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 8 **UNITED STATES DISTRICT COURT**
 9 **DISTRICT OF NEVADA**

10 USACM LIQUIDATING TRUST,
 11 Plaintiff,

Civil Action No. 2:08-cv-01276-KJD-RJJ

12 v.

13 PLACER COUNTY LAND
 SPECULATORS, LLC, aka PLACER
 14 COUNTY LAND INVESTORS, LLC; et
 al,

Date: January 30, 2013
 Time: 9:00 a.m.
 Judge: Hon. Kent J. Dawson

15 Defendants

16 **ORDER AUTHORIZING RECEIVER TO BORROW**
 17 **MONEY AND ISSUE RECEIVER CERTIFICATES**

18 Upon consideration of the Motion of Receiver for Order Authorizing Receiver to Borrow
 19 Money and Issue Receiver Certificates [Docket No. 711], the Court having considered the motion
 20 and arguments, and good cause appearing,

21 IT IS ORDERED that:

- 22 1. The motion is granted;
- 23 2. The Receiver is authorized to borrow up to \$2,600,000 from the Homfeld Group,
 24 and issue one or more receiver certificates on the terms and conditions set forth in the motion;
- 25 3. Any deed of trust granted to secure the proposed borrowing is senior in priority to
 26 the FTB Tax Lien (as defined in the motion);
- 27 4. The Receiver is authorized to submit an ex parte application, if needed, to approve
 28 a form of order that is acceptable to the lender and the title company to ensure that the Receiver

1 can grant a first priority security interest in the property to secure the borrowing, provided that
2 such application is served on any counsel appearing in this matter;

3 5. The Receiver is authorized to take all actions necessary to effectuate the borrowing
4 and grant of a security interest in the Real Property that is the subject of this receivership,
5 including executing any and all documents on behalf of the receivership estate; and

6 6. The Receiver is authorized to facilitate interested Owners to buy and sell their
7 interests pursuant to paragraph 5 of the Order Appointing Receiver.

8 Dated: 2/5/13



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10 United States District Judge
11 District of Nevada

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