

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF FLORIDA
CASE NO. 09-20526-CIV-GOLD/MCALILEY

KLAUS HOFMANN,

Plaintiff,

v.

EMI RESORTS, INC., et al.,

Defendants.

ORDER SETTING EMERGENCY HEARING

THIS CAUSE is before the Court upon Concepcion, Sexton, & Martinez's ("CSM") Motion to Withdraw as Counsel of Record for the Elliott Defendants and to Impose and Perfect Charging and Retaining Liens [DE 547], the Elliott Defendants' Motion for Reconsideration and/or Clarification of the Court's Order of July 17, 2009 [DE 539], and Plaintiffs' Notice of Fraud on the Court [DE 517] and related pleadings. Having reviewed the Motion and Notice and being otherwise duly advised, I conclude that a hearing is necessary to discuss the matters. Accordingly, it is hereby

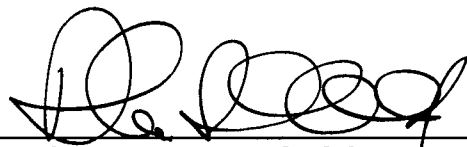
ORDERED AND ADJUDGED:

1. An emergency hearing is hereby set before the Honorable Alan S. Gold, at the United States District Courthouse, Courtroom 11-1, Eleventh Floor, 400 North Miami Avenue, Miami, Florida, on **Thursday, August 6, 2009 at 5:00 p.m.**
2. Frederick Elliott, Dr. and Derek Elliott are ordered to appear at this hearing in person.
3. Dr. Enrique DeMarchena is ordered to appear at the hearing, but may do so

by telephone, instructions for which will be provided by further Court order.

4. Special Master Thomas E. Scott is requested to attend the hearing.
5. Plaintiffs shall file a response to Concepcion, Sexton, & Martinez's Motion to Withdraw as Counsel of Record for the Elliott Defendants and to Impose and Perfect Charging and Retaining Liens [DE 547] by Wednesday, August 5, 2009 at 12:00 p.m.

DONE AND ORDERED in Chambers at Miami, Florida at this 3 day of August, 2009.



THE HONORABLE ALAN S. GOLD
UNITED STATES DISTRICT JUDGE

cc:
U.S. Magistrate Judge Chris M. McAliley
All counsel of record