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IN THE UNITED STATES DISTRICT COURT

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FOR THE DISTRICT OF ARIZONA

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Capmark Finance, Inc., formerly known)
as GMAC Commercial Mortgage)
Corporation, a California corporation, as)
Special Servicer for LaSalle Bank)
National Association, as Trustee)
of the Morgan Stanley Capital Inc.)
Commercial Mortgage Pass-Through)
Certificates Series 2004-HQ3,)

No. CV 08-468-PHX-SMM

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ORDER

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Plaintiff,

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v.

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Sari Deihl,

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Defendant.

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The Court held a Scheduling Conference on January 14, 2009, where the Court set case management deadlines that will govern the case. Also at the Conference, the parties agreed to attempt an early resolution of the case in light of the current circumstances of the parties in this lawsuit and collateral lawsuits. As such, Plaintiff requested that Defendant turn over certain financial information to them, including a list of all asset transfers for the prior three years, tax returns for the prior three years, and a current verified financial statement. Plaintiff believed such information will aid the parties' settlement efforts. The Defendant agreed that the early disclosure of some financial information would be helpful, but was reluctant to disclose all of her financial circumstances in light of claims in the collateral lawsuits.

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