

SIGNED.

Dated: August 8, 2011



UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF ARIZONA

Minute Entry Order

Randolph J. Haines
Randolph J. Haines, Bankruptcy Judge

Hearing Information:

Debtor: MORTGAGES LTD.
Case Number: 2:08-bk-07465-RJH Chapter: 11
Date / Time / Room: THURSDAY, AUGUST 04, 2011 11:30 AM 6TH FLOOR #603
Bankruptcy Judge: RANDOLPH J. HAINES
Courtroom Clerk: JANET SMITH
Reporter / ECR: SHERI FLETCHER

Matter:

EVIDENTIARY HEARING ON BARNES' IMPOSSIBILITY DEFENSE
R / M #: 3,276 / 0

Appearances:

KEITH HENDRICKS, ATTORNEY FOR ML MANAGER
PHILLIP RUPPRECHT, ATTORNEY FOR BARNES

Proceedings:

Mr. Rupprecht reviewed Mr. Barnes position regarding the issuance of a bench warrant.

RON BARNES, was sworn and examined by Mr. Rupprecht and cross examined by Mr. Hendricks. Mr. Rupprecht redirects.

Mr. Rupprecht stated Mr. Barnes did not receive a copy of the order entered.

Mr. Hendricks argued this motion is an untimely motion for reconsideration.

COURT: IT IS ORDERED DENYING THE MOTION TO QUASH. THE COURT'S ORDER OF JULY 28TH STAYING THE BENCH WARRANT IS VACATED. MR. HENDRICKS MAY UPLOAD A NEW FORM OF ORDER FOR CIVIL CONTEMPT IF MR. BARNES DOES NOT COMPLY BY REPAYING THE \$112,000.00 AND THE COURT WILL SIGN THE ORDER WHEN IT IS UPLOADED.

FINDINGS OF FACT AND CONCLUSIONS OF LAW WERE STATED ON THE RECORD.

RANDOLPH J. HAINES
U.S. BANKRUPTCY JUDGE