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8 IN THE UNITED STATES BANKRUPTCY COURT
9 FOR THE DISTRICT OF ARIZONA

10 In re
11 MORTGAGES LTD.,
12 Debtor.

Chapter 11

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

**ML MANAGER'S MOTION TO
CONTINUE ALL DEADLINES
RELATING TO THE ISSUES RAISED
BY MORTGAGES LTD. 401(K) PLAN**

15 The Mortgages Ltd. 401(k) Plan is proceeding on several separate fronts. First, it
16 filed a motion directing the release of fund currently held by the Liquidating Trust. Next,
17 on August 30, 2010, prior to ML Manager's response deadline, the 401(k) Plan filed a
18 motion to withdraw the reference to these issues [Docket No. 2901]. On that same day,
19 the 401(k) Plan requested this Court from abstain from ruling on any of the issues that the
20 401(k) Plan initially raised. [Docket 2902]. Finally, the 401(k) Plan filed a separate
21 declaratory judgment action in the District Court, case No. 10-cv-01862.

22 As a result of these seemingly contradictory attacks, ML Manager is unsure
23 whether the 401(k) Plan desires this Court to rule on these issues or defer to the District
24 Court. Accordingly, ML Manager respectfully requests that this Court extend all
25 deadlines relating to issues raised by the 401(k) Plan until it is clear as to what venue it is
26 most appropriate to decide these issues. This includes the resolution of the Motion with
27 Withdraw the Reference, and its request for the Court to abstain from ruling on any issues
28 that the 401(k) Plan raised.

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DATED: September 7, 2010

FENNEMORE CRAIG, P.C.

By /s/ Keith L. Hendricks
Cathy L. Reece
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COPY emailed
this 7th day of September, 2010, to:

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