

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA**

CASE NO. 06-81080-CIV-JOHNSON

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

MERCER CAPITAL, INC., et al.,

Defendants.

**ORDER ON APPLICATION FOR ALLOWANCE AND PAYMENT OF EXPENSES
INCURRED BY THE RECEIVER AND RETAINED COUNSEL**

THIS CAUSE is before the court on the Receiver's First Application for Allowance and Payment of Expenses Incurred by the Receiver and Retained Counsel (DE 109) for the period from November 21, 2006, through May 31, 2007. No objections have been filed to this Motion and the time has now passed for any such objections. Therefore, the Receiver's Motion is now ripe for adjudication. The court having reviewed the Motion and being otherwise fully advised in the premises, it is hereby

ORDERED AND ADJUDGED:

1. The Motion is **GRANTED**;
2. The Receiver is hereby authorized to pay a total of \$315,052.25 in fees and \$30,202.02 as reimbursement of expenses as follows:
 - a. Broad and Cassel (Receiver's primary counsel):
\$288,407.25 (fees) and \$28,637.36 (costs), for
a total of \$317,044.61; and

- b. Bullivant, Houser and Baily, PC (Receiver's local counsel in Oregon): \$26,645.00 (fees) and \$1,564.66 (costs), for a total of \$28,209.66.

DONE AND ORDERED in Chambers at West Palm Beach, Florida, this 2nd day of November, 2007.



LINNEA R. JOHNSON
UNITED STATES MAGISTRATE JUDGE

Copies to: All Counsel of Record