

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

SECURITIES AND EXCHANGE COMMISSION,)	
)	
Plaintiff,)	
)	Case No. 19-cv-1711
v.)	
)	
RIVER NORTH EQUITY, LLC, et al.,)	Judge Sunil R. Harjani
)	
Defendants.)	Magistrate Keri L. Holleb Hotaling

STIPULATION TO DISMISS AND RELEASE

By agreement of the parties, Plaintiff Securities and Exchange Commission (“the Commission”) and Defendant Michael A. Chavez (“Defendant”) hereby stipulate and agree as follows:

WHEREAS, the Commission filed a Complaint in this civil enforcement action (the “Litigation”) on March 11, 2019, stating various claims against the Defendant, among other parties.

WHEREAS, in the exercise of its discretion and as a policy matter, the Commission believes the dismissal of certain of these claims is appropriate;

WHEREAS, the Commission’s decision to seek dismissal of certain of these claims does not necessarily reflect the Commission’s position on any other case, and, further, does not reflect or impact the Commission’s position on its remaining claim against Defendant in this case in Count VII, or the Commission’s claims against other parties in this case besides the Defendant; and

WHEREAS, the Commission and the Defendant agree that the claim against Defendant in Count VIII of the Complaint should be dismissed.

NOW, THEREFORE,

1. The Commission and the Defendant stipulate and agree that the claims against the Defendant in Count VIII of the Complaint shall be dismissed, with prejudice as to the conduct alleged in that count of the Complaint through the date of the filing of this Stipulation, and without costs or fees to either party.

2. Defendant, for himself and any of his agents, attorneys, employees, or representatives, hereby waive and release:

- a. Any and all rights under the Equal Access to Justice Act, the Small Business Regulatory Enforcement Fairness Act of 1996, or any other provision of law to seek from the United States, or any agency, or any official of the United States acting in his or her official capacity, directly or indirectly, reimbursement of attorney's fees or other fees, expenses, or costs expended by Defendant that in any way relate to Count VIII of the Complaint in the Litigation, including, but not limited to, investigative steps taken prior to commencing the Litigation.
- b. Any and all claims, demands, rights, and causes of action of every kind and nature, asserted or unasserted, against the Commission and its present and former officers or employees that arise from or in any way relate to the Count VIII of the Complaint in this Litigation, including, but not limited to, investigative steps taken prior to commencing the Litigation.

3. Each of the undersigned represents that they have the authority to execute this stipulation on behalf of the party so indicated.

[signatures on next page]

STIPULATED AND AGREED:



Robert M. Moyer (MoyerR@sec.gov)
Alyssa A. Qualls (QuallsA@sec.gov)
Richard G. Stoltz (StoltzR@sec.gov)
Christine S. Bautista (BautistaC@sec.gov)
U.S. Securities and Exchange Commission
Chicago Regional Office
175 West Jackson Blvd., Suite 1450
Chicago, IL 60604
(312) 353-7390

Samuel J. Waldon
Acting Director, Division of Enforcement
Antonia M. Apps
Acting Deputy Director, Division of Enforcement
U.S. Securities and Exchange Commission
100 F. Street, NE
Washington, DC 20549
(202) 551-4500

*Counsel for Plaintiff, U.S. Securities
and Exchange Commission*



Michael A. Chavez (mchavez@ridgepointcapital.com)
6650 Spicewood Springs Road
Suite 145-572
Austin, Texas 78759
(512) 689-7787

Pro se