

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

**SECURITIES AND EXCHANGE
COMMISSION**

CASE NO.: 8:09-0087-T-26TBM

Plaintiff,

v.

**ARTHUR NADEL,
SCOOP CAPITAL, LLC,
SCOOP MANAGEMENT, INC.,**

Defendants,

**SCOOP REAL ESTATE, L.P.,
VALHALLA INVESTMENT PARTNERS, L.P.,
VALHALLA MANAGEMENT, INC.,
VICTORY IRA FUND, LTD.,
VICTORY FUND, LTD.,
VIKING IRA FUND, LLC.,
VIKING FUND, LLC., and
VIKING MANAGEMENT, LLC.**

Relief Defendants.

NOTICE OF UNAVAILABILITY

PLEASE TAKE NOTICE that the undersigned, Steven R. Wirth, counsel to Wells Fargo Bank, N.A. ("Wells Fargo") hereby advises the Court that he will be unavailable from August 21, 2012 through September 4, 2012, and respectfully requests that no hearings or other matters related to Wells Fargo be scheduled during these dates.

DATED: August 13, 2012

AKERMAN SENTERFITT

/s/Steven R. Wirth

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Counsel for Wells Fargo, N.A.

CERTIFICATE OF SERVICE

I hereby certify that on August 13, 2012, I electronically filed the foregoing Notice of Unavailability with the Clerk of the Court by using the CM/ECF system which will electronically notify all CM/ECF participants of this filing.

/s/Steven R. Wirth

Attorney