

1 Guttilla Murphy Anderson, P.C.
Ariz. Firm No. 00133300
2 **Nicholas C. Guttilla** (Ariz. No. 001884)
4150 West Northern Avenue
Phoenix, Arizona 85051
3 Email: nguttilla@gamlaw.com
Phone: (623) 937-2795
4 Fax: (623) 937-6897

5 Attorneys for the Receiver

6 IN THE SUPERIOR COURT FOR THE STATE OF ARIZONA
7 IN AND FOR THE COUNTY OF MARICOPA

8 STATE OF ARIZONA ex rel. THOMAS)
L. WOOD, Superintendent of the)
9 Arizona Department of Financial)
Institutions,)
10 Plaintiff,)
v.)
11 LANDMARC CAPITAL &)
INVESTMENT COMPANY,)
12 Defendant.)
13)

Cause No. CV2009-020595

ORDER RE: PETITION NO. 6

(Assigned to Judge Sam Myers)

14 Petition No. 6 having come on regularly for hearing and the Court having considered
15 the matter:

16 NOW, THEREFORE, IT IS HEREBY ORDERED authorizing the Receiver to sell the
17 personal property listed on Exhibit "A" to Petition No. 6 which is or was located in Suite 330
18 and such other property located in other portions of the premises located at 4110 North
19 Scottsdale Road, Scottsdale, Arizona by public auction conducted by Sierra Auction
20 Management, Inc.;

21

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1 IT IS FURTHER ORDERED that the Receiver is authorized to pay all costs of
2 removal and relocation of said property and a 10% commission to Sierra Auction
3 Management, Inc. out of the proceeds of the sale;

4 IT IS FURTHER ORDERED authoring the Receiver to pay the net proceeds from the
5 auction sale to Scottsdale Financial Center Investors, LLC as partial satisfaction of the
6 landlord's lien securing rent of the premises;

7 IT IS FURTHER ORDERED authorizing the Receiver to dispose of any item of
8 personal property which cannot be sold at public auction as follows:

- 9 a.) Dispose of the property by a negotiated sale; or
- 10 b.) Abandon the property to anyone entitled to purchase the property or donate the
11 property to charity; or
- 12 c.) Destroy the property; or
- 13 d.) Surrender the property to the landlord or secured lien holder; or
- 14 e.) Dispose of the property as the Receiver may determine, in the Receiver's sole
15 discretion.

16 Dated: _____
17

18
19 _____
Judge Sam Myers

Granted

Signed on this day, November 6, 2009



/S/ Sam Myers
Judicial Officer of Superior Court