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Robert J. Kehl; Ruth Ann Kehl; Robert
A. Kehl; Christina "Tina" M. Kehl; Krystina L.
Kehl; Daniel J. Kehl; Kevin A. Kehl,
individually and on behalf of Susan L. Kehl and
Andrew R. Kehl; Patrick J. Anglin; Cynthia A.
Winter; Kehl Development Corporation; Judy
A. Bonnet; Kevin A. McKee; Pamela J. McKee;
Warren Hoffman Family Investments, LP
Charles B. Anderson, as trustee of the Charles
B. Anderson Trust; Rita P. Anderson, as trustee
of the Rita P. Anderson Trust; Baltes Company;
Mojave Canyon, Inc., Donna Cangelosi, Tito
Castillo, Tony Chaudhry, Jonathan Eller, Robin
Graham, Don Hess, Christina Knoles, Arthur
Kriss, Joe LaFayette, Janice Lucas, Charles
Maraden, Carol Mortenson, Daniel Newman,
Edward Schoonover, Carol Simon, Lawrence
Tengan, Connie Westbrook, Ken Zawacki, Alfie
Fujitani, Walt Musso, Cyril Tammadge, and
Robert Fuller
(collectively, the "Direct Lenders")

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

18 In re: Case No. 2:07-CV-892-RCJ-GWF-BASE
and
19 USA COMMERCIAL MORTGAGE COMPANY, Case No. 3:07-CV-241-RCJ-GWF

20 Debtor.

21 3685 SAN FERNANDO LENDERS, LLC, *et al.*,

22 Plaintiffs,

23 v.

24 COMPASS USA SPE LLC, *et al.*,

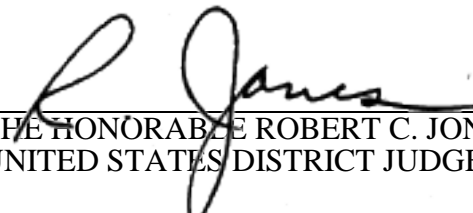
25 Defendants.

**ORDER VACATING
PRELIMINARY INJUNCTION AND
ORDER PURSUANT TO 11 U.S.C §§ 105
AND 1141 AND FED. R. CIV. P. 65
ENFORCING CONFIRMATION ORDER**

1 On November 6, 2007, this Court entered its Preliminary Injunction and Order pursuant to
2 11 U.S.C. §§ 105 and 1141 and Fed. R. Civ. P. 65 Enforcing Confirmation Order. The purpose of
3 that Preliminary Injunction was to enjoin: (i) the efforts of the direct lenders to terminate Compass
4 USA SPE LLC (“Compass”) as their loan servicer under certain Loan Servicing Agreements
5 (“LSAs”) originally entered into by the direct lenders with USA Commercial Mortgage Company;
6 and (ii) the disbursement of disputed funds pending further order of the Court. The need for that
7 Preliminary Injunction has now ended. Specifically, this Court, by separate orders, has approved the
8 termination of the loan servicing rights under the LSAs, and resolved the ownership of the disputed
9 funds on summary judgment.

10 Accordingly, the Court hereby VACATES the Preliminary Injunction, including the
11 Supplemental Order Re: Emergency Motion for Order pursuant to 11 U.S.C. §§ 105 and 1141
12 Enforcing Confirmation Order and for Civil Contempt Sanctions, entered by the Honorable Linda B.
13 Riegle on August 1, 2007, as well as the Order, filed April 20, 2009 [Doc. #1076], to the extent that
14 this Court extended the Preliminary Injunction to include, and for the benefit of, Silar Advisors, LP,
15 Silar Special Opportunities Fund, LP, and Asset Resolution, LLC.

16 DATED: January 25, 2010

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20 THE HONORABLE ROBERT C. JONES
21 UNITED STATES DISTRICT JUDGE
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