

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

UNITED STATES SECURITIES
AND EXCHANGE COMMISSION,

Plaintiff,

v.

DRIVE PLANNING, LLC, and
RUSSELL TODD BURKHALTER,

Defendants,

and

JACQUELINE BURKHALTER,
THE BURKHALTER RANCH
CORPORATION, DRIVE
PROPERTIES, LLC, DRIVE
GULFPORT PROPERTIES LLC,
and TBR SUPPLY HOUSE, INC.,

Relief Defendants.

Civil Action No.
1:24-cv-03583-VMC

ORDER

Before the Court is the Receiver's Motion to Approve: (I) Commencement of Ancillary Proceedings to Recover Net Gains, Commissions, and Other Improper Transfers to Third Parties; (II) Implementation of Settlement Procedures; and (III) Contingency Fee Arrangements in Certain Circumstances, on and Expedited Basis to Meet August 13, 2025 Filing Deadline for Certain Claims (Doc. 229) (the "Motion

to Approve”).¹ The Court held a Zoom teleconference hearing on the Motion to Approve on August 7, 2025. It granted the Motion to Approve in part except as to the Settlement Procedures. (Doc. 234). The Court directed the Receiver to file a notice explaining the proposed Settlement Procedures in plain language on the docket and posted prominently on the homepage of the Drive Planning Receivership website. The Court further directed the Receiver to file a notice summarizing any objections that he receives which are responsive to the subject matter of the proposed Settlement Procedures after the conclusion of the 21-day period. The Receiver has fully complied with the Court’s Order (Doc. 287) and the Court has reviewed the Receiver’s summary of the comments. The Court finds that the Settlement Procedures are in the best interests of the Estate and the investors. Accordingly, it is

ORDERED that, to the extent the Court did not already grant the Motion to Approve, it is **GRANTED IN FULL**. It is

FURTHER ORDERED that the Settlement Procedures (as modified by the Receiver’s notice (Doc. 287) are **APPROVED** and the Receiver is **AUTHORIZED** to implement them when settling demands or claims to recover Net Gains, Commissions, and/or Improper Third-Party Transfers, and to enter into

¹ 1 All capitalized terms used but not defined herein shall have the meanings ascribed to them in the Motion to Approve (Doc. 229).

settlement and release agreements that meet the requirements of such Settlement Procedures without further order of this Court.

SO ORDERED this 6th day of October, 2025.



Victoria Marie Calvert
United States District Judge