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5 Attorneys for ML Manager LLC

6 IN THE UNITED STATES BANKRUPTCY COURT
7 FOR THE DISTRICT OF ARIZONA

8 In re

9 MORTGAGES LTD.,

10 Debtor.

Chapter 11

Case No. 2:08-bk-07465-RJH

11 **NOTICE OF LODGING ORDER GRANTING**
12 **ML MANAGER LLC'S MOTION TO STRIKE**
13 **WITHOUT HEARING ROBERT FURST'S**
14 **MOTION**

15 Notice is hereby given that ML Manager LLC ("ML Manager") has lodged an
16 Order granting its Motion to Strike without hearing the Motion for Entry of Order
17 Confirming that (A) the Mortgages Ltd. 401(k) Plan is not Subject to the Chapter 11 Plan
18 or the Exit Financing, and (B) ML Manager LLC has no Discretionary Authority over the
19 401(k) Plan ("Mr. Furst's Motion"). A copy of the proposed Order is attached hereto as
20 Exhibit A.

DATED: April 2, 2010

FENNEMORE CRAIG, P.C.

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22
23 By /s/ Keith L. Hendricks (012750)
Keith L. Hendricks
24 Attorneys for ML Manager LLC
25
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1 COPY of the foregoing mailed this
2 2nd day of April, 2010 to the following:

3 Robert Furst
4 4201 N. 57th Way
5 Phoenix, Arizona 85018
6 ProPer

7 /s/ Gidget Kelsey Bacon

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Chapter 11
Case No. 2:08-bk-07465-RJH

**ORDER GRANTING ML MANAGER LLC'S
MOTION TO STRIKE WITHOUT HEARING
ROBERT FURST'S MOTION FOR ENTRY
OF ORDER CONFIRMING THAT (A) THE
MORTGAGES LTD. 401(K) PLAN IS NOT
SUBJECT TO THE CHAPTER 11 PLAN OR
THE EXIT FINANCING, AND (B) ML
MANAGER LLC HAS NO DISCRETIONARY
AUTHORITY OVER THE 401(K) PLAN**

16 ML Manager LLC ("ML Manager") has filed its Motion to Strike ("Motion")
17 without hearing the Motion for Entry of Order Confirming that (A) the Mortgages Ltd.
18 401(k) Plan is not Subject to the Chapter 11 Plan or the Exit Financing, and (B) ML
19 Manager LLC has no Discretionary Authority over the 401(k) Plan ("Mr. Furst's
20 Motion"), filed by Robert Furst on March 24, 2010 (Docket No. 2700). The Mortgages
21 Ltd. 401(k) Plan (the "401(k) Plan") has appeared in this case and is represented by
22 counsel, Thomas S. Moring of Pak & Moring PLC. Any relief requested for the 401(k)
23 Plan should be made by the Trustee of the 401(k) Plan by and through its counsel. For
24 good cause appearing,

25 IT IS HEREBY ORDERED that the ML Manager's Motion to Strike Mr. Furst's
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1 Motion, which is Docket no. 2700, is hereby granted without prejudice to the 401(k) Plan
2 Trustee by and through its counsel requesting relief if it so chooses.

3 DATED AND SIGNED ABOVE.
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