

**IN THE UNITED STATES DISTRICT
COURT FOR THE EASTERN DISTRICT OF
PENNSYLVANIA**

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

**JOSEPH S. FORTE and
JOSEPH FORTE, L.P.,**

Defendants.

CIVIL ACTION NO. 09-CV-0063-PD

ORDER

WHEREAS by Order dated January 2, 2020 (Civ. No. 09-63, ECF No. 288, Civ. No. 09-64, ECF No. 258) (the “Discharge Order”), this Court granted the Receiver’s Motion for Entry of Discharge Order in the captioned action and the related civil action (Civ. No. 09-63, ECF No. 286, Civ. No. 09-64, ECF No. 256); and

WHEREAS the Receiver has been discharged and, in accordance with the Discharge Order, the Receiver transmitted \$21,867.26 in residual funds to the Securities and Exchange Commission (the “SEC”); and

WHEREAS, pursuant to the Discharge Order, Exhibit A, paragraph 7, the Receivership remains open to accept additional payments from the Liquidating Agent for the former Bankruptcy Estate of John N. Irwin (the “Debtor”), No. 10-14407 (ELF) (Bankr. E.D. Pa.) (the “Liquidating Agent”); and

WHEREAS, in accordance with the Discharge Order, the Liquidating Agent has directed \$189,696.73 to the Securities and Exchange Commission (the “SEC”) in consideration of the

Receiver’s allowed claim against the Debtor; and

WHEREAS, in accordance with the Discharge Order, the SEC has moved this Court for an Order Approving a Seventh Distribution of \$204,039.97 in accordance with the distribution methodology previously approved by this Court in the Bar Date Order (ECF No. 123);

WHEREAS, and also in accordance with the Discharge Order, the SEC will include in its distribution to Investor No. 1015 an additional \$74.00 from the Sixth Distribution, which was not previously paid to that investor;

IT IS HEREBY ORDERED, upon consideration of the SEC’s Motion for an Order Approving a Seventh Distribution (the “Motion”), to which no objection was filed, that:

1. The Motion (Doc. No. 296) is **GRANTED**;
2. A total of \$204,113.97 shall be distributed to the following 65 claimants, whose claims the SEC recommends for qualitative approval as Category (iii) claims in the following amounts:

Claimant ID / ID No.	Amount of Proposed Distribution
1001	\$ 22,028.45
1002	\$ 160.67
1003	\$ 1,606.69
1004	\$ 2,191.34
1005	\$ 4,596.57
1006	\$ 2,285.03
1008	\$ 321.33
1010	\$ 8,261.16
1011	\$ 12,222.19
1012	\$ 314.12
1014	\$ 514.15
1015	\$ 175.33
1016	\$ 642.68
1027	\$ 1,606.69

1030	\$ 5,462.75
1031	\$ 3,213.33
1032.5	\$ 1,459.74
1033	\$ 9,150.21
1039.5	\$ 10,872.59
1040	\$ 10,872.59
1041	\$ 10,872.57
1047	\$ 264.13
1048	\$ 319.32
1049	\$ 310.20
1050	\$ 668.66
1055	\$ 964.01
1056	\$ 6,555.30
1058	\$ 128.53
1062	\$ 2,077.22
1063	\$ 861.28
1066	\$ 323.68
1067	\$ 36.35
1068	\$ 253.48
1071	\$ 2,088.69
1072	\$ 321.33
1074	\$ 614.85
1075	\$ 732.66
1076	\$ 101.33
1078	\$ 4,498.73
1084	\$ 674.81
1086	\$ 861.28
1087 ¹	\$ 22,615.81
1088	\$ 223.20
1091	\$ 1,606.69
1092	\$ 192.80
1094	\$ 8,033.46
1096	\$ 15,448.33
1104	\$ 162.75
1105	\$ 38.56
1106	\$ 2,922.30
1107	\$ 2,869.18

¹ Of this distribution, \$2,261.58 will be directed to the tax administrator for required federal tax withholding, and \$20,354.23 will be paid to the investor.

1108	\$	2,035.32
1110	\$	2,482.53
1112	\$	1,874.56
1115	\$	836.18
1122	\$	3,213.39
1123	\$	154.24
1124	\$	385.05
1125	\$	1,285.35
1126	\$	642.68
1127	\$	2,139.56
1128	\$	76.00
1129	\$	658.63
Joseph P. McManus	\$	1,446.03
Michael N. & Donna M. McCorkle	\$	1,285.35
TOTAL	\$	204,113.97

This distribution, when completed by the SEC, will bring the funds distributed or deemed distributed to the approved claimants during and after the Receivership to \$9,433,181.51.

3. Nothing in this Order modifies the terms, conditions, requirements, or provisions of the Bar Date Order previously entered by this Court (ECF No. 123).

Dated: April 12, 2023

BY THE COURT:

/s/ Paul S. Diamond
Paul S. Diamond, J.