



Underwriters cannot take Ms. Van Tassel's deposition because she is not a fact witness in the Coverage Action—though she very much is. However styled, the motion is not to enforce an order, but to quash a deposition.

Because the Receiver's real objections to Ms. Van Tassel's deposition are not related to the Receivership Order, but rather are based on the scope or permissibility of her deposition, he should be required to raise any such objections with the Honorable Nancy F. Atlas, who is presiding over the Coverage Action with the blessing of this Court. *See* December 16 Order, *SEC v. Stanford Int'l Bank, Ltd.*, No. 3:09-CV-0298 (N.D. Tex. Dec. 16, 2009). The Fifth Circuit has mandated that the Coverage Action be resolved expeditiously. To effectuate that order and to ensure a fair and efficient resolution of the Coverage Action, this Court should defer to Judge Atlas on matters relating to the management of the case that is before her.

#### **Conclusion**

The Receiver's Motion should be denied.

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document and has been served on all known counsel of record via the Court's electronic filing system this 24th day of June, 2010.

/s/ Barry A. Chasnoff  
BARRY A. CHASNOFF