

Attorneys for Plaintiff Federal Trade Commission

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

FEDERAL TRADE COMMISSION,

Plaintiff,

V.

IVY CAPITAL, INC., *et al*;

Defendants, and

CHERRYTREE HOLDINGS, LLC, *et al.*,

Relief Defendants.

Case No: 2:11-cv-00283-JCM-GWF

STIPULATION AND ORDER TO  
EXTEND TRO, ADJOURN  
PRELIMINARY INJUNCTION  
HEARING, AND SET RULE 26(f)  
CONFERENCE

1 WHEREAS, on February 22, 2011, the Court issued a Temporary Restraining Order (the  
2 “TRO”) against Defendants Ivy Capital, Inc., *et al.* and Relief Defendants Cherrytree Holdings,  
3 LLC, *et al.*;

4 WHEREAS, pursuant to Section XXVIII of the TRO, the TRO is set to expire fourteen  
5 (14) days after entry, unless it is extended for a longer period by stipulation of counsel;

6 WHEREAS, pursuant to Section XXVII of the TRO, a hearing is scheduled for March 4,  
7 2011, at 9:30 a.m., on whether the Court should issue a preliminary injunction against  
8 Defendants;

9 WHEREAS, pursuant to the TRO, Defendants’ Opposition was due by February 28,  
10 2011, and Plaintiff’s Reply was due March 2, 2011;

11 WHEREAS, the parties below have agreed that the preliminary injunction hearing should  
12 be adjourned until March 23, 2011, at 10:30 a.m., and that the TRO should be extended through  
13 the date of the hearing;

14 WHEREAS, the parties below have agreed that Defendants’ Opposition should be due by  
15 March 15, 2011, and Plaintiff’s Reply should be due March 21, 2011;

16 WHEREAS, the parties below have agreed to confer pursuant to F.R.C.P. 26(f) on March  
17 29, 2011;

18 THEREFORE, the parties hereby stipulate to an order with the following terms:

19 (1) A Preliminary Injunction hearing shall be scheduled for one hour on March 23,  
20 2011, at 10:30 a.m. with no witnesses;

21 (2) Defendants’ Opposition shall be due by March 15, 2011;

22 (3) Plaintiff’s Reply shall be due by March 21, 2011; and

23 (4) The parties below will hold a Rule 26(f) conference on March 29, 2011.

24  
25 SO STIPULATED this 3<sup>rd</sup> day of March, 2011:

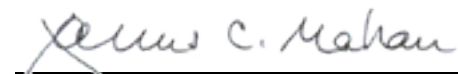
1 /s/ Emily Cope Burton  
2 EMILY COPE BURTON  
3 SHAMEKA L. GAINEY  
4 Attorneys for Plaintiff Federal Trade Commission

5 /s/ Chad R. Fears  
6 CHAD R. FEARS  
7 GREG BROWER  
8 Attorneys for Defendants  
9 Ivy Capital, Inc., Benjamin F. Hoskins, Kyle G. Kirschbaum, Steven E. Lyman, John H.  
10 Harrison, Ivy Capital, LLC, 3 Day MBA, LLC, ICI Development, LLC, Logic Solutions, LLC,  
11 Sell it Vizion, LLC, Revsynergy, LLC, Global Finance Group, LLC, Virtual Profit, LLC, Vianet  
12 Inc., Oxford Debt Holdings, LLC, Fortune Learning System, LLC, Dream Financial and  
13 Relief Defendants Leanne Hoskins, Kieston Kirschbaum, Tracy Lyman. Melyna Harrison  
14 Oxford Financial, LLC, S&T Times, LLC, Virtucon LLC, Cherrytree Holdings LLC, and  
15 Mowab, Inc.

16 /s/ Joseph S. Kistler  
17 JOSEPH S. KISTLER  
18 MARK A. HUTCHISON  
19 Attorneys for Defendants Steven J. Sonnenberg, James G. Hanchett, Fortune Learning, LLC, and  
20 The Shipper d/b/a Wholesalematch.com

21 /s/ Tracy Green  
22 TRACY GREEN  
23 Attorneys for Defendants Christopher M. Zelig, Business Development Division, LLC, Nevada  
24 Corporate Division, Inc., Zyzac Commerce Solutions, Inc., Corporate Credit Division, LLC,  
25 Credit Repair Division, LLC, Tax Planning Division, LLC, and Relief Defendant Curva, LLC for  
the limited purpose of entering into this stipulation (*pro hac vice* pending)

IT IS SO ORDERED:

  
The Honorable James C. Mahan  
U.S. District Court Judge

DATED: March 4, 2011