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7 Counsel for the Rev Op Group

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

10 MORTGAGES LTD.,

11 Debtor.

Chapter 11

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

12 **NOTICE OF DEPOSITION PURSUANT TO**  
13 **RULE 30(b)(6), FED. R. CIV. P.**

14 **To: ML Manager, LLC and its attorneys**

15 Pursuant to Rule 30(b)(6), Fed. R. Civ. P., made applicable to this proceeding by Rules  
16 7030 and 9014, Federal Rules of Bankruptcy Procedure, you are hereby requested to designate  
17 and produce for deposition one or more officers, directors or managing agents, or such other  
18 persons who consent to testify on behalf of ML Manager, LLC and are most knowledgeable with  
19 respect to the matters set forth herein.

20 The deposition will be taken upon oral examination, by stenographic means, at the time  
21 and place stated below, before an officer authorized by law to administer oaths:

22 **Date and Time of Deposition: November 17, 2010 at 10:00 a.m.**

23 **Place of Deposition: Bryan Cave LLP**  
24 **Two North Central Avenue, Suite 2200**  
25 **Phoenix, AZ 85004-4406**

26 **Matters for Examination: See Exhibit "A" attached hereto**

27 Said deposition shall continue from day to day until completed.  
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DATED this 9<sup>th</sup> day of November, 2010.

**BRYAN CAVE LLP**

By: /s/ BAS, #022721  
Robert J. Miller  
Bryce A. Suzuki  
Two North Central Avenue, Suite 2200  
Phoenix, Arizona 85004-4406  
Counsel for the Rev Op Group

COPY of the foregoing served via e-mail  
this 9<sup>th</sup> day of November, 2010, upon:

Cathy Reece, Esq.  
Keith Hendricks, Esq.  
Fennemore Craig, P.C.  
3003 North Central Avenue, Suite 2600  
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Attorneys for ML Manager

/s/ Sally Erwin

**EXHIBIT "A"**

- ML Manager’s ability to “charge back” the asserted setoff to the Morley Rosenfield M.D. P.C. Restated Profit Sharing Plan, under the confirmed Plan or otherwise;
- The bases of the asserted setoff, asserted setoff amount, and all underlying details and facts;
- ML Manger’s decisions regarding litigation and incurrence of fees and expenses;
- Title insurance and sale closing issues;
- The effect of the allocation model on the asserted setoff;
- ML Manager’s position regarding joint and several liability; and
- Any other issues relating to the asserted setoff of the loan proceeds.

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