
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

TRAFFIC MONSOON, LLC and CHARLES
D. SCOVILLE,

Defendants.

ORDER FOR BRIEFING

Case No. 2:16-cv-00832-JNP

District Judge Jill N. Parrish

In the Third Interim Fee Application, [Docket 109], the receiver has requested to expend receivership assets to pay Dorsey & Whitney LLP for the preparation of an amicus brief filed in the appeal pending before the Tenth Circuit. In that brief, the receiver argued that Traffic Monsoon is not a proper party to the appeal and that this court's conclusion that Traffic Monsoon operated as a Ponzi scheme should be affirmed. The receiver's argument that only she had the authority to appeal from this court's order on behalf of Traffic Monsoon is based principally upon the language contained in this court's Amended Order Appointing Receiver.

The court is considering a further amendment to the most recent order appointing the receiver to clarify the receiver's duties and powers in relation to the litigation between the Securities and Exchange Commission and Traffic Monsoon and Charles Scoville. The court orders the parties and the receiver to submit briefing on the proper scope of the receiver's powers to direct and participate in this litigation by February 2, 2018. Specifically, the court is interested in briefing on the issue of whether the position taken by the receiver would infringe Traffic Monsoon's due process rights.

DATED January 18, 2018.

A handwritten signature in purple ink, reading "Jill N. Parrish". The signature is written in a cursive style with a large initial "J".

Jill N. Parrish
United States District Judge