UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA

CASE NO.: 21-61644-CIV-SINGHAL

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

MJ CAPITAL FUNDING, LLC,
MJ TAXES AND MORE, INC., and
JOHANNA M. GARCIA,

Defendants.
_____/

ORDER APPROVING SETTLEMENT FUND DISTRIBUTION SCHEDULE AND ONE RECEIVERSHIP ESTATE DISTRIBUTION

THIS CAUSE is before the Court upon the Motion to Approve Settlement Fund Distribution Schedule and One Receivership Estate Distribution (DE [348]) (the "Motion"), filed on September 15, 2026. In the Motion, Bernice C. Lee, as Receiver (the "Receiver") over MJ Capital Funding, LLC, MJ Taxes and More Inc., Pavel Ruiz MJCF LLC and UDM Remodeling, LLC and the Settlement Administrator under the settlement agreement entered into between the Receiver, certain class representatives and Wells Fargo Bank, N.A. (the "Settlement Agreement"), moves for approval of her Settlement Fund Distribution Schedule[1] through which she seeks approval to make distributions on a pro rata basis, using a rising tide methodology, and to make the distributions listed in the schedule attached to the Motion as Exhibit A to Participating Settlement Class Members who timely filed a proof of claim with the Receiver or timely submitted a Claim Form with the Settlement Administrator as an Additional Claimant, and whose claim has been approved by the Receiver or Settlement Administrator for payment under the schedule

[1] Capitalized terms not defined herein shall have the definitions provided for in the Motion.

("Allowed Claims"). The Receiver also seeks to issue one distribution for an investor whose claim was submitted timely but inadvertently omitted from the Receiver's prior distribution motions.

The Court previously granted the Receiver's Motion for Approval of Distribution Plan and Initial Distributions (DE [279] (the "Initial Distribution Motion")), *see* Order (DE [288]), in which the Receiver set forth her plan to make distributions on a pro rata, rising tide basis (the "Initial Plan"), and the Receiver's Motion for Approval of Updated Rising Tide Distribution Schedule and Supplemental Distributions (DE [317]) (the "Supplemental Distribution Motion"), see Order (DE [320]). The Court found the Initial Plan and supplemental distributions to be "fair and equitable' under the circumstances," *Id*. at 2 (quoting *SEC v. Onix Capital, LLC*, 2018 WL 1124435, at *2 (S.D. Fla. Feb. 23, 2018)), and reaches the same conclusion with respect to the Settlement Fund Distribution Schedule and proposed distributions for the Settlement Fund, and the one distribution from the receivership estate. The Receiver attests that the SEC does not object to the relief sought. Moreover, the Court has reviewed the Motion and record and is otherwise advised in the premises. Accordingly, it is hereby **ORDERED AND ADJUDGED** that:

1. The Motion to Approve Settlement Fund Distribution Schedule and One Receivership Estate Distribution (DE [348]) filed by Bernice C. Lee, as the Receiver and Settlement Administrator, is **GRANTED**.
2. The Settlement Fund Distribution Schedule and distributions proposed therein, see (DE [348-1]), are **APPROVED**.
3. The initial distribution payment for claim number MJC-13967 is **APPROVED**.
4. All means of implementation and other provisions set forth in the Motion are **APPROVED**, including the following:

a. Delivery of Distributions in General. The Settlement Administrator shall make distributions solely to the Participating Settlement Class Members who timely filed a proof of claim with the Receiver or timely submitted a Claim Form as an Additional Claimant, and whose claim has been approved by the Receiver or Settlement Administrator, without regard to any claim or interest asserted by any third party in such distributions. Distributions shall be made to the Participating Settlement Class Members with allowed claims at the addresses set forth in the proof of claim forms or Claim Forms submitted by such holders, as may be amended by a properly completed change of address form submitted to the Receiver or Settlement Administrator.

b. Payments. Distributions shall be made to all Participating Settlement Class Members with allowed claims by checks drawn in United States dollars on a United States domestic bank.

c. Unclaimed Funds and Undeliverable Distributions. "Unclaimed Funds" shall mean the distribution and funds for checks that have expired and become void 120 days after they are issued. Any Participating Settlement Class Members whose check has expired and become void 120 days after issuance will be deemed to waive the right to receive any distribution from the Settlement Fund. Any allowed claim held by a Participating Settlement Class Member relating to any Unclaimed Funds shall be deemed disallowed, and the holder or successor to such holder of such allowed claim so disallowed will be forever barred, expunged, estopped and enjoined from asserting any such claims and entitlement to the Unclaimed Funds, and any such claim shall be disallowed in any manner against the Settlement Administrator, Settlement Fund, and their

respective property. The Settlement Administrator is under no affirmative obligation to attempt to locate any holder of an allowed claim.

DONE AND ORDERED in Chambers, Fort Lauderdale, Florida, this 21st day of October 2026.

RAAG SINGHAL
UNITED STATES DISTRICT JUDGE

Copies furnished counsel via CM/ECF