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Attorneys for the Receiver
Michele Vives

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

ZACHARY J. HORWITZ and 1inMM
CAPITAL, LLC,

Defendants.

Case No. 2:21-cv-02927-CAS-PD

NOTICE OF CLAIMS BAR DATE

Judge: Hon. Christina A. Snyder
Courtroom: 8D

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TO THE HONORABLE COURT AND ALL PARTIES OF RECORD:

PLEASE TAKE NOTICE that, on December 20, 2024, Michele Vives, not individually, but solely as the federal equity receiver of defendant of 1 in MM Capital, LLC and its subsidiaries, affiliates and over the assets more particularly described in the *Order on Appointment of Permanent Receiver*, dated January 14, 2022 [ECF #70], filed that certain *Unopposed Motion of Receiver Michele Vives for Order Approving (1) Procedures for the Administration of Claims Against the Receivership Estate; (2) Setting Claims Bar Date; and (3) Approving Claims Bar Date Notice and Proof of Claim Form* [ECF #389] (the “Claims Administration Motion”);¹

PLEASE TAKE FURTHER NOTICE that, on January 9, 2025, the Court granted the Claims Administration Motion and entered that certain *Order: (1) Approving Procedures for the Administration of Claims Against the Receivership Estate; (2) Setting Claims Bar Date; and (3) Approving Claims Bar Date Notice and Proof of Claim Form* [ECF #397] (the “Claims Procedures Order”);

PLEASE TAKE FURTHER NOTICE that the Claims Procedures Order provides, among other things, that

“The Claims Bar Date is hereby SET as the ninetieth (90th) calendar day after the Receiver serves the Claims Notice Package on potential claimants. The Receiver shall file a notice on the docket of this civil action identifying the calendar day that is the Claims Bar Date and post it on the receivership website.”

[ECF #397 ¶ 6];

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¹ Unless otherwise defined herein, capitalized terms have the meanings ascribed to them in the Claims Procedures Motion.

1 PLEASE TAKE FURTHER NOTICE that Receiver completed service of the
2 Claims Notice Package on prospective claimants on April 4, 2025, but because the
3 ninetieth day would have fallen on July 3, 2025, which is the day before a legal
4 holiday (Independence Day), the Claims Bar Date is hereby set as **July 8, 2025**.

5
6 Dated: April 9, 2025

Respectfully submitted,

7 **KATTEN MUCHIN ROSENMAN LLP**

8 By: */s/Terence G. Banich*
9 Terence G. Banich

10 *Attorneys for the Receiver*
Michele Vives

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PROOF OF SERVICE

STATE OF ILLINOIS, COUNTY OF COOK

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 Cook, State of Illinois. My business address is 525 W. Monroe St., Chicago, Illinois 60661. On April 9, 2025, I served the following document(s) described as:

NOTICE OF CLAIMS BAR DATE

as follows:

[] BY MAIL: I enclosed the document(s) in a sealed envelope or package addressed to the persons at the addresses listed above and placed the envelope for collection and mailing, following our ordinary business practices. I am readily familiar with Katten Muchin Rosenman LLP 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.

[] BY E-MAIL OR ELECTRONIC TRANSMISSION: I caused the document(s) to be sent from e-mail address terence.banich@katten.com to the persons at the e-mail address(es) listed below. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

[] BY OVERNIGHT MAIL (FedEx): I enclosed said document(s) in an envelope or package provided by FEDEX and addressed to the persons at the addresses listed above. I placed the envelope or package for collection and overnight delivery at an office or a regularly utilized drop box of FEDEX or delivered such document(s) to a courier or driver authorized by FEDEX to receive documents.

[] BY PERSONAL SERVICE: I caused said document to be personally delivered the document(s) to the person at the addresses listed above by leaving the documents in an envelope or package clearly labeled to identify the attorney being served with a receptionist or an individual in charge of the office.

[X] E-FILING: By causing the document to be electronically filed via the Court's CM/ECF system, which effects electronic service on counsel who are registered with the CM/ECF system.

I declare under penalty of perjury under the laws of the State of Illinois that the foregoing is true and correct.

Executed on April 9, 2025, at Winnetka, Illinois.

/s/Terence G. Banich
Terence G. Banich

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