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5 Attorney for Thomas Dillon, as Court-Appointed
 6 Receiver for Vesta Strategies, LLC
 and Excalibur 1031 Group, LLC

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 8 **IN THE UNITED STATES DISTRICT COURT**
 9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
 10 **SAN JOSE DIVISION**

11
 12 THOMAS DILLON, as Court-Appointed
 Receiver for Vesta Strategies, LLC
 13
 14 Plaintiff,
 vs.
 15 MURPHY & HOURIHANE, an Illinois LLC
 16 Defendant

Case No.: 5:14-cv-1908-BLF

**STIPULATED BRIEFING SCHEDULE ON
 MOTION TO APPROVE SETTLEMENT
 WITH MURPHY & HOURIHANE, LLC ;
 PROPOSED ORDER**

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 20 **STIPULATED BRIEFING SCHEDULE**

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 22 The parties have settled the case pursuant to a confidential settlement agreement,
 23 subject to approval by the court. A hearing to approve the settlement is currently set
 24 for June 30, 2016 at 9 AM in Court Room 3 on the 5th Floor of the court house.

25 Thomas A. Dillon (“Dillon”), as the Receiver for Vesta Strategies, LLC (“Vesta”)
 26 filed his Motion and Memorandum to Approve the Settlement (Dkt.72-1) along with his
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1 Declaration in Support (Dkt.72-2). The confidential Settlement Agreement was
2 submitted to the Court for in camera inspection on May 9, 2016.

3 Dillon's counsel transmitted a copy of the Motion (Dkt 72), his Memorandum
4 (Dkt.72-1) and Dillon's Declaration (Dkt.72-2), along with a copy of the Court's Orders
5 directing that the Settlement Agreement remain confidential (Dkts.70 and 71) to all
6 known exchangers with unfunded exchanges, except Christina Pappas who is
7 deceased, and to potential subrogees. As to those exchangers and subrogees who
8 agreed to be bound to the Order of Confidentiality, Dillon's counsel then transmitted to
9 them a copy of the confidential Settlement Agreement.

10 The parties hereby stipulate that any Opposition to the Motion to Approve the
11 Settlement shall be filed by June 10, 2016 and any reply to any Opposition to the
12 Motion to Approve the Settlement Agreement shall be filed by June 24, 2016. The
13 hearing on the Motion shall be on June 30, 2016 at 9 AM as previously ordered.

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18 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

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20 DATED: May 27, 2016

//s//

21 Robert L. Brace
22 Attorney for Plaintiff

23 GORDON & REES, LLP

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25 DATED: May 27, 2016

//s//


26 Craig J. Mariam
27 Attorneys for Defendant

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ORDER ON STIPULATION OF BRIEFING SCHEDULE

Any Opposition to the Motion to Approve the Settlement between Thomas A. Dillon, as the Receiver for Vesta and Murphy & Hourihane, LLC shall be filed by June 10, 2016 and any reply to any Opposition to the Motion to Approve the Settlement shall be filed by June 24, 2016. The hearing on the Motion to Approve the Settlement shall be on June 30, 2016 at 9 AM in the above entitled court located at 280 South 1st Street, San Jose, California in Courtroom 3 on the 5th Floor.

DATED: June 3, 2016



United States District Judge
Honorable Beth Labson Freeman