

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.	)	

**ORDER**

This matter is before the Court on the *Receiver’s Motion for Authorization to Distribute Funds Held By EverGrid Acquisition, LLC, Librato Acquisition II, LLC, and EverGrid/MIC VII, LLC* and Memorandum in Support (the “Motion”) filed by Claire M. Schenk, the court-appointed receiver (the “Receiver”) for Acartha Group, LLC, MIC VII, LLC, Acartha Technology Partners, L.P. and Gryphon Investments III, LLC in this action; and

Having fully considered the Motion and accompanying papers and being duly advised as to the merits,

**THE COURT DOES HEREBY ORDER THAT**

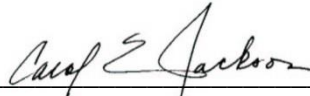
1. The Receiver’s Motion [Doc. #413] is **granted** in its entirety; and
2. The asset freeze of the Asset Freeze Order is lifted with respect to the Gross Proceeds and Escrow Proceeds (as those terms are defined in the Motion).

3. Upon entry of this order, the Receiver is authorized to distribute the Gross Proceeds to the members of EverGrid Acquisition, LLC, Librato Acquisition II, LLC, and EverGrid/MIC VII, LLC (collectively, the “Librato SPVs”) in accordance with the ownership percentages identified on the Distribution Schedule.

4. The Receiver is authorized to pay, or reserve for, fees and expenses (which expenses are only estimated at this time and may exceed or fall below the numbers listed in the Distribution Schedule) of the Librato SPVs in accordance with the Distribution Schedule.

5. The Receiver is authorized to distribute the Escrow Proceeds to the members of the Librato SPVs in accordance with the ownership percentages identified on the Distribution Schedule following release of such Escrow Proceeds in accordance with the SolarWindsLibrato Merger Agreement.

**SO ORDERED** this 9th day of November, 2015.



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CAROL E. JACKSON  
UNITED STATES DISTRICT JUDGE