
**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

UNITED STATES SECURITIES
AND EXCHANGE COMMISSION,

Plaintiff(s)

Case No: 11-cv-574 (MJD/FLN)

v.

JASON BO-ALAN BECKMAN and
THE OXFORD PRIVATE CLIENT
GROUP, LLC,

Defendant(s)

and

HOLLIE BECKMAN,

Relief Defendant.

**RECEIVER'S RESPONSE TO NON-PARTY EVEREST INDEMNITY
INSURANCE COMPANY'S RENEWED MOTION TO LIFT ASSET
FREEZE TO PERMIT PAYMENT OF DEFENSE COSTS**

Non-party Everest Insurance Company ("Everest") has filed a second motion seeking a partial lift of the Court's Asset Freeze Order (Dkt. No. 9) to allow Everest to pay \$234,055.74 in costs incurred by various defense counsel. (Dkt. No. 422). The Receiver takes no position on Everest's motion.

In brief, Everest previously requested on September 6, 2011 that the Court lift its freeze order to allow Everest to pay \$230,545.54 in legal expenses incurred primarily by Defendant Jason Bo-Alan Beckman. (Dkt. No. 182). The Receiver, R.J. Zayed

("Receiver"), and the Securities and Exchange Commission ("SEC") both opposed that motion because the proposed payment of defense costs out of the Everest policy at issue would deplete the finite insurance policy—a Receivership asset—and thereby frustrate the Receiver's ability to recover against Western International Securities, Inc. ("Western") and its available pool of insurance funds.¹ (Dkt. Nos. 242, 243). The Court denied Everest's motion. (Dkt. No. 319).

Since that time, the Receiver has settled his claims against Western and therefore takes no position on the instant motion. (Dkt. No. 251).

Respectfully submitted,

Dated: January 2, 2014

s/ Sam Lockner

Tara C. Norgard (MN Bar No. 307,683)
Russell J. Rigby (MN Bar No. 323,652)
Samuel T. Lockner (MN Bar No. 341,095)
Carlson, Caspers, Vandenburg,
Lindquist & Schuman, P.A.
225 S. Sixth Street, Suite 4200
Minneapolis, MN 55402
Telephone: (612) 436-9600
Facsimile: (612) 436-9605
Email: slockner@carlsoncaspers.com
Attorneys for Receiver R.J. Zayed

R.J. Zayed (MN Bar No. 309,849)
Dorsey & Whitney, LLP
50 S. Sixth Street, Suite 1500
Minneapolis, MN 55402-1498
Telephone: (612) 492-6711
Facsimile: (612) 573-6650
Email: zayed.rj@dorsey.com

¹ Both Oxford Private Client Group, LLC, a Receivership Entity, and Western are insureds under the Everest insurance policy at issue. (Dkt. No. 187-1, Ex. A.)