

UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF FLORIDA
Miami Division

Case Number: 04-60573-CIV-MORENO

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

vs.

MUTUAL BENEFITS CORP., *et al.*,
Defendants,

VIATICAL BENEFACTORS, LLC, *et al.*,
Relief Defendants.

**ORDER GRANTING RECEIVER'S MOTION FOR ENTRY OF ORDER APPROVING
SALE OF VSI BUSINESS AND EXECUTION OF SERVICING AGREEMENT,
TRANSITIONAL SERVICES AGREEMENT AND TRUST AGREEMENT**


THIS CAUSE came before the Court upon Receiver's Motion for Entry of Order Approving Sale of VSI Business and Execution of Servicing Agreement, Transitional Services Agreement and Trust Agreement (**D.E. No. 2291**), filed on **June 16, 2009**.

THE COURT has considered the motion, objections and the pertinent portions of the record, heard oral argument, and being otherwise fully advised in the premises, it is

ADJUDGED that the motion is **GRANTED**. Silver Point Capital LP's objections are overruled as Horo Holdings S.A.'s highest bid to purchase Viatical Services Inc. was in conformity with the announced and established bidding process. Silver Point's bid is simply untimely and not in compliance with the procedures approved by the Court. Horo Holdings relied on the Court's Bidding Order. Therefore, the Receiver's June 16, 2009 Motion to Approve the Sale to Horo Holdings is granted. Silver Point's strategic decision not to participate in the bid process compels

the Court to overrule its objections as untimely and not in the best interest of the investors as it would further cause delays.

DONE AND ORDERED in Chambers at Miami, Florida, this 14th day of August, 2009.



FEDERICO A. MORENO
UNITED STATES DISTRICT JUDGE

Copies provided to:
Counsel of Record