

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

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SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

v.

BRENDA SMITH, BROAD REACH  
CAPITAL, LP, BROAD REACH  
PARTNERS, LLC, and BRISTOL  
ADVISORS, LLC,

Defendants.

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C. A. No. 2:19-cv-17213 (MCA)

**ORDER APPROVING THE RECEIVER, KEVIN D. KENT, ESQUIRE'S  
THIRD MOTION FOR PERMISSION TO INITIATE LITIGATION  
ON BEHALF OF THE RECEIVERSHIP ESTATE**

**THIS MATTER** having come before this Court upon the Third Motion of Receiver, Kevin D. Kent, Esquire, for Permission to Initiate Litigation on Behalf of the Receivership Estate;

It is on this 22nd day of February, 2022,

**ORDERED** that the Receiver's Third Motion for Permission to Initiate Litigation on Behalf of the Receivership Estate at ecf. no. 147 is APPROVED. The Receiver is authorized, but not required, to commence and prosecute any and all claims against the Proposed Defendants identified in Exhibit 1 to the Receiver's Third Motion for

Permission to Initiate Litigation on Behalf of the Receivership Estate, which was filed under seal; and it is

**FURTHER ORDERED** that the Receiver may engage Conrad O'Brien PC on the terms set forth in the Receiver's application for the purpose of initiating litigation against the Proposed Defendants on behalf of the Receivership Estate; and it is

**FURTHER ORDERED** that the stay on litigation shall remain intact with regard to all other claims stayed pursuant to the Receivership Order, with the applicable statute of limitations to remain tolled with regard to any cause of action accrued or accruing in favor of one or more of the Receivership Parties against a third person or party for which the injunction against commencement of legal proceedings remains in effect.

**BY THE COURT:**



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HONORABLE MADELINE COX ARLEO  
UNITED STATES DISTRICT JUDGE