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6 Attorneys for THOMAS A. SEAMAN,  
RECEIVER  
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8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION  
10

11 SECURITIES AND EXCHANGE  
COMMISSION,  
12

13 Plaintiff,  
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15 v.  
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17 LAMBERT VANDER TUIG (a/k/a/  
LAMBERT VANDER TAG a/k/a/  
DEAN I. VANDER TAG), THE  
CAROLINA DEVELOPMENT  
COMPANY, INC. (a/k/a THE  
CAROLINA COMPANY AT  
PINEHURST, INC.), AND  
18 JONATHAN CARMAN,  
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20 Defendants.  
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Case No. SACV06-172 AHS(MLGx)

**SECOND AMENDED NOTICE OF  
MOTION TO APPROVE SECOND  
DISTRIBUTION OF FUNDS  
TO INVESTORS**

**New Hearing Date:**

Date: February 10, 2014  
Time: 10:00 a.m.  
Place: Courtroom "TBD"  
411 W. Fourth Street  
Santa Ana, California  
Judge: Hon. Alicemarie H. Stotler

Complaint Filed: February 16, 2006

1 PLEASE TAKE NOTICE that on **February 10, 2014 at 10:00 a.m.** in  
2 Courtroom “TBD” of the United States District Court for the Central District of  
3 California, Southern Division, located at 411 West Fourth Street, Santa Ana,  
4 California 92701 (the “Court”), the Motion To Approve Second Distribution Of  
5 Funds to Investors (the “Motion”) will be heard seeking approval to distribute  
6 \$1,300,000 to certain investor-victims of The Carolina Development Company, Inc.  
7 and related entities, such distributions to be made in accordance with the Receiver’s  
8 Investment Analysis (a copy of which is attached to the Motion).

9  
10 Investors are advised to review the Motion and the Receiver’s  
11 Investment Analysis. If any investor objects to the Motion or Investment Analysis,  
12 such investor is encouraged to file an objection with the Court and contact the  
13 Receiver’s office to discuss. The Receiver can be reached by telephone at  
14 949-222-0551.

15  
16 PLEASE TAKE FURTHER NOTICE that in accordance with Local  
17 Rule 7-9, any objections to the Motion must be filed with the Court not later than  
18 fourteen (14) days before the date designated for the hearing of the motion as well  
19 as served on Sheppard, Mullin, Richter & Hampton LLP, 650 Town Center Drive,  
20 4<sup>th</sup> Floor, Costa Mesa, California 92626-1993, Attention: Matthew B. Holbrook.

21  
22 Dated: January 9, 2014

23 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

24 */s/ Matthew B. Holbrook*

25 By \_\_\_\_\_

26 ALAN H. MARTIN  
27 MATTHEW B. HOLBROOK

28 Attorneys for  
THOMAS A. SEAMAN, RECEIVER

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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF ORANGE

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of Orange, State of California. My business address is 650 Town Center Drive, 4th Floor, Costa Mesa, CA 92626-1993.

On **January 9, 2014**, I served true copies of the following document described as **SECOND AMENDED NOTICE OF MOTION TO APPROVE SECOND DISTRIBUTION OF FUNDS TO INVESTORS** on the interested parties in this action as follows:

Lambert Vander Tuig Booking # 2761535 Orange County Sheriff's Dept. 501 The City Drive South Orange, CA 92868	In Pro Per
Jonathan Charles Carman 22335 Carminto Arroyo Seco Laguna Hills, CA 92653 Telephone: (714) 742-4272	In Pro Per
James Bastian, Esq. Marshack, Shulman, Hodges & Bastian 26632 Town Center Dr., Ste. 300 Foothill Ranch, CA 92610 Telephone: (949) 340-3400 Facsimile: (949) 340-3000	Attorneys for Certain Investors

**BY MAIL:** I enclosed the document(s) in a sealed envelope or package addressed to the persons at the addresses listed in the Service List and placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with the firm's practice for collecting and processing correspondence for mailing. On the same day that the correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service, in a sealed envelope with postage fully prepaid.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on **January 9, 2014**, at Costa Mesa, California.

/s/ Margaret N. Manns  
 Margaret N. Manns