

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

SECURITIES AND EXCHANGE COMMISSION,)	
)	
Plaintiff,)	
)	
v.)	
)	Case No. 4:12-cv-00080-CEJ
BURTON DOUGLAS MORRISS, et al.,)	
)	
Defendants, and)	
)	
MORRISS HOLDINGS, LLC,)	
)	
Relief Defendant.)	
)	

**RECEIVER’S NOTICE OF NO OBJECTION AND
REQUEST FOR IMMEDIATE ENTRY OF AN ORDER APPROVING
RECEIVER’S SALE OF CERTAIN PERSONAL PROPERTY**

By Order entered January 17, 2012, the Court appointed Claire M. Schenk as Receiver (“Receiver”) over the Acartha Group, LLC, MIC VII, LLC, Acartha Technology Partners, LP and Gryphon Investments III, LLC (collectively, the “Receivership Entities”). On February 22, 2012, in accordance with her obligations to take immediate possession of the Receivership assets, marshal and safeguard such assets and take such actions as are necessary for the protection of investors, the Receiver filed her *Motion for Sale of Certain Personal Property* and memorandum in support thereof (the “Motion”). In the Motion, the Receiver sought authority from the Court to sell, by auction and as further outlined in the Motion, all saleable Personal Property¹ found at the New Jersey Premises.

The Receiver served a copy of the Motion upon all parties receiving notice in this case, former management of the Receivership Entities and counsel for the Landlord. Objections to the

¹ All capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Motion.

relief requested in the Motion were due on or before Monday, March 5, 2012. *See* E.D.Mo. L.R. 7-4.01(B); Fed. R. Civ. P. 6. No objections have been filed. Furthermore, the Receiver has not received any correspondence from other parties-in-interest, including former management, objecting to the sale of the Personal Property. The Receiver currently is incurring fees for storage of the Personal Property and desires to move quickly on the sale of the Personal Property to further maximize the return for the Receivership estate.

Therefore, the Receiver requests that this Court enter the proposed *Order Approving Receiver's Sale of Certain Personal Property*, filed simultaneously herewith as Exhibit A to this Notice.

Respectfully Submitted,

THOMPSON COBURN LLP

Dated: March 14, 2012

By /s/ Brian A. Lamping
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CERTIFICATE OF SERVICE

I hereby certify that on March 14, 2012, I electronically filed the foregoing with the Clerk of the Court through the Court's CM/ECF system which will send a notice of electronic filing to the following:

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/s/ Brian A. Lamping

EXHIBIT A

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Defendants, and)	
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MORRISS HOLDINGS, LLC,)	
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Relief Defendant.)	
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**ORDER APPROVING RECEIVER’S
SALE OF CERTAIN PERSONAL PROPERTY**

Upon the *Motion for Sale of Certain Personal Property* and memorandum in support thereof (the “Motion”) filed by Claire M. Schenk, the court-appointed receiver (“Receiver”) for Acartha Group, LLC, Acartha Technology Partners, L.P., MIC VII, LLC and Gryphon Investments III, LLC (collectively, the “Receivership Entities”); and having fully considered the Motion and being duly advised as to the merits,

IT IS HEREBY ORDERED THAT

1. The Motion is GRANTED in its entirety;
2. The Receiver is authorized to sell the Personal Property¹ through the services of an auctioneer, Best Buy Auctioneers.com, Inc. (the “Auctioneer”), at the Auctioneer’s place of business in Woodbridge, New Jersey according to the procedures set forth in the Motion or such other procedures as may become necessary under the circumstances; and

¹ All capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Motion.

3. The Receiver is further authorized to compensate the Auctioneer for its services according to the terms agreed upon by the Receiver and the Auctioneer, which include, but are not limited to, a commission payment of 20 percent of the total sales proceeds.

SO ORDERED this the ___ day of March, 2012.

THE HONORABLE CAROL E. JACKSON
UNITED STATES DISTRICT COURT JUDGE