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Attorneys for the Receiver

IN THE SUPERIOR COURT FOR THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF MARICOPA

STATE OF ARIZONA ex rel. LAUREN)
KINGRY, Superintendent of the Arizona)
Department of Financial Institutions,)

Plaintiff,)

v.)

LANDMARC CAPITAL &)
INVESTMENT COMPANY,)

Defendant.)

Cause No. CV2009-020595

ORDER SETTING RULE 16)
CONFERENCE REGARDING THE)
CLAIMED INTERESTS IN THE)
PRESIDIO 197 LOAN)

RE: PETITION NO. 54

(Assigned to Judge Eileen Willett)

The Court having entered its *Order Deferring Resolution of the Claimed First Out*
Rights and Claimed Interests in the Presidio 197 Loan and Approving Remaining
Recommendations of the Receiver, Re: Petition No. 54:

NOW, THEREFORE, IT IS HEREBY ORDERED setting a Rule 16 conference
regarding all issues relating to the claimed interests in the Presidio 197 Loan (#07121853)

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1 including matters raised by the *Petition for Order Directing Reimbursement of Property*
2 *Preservation Expenses* and its *Petition for Order Compelling Receiver to Execute and Record*
3 *Releases Clearing Title to Real Property* previously filed by Claimant Monterey Capital, Co.
4 LLC on July 22, 2011, to be held before the Court on the 29 day of Aug, 2012, at
5 the hour of 9:15 o'clock A.M., in the Courthouse of the Arizona Superior Court for
6 Maricopa County.

7 IT IS FURTHER ORDERED that the Receiver shall within five days of the entry of
8 this order mail by first class mail a copy of this order to the interested persons and legal
9 counsel identified on the Special Service List for the Presidio 197 Litigation attached hereto.

10 Dated this 21 day of May, 2012.

11 **EILEEN S. WILLETT**

12 _____
13 Judge of the Superior Court
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1 **SERVICE LIST FOR PRESIDIO 197 LITIGATION**
2 *State of Arizona ex rel. v. Landmarc Capital & Investment Company*
3 The Superior Court of Arizona for Maricopa County
4 CV2009-020595

5 Claimant

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LDM Acceptance Company Pension Plan

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15 2575 East Camelback Road
16 Suite 1100
17 Phoenix, AZ 8501
18 Attorney for Monterey Capital Co., LLC

Helen and Stephen Gubin Charitable Remainder
Trust and the Gubin Family Trust dated May 27,
1992
c/o Steve Gubin
steve@gubin.net
2211 East Camelback road, #906
Phoenix, Arizona 85016
Claimant

19 Landmarc Capital Partners
20 c/o Harvey Friedman
21 7181 East Camelback Road, #605
Scottsdale, Arizona 85254
Claimant

D&H Management Corp.
Robert Hicklin, President
8205 Coconino Road
Paradise Valley, Arizona 85253
Claimant

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