

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

**SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

v.

United Development Funding III, LP, et al.,

Defendants.

**Civil Action No.
3:18-CV-01735-L**

**Notice by the Securities and
Exchange Commission of
No Objection Pursuant to
ECF No. 26, Order to Show
Cause**

Pursuant to the Order to Show Cause entered by this Court (ECF No. 26), Plaintiff Securities and Exchange Commission (“SEC”) states as follows:

1. The proposed distribution plan (the “Plan,” attached to the accompanying proposed Order Approving Distribution Plan) and the Order to Show Cause were published in accordance with the Order to Show Cause (pages 1-2, Items 1-4);
2. As of the date of this filing, no objections have been submitted to the Plan;
3. By way of further information:
 - a. The Distribution Agent’s website had 343 external “hits” during the publication of the Order to Show Cause and related documents on the Fair Fund Website,¹ meaning 343 requests from parties other than the Distribution Agent to a web server to go to that site;
 - b. The SEC Webpage had 344 external hits during the publication of the Order to

¹ Capitalized terms not defined herein are used as defined in the Order to Show Cause.

Show Cause and related documents on the SEC Webpage;

- c. The Distribution Agent received thirteen (13) calls and three (3) emails inquiring about the UDF Fair Fund, the Plan, and/or about the application of the Plan to specific investments. The SEC or the Distribution Agent promptly responded to those inquiries.

Accordingly, pursuant to the Order to Show Cause and for the reasons set forth in the Memorandum of Law filed with this Court on July 27, 2021 (ECF No. 25), the SEC respectfully requests that the Court enter the accompanying proposed Order approving the Plan. A copy of this Notice, the Plan, and the proposed Order will be published on the SEC Webpage and the Fair Fund Website.

Dated: October 1, 2021

Respectfully submitted,

s/ Catherine E. Pappas

Catherine E. Pappas

Admitted *Pro Hac Vice*, ECF No. 20

Email: pappasc@sec.gov

1617 JFK Blvd., Ste. 520

Philadelphia, Pa. 19103

Tel: (215) 597-0657

Fax: (215) 597-2740

*Attorney for Plaintiff Securities and
Exchange Commission*

CERTIFICATE OF SERVICE

I hereby certify that on October 1, 2021, I electronically filed the foregoing motion and accompanying papers with the clerk of the court for the U.S. District Court, Northern District of Texas, using the electronic case filing system of the court. The electronic case filing system will send a “Notice of Electronic Filing” to the attorneys of record who have consented in writing to accept this Notice as service of this document by electronic means. I further certify that on the same date, I caused the foregoing to be served by UPS and email to the counsel as follows:

Via Email

Barrett R. Howell
Katten Muchin Rosenman LLP
1 717 Main Street, Suite 3750
Dallas, Texas 75201-7301
214-765-3681
Email: Barrett.howell@katten.com
*United Development Funding III, LP and
United Development Funding IV*

Jay Dewald
Norton Rose Fulbright, LLP
111 W. Houston Street, Suite 1800
San Antonio, Texas 78205
210-270-7180
Email: jay.dewald@nortonrosefulbright.com
Benjamin L. Wissink

Matthew G. Nielsen
Bracewell LLP
1445 Ross Avenue, Suite 3800
Dallas, Texas 75202
214-758-1039
Email: matthew.nielsen@bracewell.com
Benjamin L. Wissink

Evan P. Singer
Jones Day
2727 North Harwood Street
Dallas, Texas 75201
214-969-5264
Email: epsinger@jonesday.com
Cara D. Obert

Michael P. Gibson
Burlison, Pate & Gibson, LLP
900 Jackson Street, Suite 330
Dallas, TX 75202
214-871-4900
Email: mgibson@bp-g.com
Hollis M. Greenlaw

Arnold A. Spencer
Spencer & Associates
5949 Sherry Lane, Suite 900
Dallas, TX 75225
214-483-1035
arnoldspencer75225@gmail.com
David A. Hanson

Mike Uhl
Law Offices of Michael J. Uhl, P.C.
500 North Akard, Suite 2150
Dallas, Texas 75201
214-237-0809
Email: mike@mikeuhllaw.com
Theodore F. Etter

Via UPS

To whom it may concern
(formerly Jay Dewald)
Jackson Walker LLP
2323 Ross Avenue, Suite 600
Dallas, Texas 75201
214-953-6130
Email: jdewald@jw.com
Benjamin L. Wissink

s/ Catherine E. Pappas
Catherine E. Pappas
PA Bar No. 56544
Admitted *Pro Hac Vice*, ECF No. 20
Email: pappasc@sec.gov
Securities and Exchange Commission
1617 JFK Blvd., Ste. 520
Philadelphia, Pa. 19103
Tel: (215) 597-0657 Fax: (215) 597-2740
*Attorney for Plaintiff Securities and Exchange
Commission*