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Attorneys for Placer I & II Defendants
6

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

9 * * *

10 USACM Liquidating Trust,)
11)
Plaintiff,) NO.: 2:08-cv-1276
12)
13 v.) **Answer**
14)
Placer County Land Speculators, LLC, aka)
14 Placer County Land Investors, LLC, et al.)
15)
Defendants.)
16 _____)

17 COME NOW, Defendants, WARA LP; ARTHUR ADAMS TRUST DATED 9/12/97; LARRY
18 H. ANDERSON IRA; GUY ARCHER; ARENDS FAMILY TRUST C/O JOAN M. ARENDS
19 TRUSTEE; WILLIAM P. AUSTIN & MARY LEE AUSTIN; PEDRO L. & CAROL A. BARROSO
20 TRUST DATED 11/29/90; ROBERT BENNETT & DOROTHY BENNETT; BLOOD FAMILY
21 TRUST DATED 5/18/99 C/O RUSSELL M. BLOOD & JUDY A. BLOOD TRUSTEES; ALBERT
22 BLUMENTHAL IRA; CHARLES E. BOROM & LANNA G. BOROM; THE BOWMAN 1989
23 REVOCABLE TRUST C/O RICHARD L. BOWMAN TRUSTEE; BRADSHAW FAMILY TRUST
24 DATED 8/18/99 C/O PAUL D. BRADSHAW TRUSTEE; GLEN J. BRECHT TRUST DATED
25 1/24/86 C/O GLEN J. BRECHT & JANINE K. BRECHT TRUSTEES; MARSHALL J. BRECHT
26 TRUST DATED 2/5/86 C/O MARSHALL J. BRECHT & JANET L. BRECHT TRUSTEES;
27 HANNAH BREHMER, AN UNMARRIED WOMAN & MARTI MCALLISTER, A MARRIED
28 WOMAN DEALING WITH HER SOLE & SEPARATE PROPERTY, AS JTWROS;

1
2 BUCKWALD REVOCABLE TRUST DATED 2/11/92 C/O NEIL G. BUCKWALD TRUSTEE;
3 DR. JOSELITO TAN BURGOS; EVELYN A. CALHOUN, AN UNMARRIED WOMAN
4 TRANSFERABLE ON DEATH TO DALE E. CALHOUN; JOHN R. CANGELOSI & MARGARET
5 M. CANGELOSI; CARRIER FAMILY TRUST DATED 8/9/91 C/O DON F. CARRIER & SARA L.
6 CARRIER TRUSTEES; DOUGLAS W. CARSON TRUST; RONALD R. CARTER & LESLIE A.
7 CARTER REVOCABLE TRUST; THE CERRONE FAMILY TRUST DATED 1/26/96 C/O FRANK
8 A. CERRONE & SHARI L. CERRONE TRUSTEES; HAROLD CORCORAN & JOYCE
9 CORCORAN; IRIS G. CORLEY TRUST DATED 9/19/84; THE COSTANZA 1987 DECEDENT'S
10 TRUST; CRAIG LIVING TRUST DATED 08/10/00, FRANKYE D. & HOWARD L. TRUSTEES;
11 RICHARD N. DAHLKE; DEBOLT LIVING TRUST DATED 7/30/01 C/O EDWARD S. DEBOLT
12 & SHARRON DEBOLT TRUSTEES; MARION B. DITTMAN; MARK L. EAMES & SANDRA K.
13 EAMES; EASTLAND FAMILY JOINT LIVING TRUST DATED C/O WILLIAM C. EASTLAND &
14 CAROL A. EASTLAND TRUSTEES; ERIC T. ERICKSON & DOLORES Y. ERICKSON; FAVRO
15 TRUST DATED 9/14/00 C/O WILLIAM H. FAVRO & CAROL M. FAVRO TRUSTEES; PAUL
16 FEDRIZZI & JANE E. FEDRIZZI; STANLEY FERRARO, A MARRIED MAN & FLORENCE
17 FERRARO , A MARRIED WOMAN, AND MILDRED FISCHERMANN, A SINGLE WOMAN,
18 ALL AS JTWROS; CAROL A. FISCHER TRUST DATED 8/5/05; JOHN R. & KAREN M.
19 FLEINER FAMILY TRUST; FOXCROFT LIVING TRUST DATED 1/10/02 C/O FRED J.
20 FOXCROFT & ROBERTA FOXCROFT TRUSTEES; ERIC B. FREEDUS AND LINDA P.
21 FREEDUS, HUSBAND AND WIFE AS JTWROS; MICHAEL S. FREEDUS & HELEN C.
22 FREEDUS. HUSBAND AND WIFE AS JTWROS; GAIL A. FREITAS REVOCABLE TRUST
23 DATED 6/20/03 C/O GAIL A. FREITAS TRUSTEE; DAKOTA TRUST DATED 9/16/96 C/O
24 JERRY L. GAGE & DARLENE C. GAGE TRUSTEES; THE GAMBELLO TRUST C/O ANTHONY
25 V. GAMBELLO & ELIZABETH GAMBELLO TRUSTEES; GLEDHILL REVOCABLE FAMILY
26 TRUST C/O JO M. GLEDHILL TRUSTEE; NANCY GOLDEN; JACK GOLDENTHAL & SYLVIA
27 GOLDENTHAL; NOEL S. GOUVEIA; NANCY L. GOUVEIA TRUST DATED 10/23/98;
28 GRAHAM FAMILY TRUST DATED 10/26/78 C/O ROBIN B. GRAHAM & CELIA ALLEN-

1 GRAHAM TRUSTEES; BERNARDO G. GREGORIO & CORAZON S. M. GREGORIO,
2 HUSBAND AND WIFE AS JTWROS; DAR LIVING TRUST DATED 2/12/03 C/O DARLENE
3 HAMMOND TRUSTEE; JOHN A. M. HANDAL; WILLIAM L. HANE FAMILY TRUST DATED
4 9/1/9 C/O WILLIAM L. HANE & MARCIA L. HANE TRUSTEES; HELMS HOMES-LLC; TERRY
5 HELMS LIVING TRUST DATED 11/11/94; EDDIE MAYO & JOCELYNE HELZER, JTWROS
6 ROY H. HIBDON & OMA C. HIBDON; GARY HOGAN IRA H01BD C/O PENSICO TRUST
7 COMPANY CUSTODIAN; THE HOLLAND FAMILY TRUST DATED 1993 C/O FRED
8 HOLLAND & MARJORIE HOLLAND TRUSTEES; EARL HOWSLEY JR.; IPPOLITO FAMILY
9 TRUST DATED 8/31/89 C/O JOHN A. IPPOLITO & PATRICIA M. IPPOLITO TRUSTEES;
10 LESLIE IRWIN; JOHNSON FAMILY TRUST DATED 2/18/04 C/O ARTHUR & SUSAN
11 JOHNSON, TRUSTEES; EVERETT H. JOHNSTON, TRUSTEE OF THE EVERETT H.
12 JOHNSONFAMILY TRUST DATED 1/24/90; CAROL A. KELLY; LINDSEY H. KESLER
13 FAMILY REVOCABLE TRUST C/O MILDRED P. KESLER TRUSTEE; CLAWITER
14 ASSOCIATES LLC; FREDERICK W. KEWELL IRA C/O DUNHAM TRUST COMPANY
15 TRUSTEE; CAROL KILAND IRA; WALTER KLEVAY & GAIL KLEVAY; BERNARD
16 KLOENNE LIVING TRUST DATED 10/10/1986, BERNARD A. KLOENNE TRUSTEE; HARVEY
17 A. KORNHABER; GARY LARSON & DOLORES LARSON; WILLIAM H. LENHART LIVING
18 TRUST C/O WILLIAM H. LENHART TRUSTEE; JAMES H. LIDSTER FAMILY TRUST DATED
19 1/20/92 C/O JAMES H. LIDSTER & PHYLLUS M. LIDSTER TRUSTEES; EDWARD G.
20 LOUGHLIN, AN UNMARRIED MAN & THELMA E. GUEVARA, AN UNMARRIED WOMAN,
21 AS JTWROS; R. LANCE LOUGHLIN; HENRI L. LOUVIGNY & MARCELLE A. LOUVIGNY,
22 CO-TRUSTEES FOR THE BENEFIT OF THE HENRI L LOUVIGNY & MARCELLE A
23 LOUVIGNY FAMILY TRUST DATED 10/18/84; BARBARA SUE LUTHI TRUST DATED 7/9/97;
24 DAVID B. MCDOUGALL & BARBARA K. MCDOUGAL; CHESTER R. MCDOWELL;
25 MCQUERRY FAMILY PARTNERSHIP C/O WILLIAM L. MCQUERRY TRUSTEE; DON D.
26 MEYER & DENNIS E. HEIN, JTWROS; MIERAU LIVING TRUST DATED 9/14/98 C/O ROBERT
27 D. MIERAU & SANDRA J. MIERAU TRUSTEES; MAHENDRA C. MODY; WESLEY L.

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1 MONROE & JEANNIE M. MONROE; ALBERT MONTERO FAMILY TRUST U/A DATED
2 11/3/94 C/O ALBERT MONTERO TRUSTEE; WILLIAM L. MONTGOMERY JR. IRA;
3 JAMES MICHAEL MOORE & JODY C. MOORE; GSL INVESTMENTS LLC; VICKY L.
4 NAKASHIMA; OLGA O'BUCH TRUST DATED 5/28/98; DOUGLAS & NANCY O'HERRON
5 REVOCABLE TRUST; CHARLES E. O'NEILL AND LOIS O'NEILL; WILLIAM W. OGREN &
6 BETTY R. OGREN; ADRIAN J.R. OOSTHUIZEN; CLAIR H. PALS REVOCABLE LIVING
7 TRUST U/A DATED 12/11/02, HAROLD PALS, TRUSTEE; PEELE BYPASS TRUST DATED
8 2/10/87 C/O JENNEFER COLE PEELE TRUSTEE; ROBERT H. PERLMAN & LYNN R.
9 PERLMAN TRUST; MICHAEL PEZZANO & LISA PEZZANO; POLACHECK & ASSOCIATES,
10 INC. PROFIT SHARING PLAN DATED 2/20/73 C/O STEPHEN B. POLACHECK TRUSTEE;
11 SHELDON & MARION G. PORTMAN TRUST DATED 11/01/85 C/O SHELDON PORTMAN
12 AND MARION G. PORTMAN TRUSTEES; DENNIS RAGGI; THE RAM FAMILY TRUST
13 DATED 6/22/01 C/O MOSHE RAM & BARBARA RAM TRUSTEES; BARBARA RAM & ILANA
14 YAKUEL; DONALD E. REDMON & JAYLYLE REDMON FAMILY TRUST DATED 10/31/95
15 C/O DONALD E. REDMON & JAYLYLE REDMON TRUSTEES; ORBAN H. REICH TRUST
16 DATED 12/27/00; RACHEL RIEHLE; BRIAN L. RILEY IRA; BLAIR E. ROACH & BARBARA K.
17 ROACH; ROBERT W. ROBERTS & DONNA R. ROBERTS; ROISENTUL FAMILY TRUST C/O
18 SAUL ROISENTUL & ILENE ROISENTUL TRUSTEE; RANDY SANCHEZ IRA; SANCHEZ
19 LIVING TRUST DATED 10/13/03 C/O RANDY M. SANCHEZ & SHARON SANCHEZ
20 TRUSTEES; KAREN E. SASS IRA; SCHNITZER LIVING TRUST DATED 10/29/91 C/O
21 ARTHUR P. SCHNITZER & LYNN S. SCHNITZER TRUSTEES; ELIZABETH STRYKS SHAW;
22 DONALD E. SHOUP & SHARON K. SHOUP; THE CAREY B. SIGMEN & LISA K. SIGMEN
23 TRUST C/O CAREY B. SIGMEN & LISA K. SIGMEN TRUSTEES; ALAN R. SIMMONS &
24 JUDITH B. SIMMONS; 1998 SIMMONS FAMILY REVOCABLE TRUST DATE C/O JAMES R.
25 SIMMONS, JR. & PATSY K. SIMMONS TRUSTEES; GENE SMITH & EMILY SMITH; EMERY
26 T. SMITH & MARY C. SMITH; JOYCE E. SMITH TRUST DATED 11/3/99 C/O JOYCE E. SMITH
27 TRUSTEE; WOODROW SMITH & MARY ALYCE SMITH; BRUCE SONNENBERG AND
28 ROSEMARY SONNENBERG; ROBERT SPECKERT LIVING TRUST DATED 6/11/92; CLIFTON

1 H. SPINDLE & VERNA R. SPINDLE; FLOYD M. SPINDLE; PETER E. SPROCK 2001 TRUST
2 C/O PETER E. SPROCK TRUSTEE; STATER FAMILY LTD PARTNERSHIP; 2001 STEINMETZ
3 FAMILY TRUST C/O NICHOLAS A. STEINMETZ & CYNTHIA M. STEINMETZ TRUSTEES;
4 THE STIMPSON FAMILY TRUST DATED 5/9/00 C/O GORDON N. STIMPSON & MARJORIE I.
5 STIMPSON TRUSTEES; ROBERT SULLIVAN IRA; LOUISE TEETER IRA ROLLOVER;
6 NORMAN TEETER; DOUGLAS TICHENOR & SUSAN TICHENOR; JOSEPH TOBIAS; TRIPP
7 FAMILY TRUST 1997 C/O JOHN M. TRIPP TRUSTEE; LOUIS H. & SHIRLEY M. TURNER
8 FAMILY TRUST DATED 9/9/97 C/O LOUIS H. TURNER AND SHIRLEY M. TURNER
9 TRUSTEES; 1994 TURNER FAMILY TRUST DATED 9/23/94 C/O ROBERT H. TURNER &
10 NANCY A. TURNER TRUSTEES; TURNER DEVELOPMENT LLC; CAL-MARK BEVERAGE
11 COMPANY DEFINED BENEFIT C/O NEVADA TRUST COMPANY CUSTODIAN; PEGGY ANN
12 VALLEY IRA; MCLAUGHLIN-VALLEY TRUST DATED 2/24/97 C/O JAY C. MCLAUGHLIN &
13 PEGGY ANN VALLEY TRUSTEES; THE VAN SICKLE FAMILY TRUST DATED 5/20/9 C/O
14 LLOYD F. VAN SICKLE TRUSTEE; DEAN WATSON, A MARRIED MAN DEALING WITH HIS
15 SOLE AND SEPARATE PROPERTY; DONNA WEBB; WEIBLE 1981 TRUST DATED 6/30/81
16 C/O ARDIS WEIBLE & DEAN F. WEIBLE CO-TRUSTEES; WILLIAM J. WELDON; STEPHEN
17 L. WILCOX AND GAIL M. WILCOX; WOOD LIVING TRUST DATED 10/1/99 C/O RICHARD D.
18 WOOD TRUSTEE; S.B. WRIGHT FAMILY TRUST DATED 12/28/94 C/O MELVIN B. WRIGHT
19 & SUSAN D. WRIGHT TRUSTEES; THE KENNETH H. & PHYLLIS P. WYATT FAMILY
20 TRUST C/O KENNETH H. WYATT & PHYLLIS P. WYATT TRUSTEES; JOSEPH G. ZAPPULLA
21 & CAROL A. ZAPPULLA; ZAWACKI, A CALIFORNIA LLC; TERESA G. ZELLER TRUST
22 (hereinafter collectively referred to as "PLACER I DEFENDANTS"), and ALTA FUNDING, INC.,
23 A FLORIDA CORPORATION, FIRST SAVINGS BANK CUSTODIAN FOR ALTERIO AG
24 BANKS IRA, ALTERIO A.G. BANKS LIVING TRUST DATED 2/13/96, c/o ALTERIO A.G.
25 BANKS TRUSTEE, BLAKES HOUSE FLORAL & BALLOON CO, A NEVADA CORPORATION,
26 CHARLES E. BOROM & LANNA G. BOROM, HUSBAND & WIFE, AS JTWROS, ASHLEY
27 BROOKS, A SINGLE WOMAN, DR. JOSELITO TAN BURGOS, A SINGLE MAN, BRANDON
28 ARNER CANGELOSI, AN UNMARRIED MAN & DONNA M. CANGELOSI, A MARRIED

1 WOMAN AS HER SOLE & SEPARATE PROPERTY, AS JTWROS, DONNA M. CANGELOSI
2 FAMILY TRUST C/O DONNA M. CANGELOSI TRUSTEE , PETER W. CAPONE & DEIDRE D.
3 CAPONE, HUSBAND & WIFE, AS JTWROS, M & J CAUCHOIS FAMILY TRUST DATED
4 2/25/93, C/O MAURICE A. CAUCHOIS & JACQUELINE M. CAUCHOIS TRUSTEES, THE
5 CHIAPPETTA TRUST DATED 4/1/03, C/O PAT M. CHIPPPETTA & JOANN CHIAPPETTA
6 TRUSTEES, JAMES CIELEN, A MARRIED MAN AS HIS SOLE & SEPARATE PROPERTY,
7 FRANK DAVENPORT, A SINGLE MAN, TRACY A. DEBERRY, AN UNMARRIED MAN,
8 DERBY INVESTORS, LLC, D. JOSEPH & LOUISE M. DOUCET 1989 TRUST DATED 3/30/89,
9 C/O D. JOSEPH DOUCET & LOUISE M. DOUCET TRUSTEES, ERIC T. ERICKSON &
10 DOLORES Y. ERICKSON, HUSBAND & WIFE, AS JTWROS, MARC SCOT ETTERMAN
11 LIVING TRUST DATED 2/11/03, C/O MARC SCOT ETTERMAN TRUSTEE, SAGRARIO T.
12 EVERS LIVING TRUST DATED 5/11/01, C/O SAGRARIO T. EVERS TRUSTEE, DENNIS M.
13 GRECO & GLORIA J. GRECO, HUSBAND & WIFE, AS JTWROS, CARL C. HAGEN, AN
14 UNMARRIED MAN, GAYLE HARKINS, A MARRIED WOMAN AS HER SOLE & SEPARATE
15 PROPERTY, HUFFMAN FAMILY TRUST DATED 5/28/98 C/O HILARY A. HUFFMAN &
16 CYNTHIA L. HUFFMAN TRUSTEES, KENNETH W KOERWITZ AND JAN CASE KOERWITZ
17 FAMILY TRUST DATED 5/13/03 C/O KENNETH W KOERWITZ & JAN CASE KOERWITZ
18 TRUSTEES, LISEK FAMILY TRUST DATED 1/29/92 C/O DANIEL B. LISEK, CLAIRE LISEK &
19 GAYLE HARKINS TRUSTEES, LILY MARKHAM, A MARRIED WOMAN AS HER SOLE &
20 SEPARATE PROPERTY & IRENE ANNE MARKHAM-TAFOYA, A MARRIED WOMAN AS
21 HER SOLE & SEPARATE PROPERTY, CHRISTIANE MENCINI-BAKER REVOCABLE TRUST,
22 C/O CHRISTIANE MENCINI-BAKER TRUSTEE, CAROL MORTENSEN FAMILY TRUST
23 DATED 9/9/90, C/O CAROL MORTENSEN TRUSTE, GEORGE MOTTO & JANE R MOTTO,
24 HUSBAND & WIFE, AS JTWROS, JAMES S. NELSON, A MARRIED MAN AS HIS SOLE &
25 SEPARATE PROPERTY, PATRICK EDWARD O'SULLIVAN & SOON YOUNG O'SULLIVAN,
26 HUSBAND & WIFE, AS JTWROS, PEELE SPOUSAL TRUST DATED 2/10/87 C/O JENNEFER C.
27 PEELE TRUSTEE, ROBERT H. PERLMAN & LYNN R. PERLMAN TRUST DATED 9/17/92, C/O
28 ROBERT H. PERLMAN & LYNN R. PERLMAN TRUSTEES, ROBERT D. PHILLIPS, AN

1 UNMARRIED MAN, SHELDON & MARION G. PORTMAN TRUST DATED 11/01/85, C/O
2 SHELDON PORTMAN & MARION G. PORTMAN TRUSTEES, FIRST SAVINGS BANK
3 CUSTODIAN FOR SHARON E. PRESSWOOD IRA, FRANK REALE, A SINGLE MAN,
4 MICHAEL H. RICCI, A MARRIED MAN AS HIS SOLE & SEPARATE PROPERTY, RACHEL
5 RIEHLE, AN UNMARRIED WOMAN, ROCKLIN/REDDING LLC, ROBERT R. RODRIGUEZ,
6 AN UNMARRIED MAN, THE ROE LIVING TRUST DATED 2/14/95 C/O AUDREY A. ROE
7 TRUSTEE, FIRST SAVINGS BANK CUSTODIAN FOR RANDY SANCHEZ IRA, SCHNADT
8 TRUST DATED 6/18/93 C/O WILLIAM E. SCHNADT & JANET E. SCHNADT TRUSTEES,
9 ROBERT SHAPIRO & BETTY GRANT, HUSBAND & WIFE, AS JTWROS, CAROL J.
10 SIMCOCK, A SINGLE WOMAN, FIRST SAVINGS BANK CUSTODIAN FOR CAROL J.
11 SIMCOCK IRA, ANTON TRAPMAN, AN UNMARRIED MAN, WORK HOLDINGS INC., AN
12 ARIZONA CORPORATION, ZAWACKI, A CALIFORNIA LLC, KENNETH R. BECKER &
13 JOANNE T. BECKER, HUSBAND & WIFE, & GRACE BECKER & SARAH BECKER, THEIR
14 MINOR CHILDREN WITH RIGHT OF SURVIVORSHIP, FIRST SAVINGS BANK CUSTODIAN
15 FOR GERALD J. CARON IRA, MARK L. EAMES & SANDRA K. EAMES, HUSBAND & WIFE,
16 AS JTWROS, FIRST SAVINGS BANK CUSTODIAN FOR ANN GORDON IRA, JOHN D. LANE
17 & LAURA JANE LANE REVOCABLE TRUST DATED 3/7/03, C/O JOHN D. LANE & LAURA
18 JAN LANE TRUSTEES, JOHN D. LANE IV, AN UNMARRIED MAN, MARIE A. MAKI &
19 RAYMOND E. MAKI, HUSBAND & WIFE, AS JTWROS, TIKI INVESTMENTS ENTERPRISES,
20 LP, A NEVADA LIMITED PARTNERSHIP, FIRST TRUST CO. OF ONAGA CUSTODIAN FOR
21 MORRIS MANSELL IRA, REVOCABLE LIVING TRUST AGREEMENT OF BARBARA FAY
22 McLAFLIN, C/O BARBARA McCLAFLIN TRUSTEE, JAMES W. MCCOLLUM & PAMELA P.
23 MCCOLLUM, HUSBAND & WIFE, AS JTWROS, CRAIG WISCH, A SINGLE MAN (hereinafter
24 collectively referred to as "PLACER II DEFENDANTS"), by and through their undersigned counsel,
25 JUSTIN M. CLOUSER, ESQ., of the law firm of J. M. CLOUSER & ASSOCIATES, LTD., and
26 hereby submit their Answer to Plaintiff's Complaint as follows:

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Parties

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2 1. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
3 contained in paragraph 1 of the Complaint.

4 2. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
5 contained in paragraph 2 of the Complaint.

6 3. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
7 contained in paragraph 3 of the Complaint.

8 4. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
9 contained in paragraph 4 of the Complaint.

10 5. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
11 contained in paragraph 5 of the Complaint.

12 6. PLACER I DEFENDANTS and PLACER II DEFENDANTS are without sufficient
13 information to form a belief as to the truth or falsity of the allegations contained in paragraph 6 of the
14 Complaint, and therefore deny the same.

Jurisdiction, Venue

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16 7. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
17 contained in paragraph 7 of the Complaint.

18 8. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
19 contained in paragraph 8 of the Complaint.

General Allegations

Placer 1 Note

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22 9. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
23 contained in paragraph 9 of the Complaint.

24 10. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
25 contained in paragraph 10 of the Complaint.

26 11. PLACER I DEFENDANTS and PLACER II DEFENDANTS are without sufficient
27 information to form a belief as to the truth or falsity of the allegations contained in paragraph 11 of the
28 Complaint, and therefore deny the same.

1 45. PLACER I DEFENDANTS and PLACER II DEFENDANTS are without sufficient
2 information to form a belief as to the truth or falsity of the allegations contained in paragraph 45 of the
3 Complaint, and therefore deny the same.

4 46. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
5 contained in paragraph 46 of the Complaint.

6 47. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
7 contained in paragraph 47 of the Complaint.

8 48. PLACER I DEFENDANTS and PLACER II DEFENDANTS are without sufficient
9 information to form a belief as to the truth or falsity of the allegations contained in paragraph 48 of the
10 Complaint, and therefore deny the same.

11 49. PLACER I DEFENDANTS and PLACER II DEFENDANTS are without sufficient
12 information to form a belief as to the truth or falsity of the allegations contained in paragraph 49 of the
13 Complaint, and therefore deny the same.

14 50. PLACER I DEFENDANTS and PLACER II DEFENDANTS are without sufficient
15 information to form a belief as to the truth or falsity of the allegations contained in paragraph 50 of the
16 Complaint, and therefore deny the same.

17 51. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
18 contained in paragraph 51 of the Complaint.

19 **Request for Appointment of a Receiver**

20 52. PLACER I DEFENDANTS and PLACER II DEFENDANTS deny the allegations
21 contained in paragraph 52 of the Complaint.

22 California Code of Civil Procedure Sec. 564(b)(1)

23 53. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
24 contained in paragraph 53 of the Complaint.

25 54. PLACER I DEFENDANTS and PLACER II DEFENDANTS are without sufficient
26 information to form a belief as to the truth or falsity of the allegations contained in paragraph 54 of the
27 Complaint, and therefore deny the same.

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1 66. PLACER I DEFENDANTS and PLACER II DEFENDANTS deny the allegations
2 contained in paragraph 66 of the Complaint.

3 **Alternative Request for Partition of the Placer 1 Note**

4 67. PLACER I DEFENDANTS and PLACER II DEFENDANTS are without sufficient
5 information to form a belief as to the truth or falsity of the allegations contained in paragraph 67 of the
6 Complaint, and therefore deny the same.

7 68. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
8 contained in paragraph 68 of the Complaint.

9 69. There was no paragraph 69 in the Complaint.

10 **Request for Declaratory and Monetary Relief**

11 70. PLACER I DEFENDANTS and PLACER II DEFENDANTS are without sufficient
12 information to form a belief as to the truth or falsity of the allegations contained in paragraph 70 of the
13 Complaint, and therefore deny the same.

14 70.1. PLACER I DEFENDANTS and PLACER II DEFENDANTS admit the allegations
15 contained in paragraph 70.1 of the Complaint.

16 70.2. PLACER I DEFENDANTS and PLACER II DEFENDANTS are without sufficient
17 information to form a belief as to the truth or falsity of the allegations contained in paragraph 70.2 of
18 the Complaint, and therefore deny the same.

19 71. PLACER I DEFENDANTS and PLACER II DEFENDANTS deny the allegations
20 contained in paragraph 71 of the Complaint.

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WHEREFORE, PLACER I DEFENDANTS and PLACER II DEFENDANTS pray for judgment as follows:

1. That Plaintiff's Request for Relief be denied;
2. That PLACER I DEFENDANTS and PLACER II DEFENDANTS have judgment against Plaintiff for their reasonable attorney's fees and costs in defending the Complaint;
3. For such other and further relief as the Court may deem just.

DATED this ____ day of November, 2008.

J. M. CLOUSER & ASSOCIATES, LTD.
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Minden, Nevada 89423
(775) 782-2888- Telephone
(775) 782-2333 - Facsimile

JUSTIN M. CLOUSER, ESQ.
Nevada State Bar # 2678
Attorneys for PLACER 1 DEFENDANTS
and PLACER II DEFENDANTS