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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA

Plaintiff,

v.

REAL PROPERTY LOCATED AT 149 G  
STREET, LINCOLN, CALIFORNIA,  
PLACER COUNTY, APN: 008-266-015-000,  
INCLUDING ALL APPURTENANCES AND  
IMPROVEMENTS THERETO, ETC, ET AL.

Defendants.

CASE NO. 2:12-cv-00705-TLN-DB

**ORDER GRANTING MOTION FOR  
ORDERS:**

- (1) **APPROVING OF RECEIVER'S  
FINAL REPORT AND  
ACCOUNTING;**
- (2) **APPROVING OF RECEIVER'S  
FINAL FEES AND EXPENSES;**
- (3) **DISCHARGING RECEIVER;**
- (4) **EXONERATING RECEIVER'S  
BOND; AND**
- (5) **RATIFYING ACTS OF RECEIVER**

The Motion of Plaintiff Mechanics Bank ("Bank" or "Plaintiff"): (1) Approving of Receiver's Final Report and Accounting; (2) Approving of Receiver's Final Fees and Expenses; (3) Discharging Receiver; (4) Exonerating Receiver's Bond; and (5) Ratifying Acts of Receiver (the "Motion") came on regularly for hearing on June 2, 2016, in the above entitled Court. Appearances were as noted in the Record.

This Court, having considered the pleadings and papers timely filed herein, the oral argument of the parties and all parties listed on the Proof of Service of the Motion filed concurrently herewith having received due and proper notice of the Motion and good cause appearing therefor:

**IT IS HEREBY ORDERED AS FOLLOWS:**

1. The Final Accounting (as that term is defined in the Motion) is hereby

1 ratified and approved in all respects.

2           2.       The Receiver's compensation, fees and expenses through the termination of  
3 the Receiver's duties as set forth in the Final Accounting are hereby ratified and approved in all  
4 respects.

5           3.       John Connolly IV shall be discharged as Receiver.

6           4.       The undertaking filed by the Receiver in the amount of \$15,000.00 issued by  
7 Liberty Mutual Insurance Company and filed on September 16, 2015 shall be exonerated.

8           5.       The Receiver shall be relieved from any liability to all owners and tenants  
9 located at the Property (as that term is defined in the Motion).

10          6.       On or before 10 business days have elapsed from the date of the entry of this  
11 Order, Mechanics Bank shall pay to the Receiver \$3,769.25 as a full and final payment of all of the  
12 Receiver's compensation, fees and expenses.

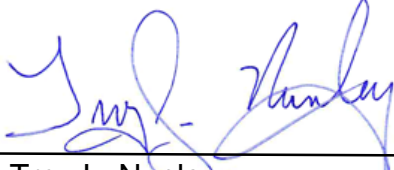
13          7.       The Receiver did not control all or substantially all of the assets of Defendant  
14 Volen Properties 9, LLC and the Receiver shall not prepare a federal or state income tax returns for  
15 the receivership estate.

16          8.       The acts, transactions, forbearances and decisions of the Receiver and/or his  
17 agents and representatives, are approved and were appropriate and were in the best interest of the  
18 receivership estate and the parties to the above entitled action and are ratified.

19          9.       The Receiver shall (i) have no obligation or further liability, responsibility for  
20 any assets of the receivership estate or any claims or rights which may arise in connection with  
21 those assets, and (ii) have no further liability or obligation to the Bank or any of the persons or  
22 entities identified in Exhibit 1 to the Notice of Motion.

23                   IT IS SO ORDERED.

24 Dated: August 16, 2016

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28 Troy L. Nunley  
United States District Judge