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7 [Proposed] Attorneys for Receiver
 8 KRISTEN A. JANULEWICZ

9 UNITED STATES DISTRICT COURT
 10 SOUTHERN DISTRICT OF CALIFORNIA

12 SECURITIES AND EXCHANGE
 13 COMMISSION,

14 Plaintiff,

15 v.

16 TOTAL WEALTH MANAGEMENT,
 INC.; et al.,

17 Defendants.

Case No. 15-cv-226 BAS (DHB)

NO ORAL ARGUMENT UNLESS
 REQUESTED BY THE COURT

**NOTICE OF FILING OF FIRST
 INTERIM REPORT AND PETITION
 FOR FURTHER INSTRUCTIONS**

[First Interim Report; and [Proposed]
 Order submitted concurrently herewith]

Date: September 8, 2015

Ctrm: 4B

Judge: Hon. Cynthia Bashant

21 **PLEASE TAKE NOTICE** that on August 7, 2015, Kristen A. Janulewicz
 22 (the "Receiver"), the Court-appointed Permanent Receiver for Total Wealth
 23 Management, Inc. and its subsidiaries and affiliates, including but not limited to
 24 Altus Capital Management, LLC, filed her First Interim Report and Petition for
 25 Further Instructions ("Report") pursuant to Local Civil Rule 66.1. The Report was
 26 filed as Docket No. 43.

27 **PLEASE ALSO TAKE NOTICE** that, if the Court does not take the Report
 28 under submission pursuant to Local Rule 7.1.d.1, a hearing on the Report is set for

Case No. 15-cv-226 BAS (DHB)

1 **September 8, 2015** in Courtroom 4B of the United States District Court, 221 W.
2 Broadway, San Diego, California 92101.

3 If you wish to review the Report, you may do so by accessing the Receiver's
4 website at totalwealthreceiver.com, or accessing the Report through the United
5 States District Court's PACER (Public Access to Court Electronic Records) system
6 (account required) at <http://pacer.uscourts.gov>. Alternatively, you may request to
7 receive a copy of the Report via U.S. mail or electronic mail by registering your
8 delivery preference on the Receiver's website (see the "subscribe to this case" link).
9 This Notice and the Report will also be posted on the Receiver's website
10 (www.totalwealthreceiver.com).

11 **If you oppose the Report, you are required to file your**
12 **written opposition with the Office of the Clerk, United**
13 **States District Court, 880 Front Street, Suite 4290, San**
14 **Diego, CA 92101-8900, and serve the same on the**
15 **undersigned not later than fourteen days prior to the**
16 **above-referenced hearing date.**

17
18 Dated: August 7, 2015

ALLEN MATKINS LECK GAMBLE
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DAVID R. ZARO
JOSHUA A. DEL CASTILLO
TIM C. HSU

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21 By: /s/ Joshua A. del Castillo

JOSHUA A. DEL CASTILLO
Attorneys for Court-Appointed
Permanent Receiver
KRISTEN A. JANULEWICZ

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1 **PROOF OF SERVICE**

2 *Securities and Exchange Commission v. Total Wealth Management, Inc., et al.*
3 USDC, Southern District of California – Case No. 15-cv-226 BAS (DHB)

4 I am employed in the County of Los Angeles, State of California. I am over
5 the age of 18 and not a party to the within action. My business address is 515
6 S. Figueroa Street, 9th Floor, Los Angeles, California 90071-3398.

7 A true and correct copy of the foregoing document(s) described below will be
8 served in the manner indicated below:

9 **NOTICE OF FILING OF FIRST INTERIM REPORT AND PETITION
10 FOR FURTHER INSTRUCTIONS**

11 1. **TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC**
12 **FILING ("NEF")** – the above-described document will be served by the Court
13 via NEF. On **August 7, 2015**, I reviewed the CM/ECF Mailing Info For A
14 Case for this case and determined that the following person(s) are on the
15 Electronic Mail Notice List to receive NEF transmission at the email
16 address(es) indicated below:

- 17 • **Vincent J. Brown**
18 vince@vjblaw.com,vjblaw@gmail.com
- 19 • **John Bulgozdy**
20 bulgozdyj@sec.gov,larofiling@sec.gov,berryj@sec.gov,
21 irwinma@sec.gov
- 22 • **Christina Lenore Geraci**
23 christina@geracilawfirm.com,cynthia.perry@geracilawfirm.com
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25 christina@geracilawfirm.com
- 26 • **Gary Y. Leung, Jr**
27 leungg@sec.gov,larofiling@sec.gov,berryj@sec.gov
- 28 • **David J. Van Havermaat**
vanhavermaatd@sec.gov,larofiling@sec.gov,irwinma@sec.gov
- **Joshua Andrew del Castillo**
jdelcastillo@allenmatkins.com

29 2. **SERVED BY U.S. MAIL OR OVERNIGHT MAIL (indicate method for**
30 **each person or entity served)**: On **August 7, 2015**, I served the following
31 person(s) and/or entity(ies) in this case by placing a true and correct copy
32 thereof in a sealed envelope(s) addressed as indicated below. I am readily

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familiar with this firm's practice of collection and processing correspondence for mailing. Under that practice it is deposited with the U.S. postal service on that same day in the ordinary course of business. I am aware that on motion for party served, service is presumed invalid if postal cancellation date or postage meter date is more than 1 (one) day after date of deposit for mailing in affidavit.

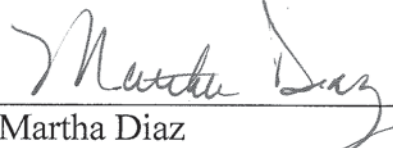
Mikel R. Bistrow, Esq.
Ballard Spahr LLP
655 W. Broadway, Suite 1600
San Diego, CA 92101

Via U.S. First Class Mail

Richard M. Kipperman
PO Box 3010
La Mesa, CA 91944-3010

Via U.S. First Class Mail

I declare that I am employed in the office of a member of the Bar of this Court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on August 7, 2015 at Los Angeles, California.



Martha Diaz