 REQUESTED BY THE COURT

NOTICE OF FILING OF SECOND
 INTERIM REPORT

[Second Interim Report; and [Proposed]
 Order submitted concurrently herewith]

Date: March 7, 2016

Ctrm: 4B

Judge: Hon. Cynthia Bashant

21 **PLEASE TAKE NOTICE** that on February 1, 2016, Kristen A. Janulewicz
 22 (the "Receiver"), the Court-appointed Permanent Receiver for Total Wealth
 23 Management, Inc. and its subsidiaries and affiliates, including but not limited to
 24 Altus Capital Management, LLC, filed her Second Interim Report and Petition for
 25 Further Instructions ("Report") pursuant to Local Civil Rule 66.1. The Report was
 26 filed as Docket No. 70.

27 **PLEASE ALSO TAKE NOTICE** that, if the Court does not take the Report
 28 under submission pursuant to Local Rule 7.1.d.1, a hearing on the Report is set for

Case No. 15-cv-226 BAS (DHB)

1 **March 7, 2016** in Courtroom 4B of the United States District Court, 221 W.
2 Broadway, San Diego, California 92101.

3 If you wish to review the Report, you may do so by accessing the Receiver's
4 website at totalwealthreceiver.com, or accessing the Report through the United
5 States District Court's PACER (Public Access to Court Electronic Records) system
6 (account required) at <http://pacer.uscourts.gov>. Alternatively, you may request to
7 receive a copy of the Report via U.S. mail or electronic mail by registering your
8 delivery preference on the Receiver's website (see the "subscribe to this case" link).
9 This Notice and the Report will also be posted on the Receiver's website
10 (www.totalwealthreceiver.com).

11 **If you oppose the Report, you are required to file your**
12 **written opposition with the Office of the Clerk, United**
13 **States District Court, 880 Front Street, Suite 4290, San**
14 **Diego, CA 92101-8900, and serve the same on the**
15 **undersigned not later than fourteen days prior to the**
16 **above-referenced hearing date.**

17
18 Dated: February 1, 2016

ALLEN MATKINS LECK GAMBLE
MALLORY & NATSIS LLP
DAVID R. ZARO
JOSHUA A. DEL CASTILLO
TIM C. HSU

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21 By: /s/ Joshua A. del Castillo
22 JOSHUA A. DEL CASTILLO
23 Attorneys for Permanent Receiver
24 KRISTEN A. JANULEWICZ
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PROOF OF SERVICE

Securities and Exchange Commission v. Total Wealth Management, Inc., et al.
USDC, Southern District of California – Case No. 15-cv-226 BAS (DHB)

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 515 S. Figueroa Street, 9th Floor, Los Angeles, California 90071-3398.

A true and correct copy of the foregoing document(s) described below will be served in the manner indicated below:

**NOTICE OF FILING OF SECOND INTERIM REPORT
OF RECEIVER, KRISTEN A. JANULEWICZ**

1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF")** – the above-described document will be served by the Court via NEF. On **February 1, 2016**, I reviewed the CM/ECF Mailing Info For A Case for this case and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the email address(es) indicated below:

- **Vincent J. Brown**
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- **John Bulgozdy**
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1 2. **SERVED BY U.S. MAIL OR OVERNIGHT MAIL (indicate method for**
2 **each person or entity served)**: On **February 1, 2016**, I served the following
3 person(s) and/or entity(ies) in this case by placing a true and correct copy
4 thereof in a sealed envelope(s) addressed as indicated below. I am readily
5 familiar with this firm's practice of collection and processing correspondence
6 for mailing. Under that practice it is deposited with the U.S. postal service on
7 that same day in the ordinary course of business. I am aware that on motion
8 for party served, service is presumed invalid if postal cancellation date or
9 postage meter date is more than 1 (one) day after date of deposit for mailing in
10 affidavit.

11 Mikel R. Bistrow, Esq.
12 Ballard Spahr LLP
13 655 W. Broadway, Suite 1600
14 San Diego, CA 92101

Via U.S. First Class Mail

15 Richard M. Kipperman
16 PO Box 3010
17 La Mesa, CA 91944-3010

Via U.S. First Class Mail

18 I declare that I am employed in the office of a member of the Bar of this Court
19 at whose direction the service was made. I declare under penalty of perjury under the
20 laws of the United States of America that the foregoing is true and correct. Executed
21 on **February 1, 2016** at Los Angeles, California.

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Martha Diaz