

ORIGINAL

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Robb Evans & Associates LLC

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE

JAN 11 2010

R. CHEW

8 SUPERIOR COURT OF CALIFORNIA

9 COUNTY OF RIVERSIDE

11 THE PEOPLE OF THE STATE OF
CALIFORNIA,

12 Plaintiff,

13 v.

14 CARTER LEE PENDERGRASS; JOSHUA
15 LEE PENDERGRASS; PHILLIP TIMOTHY
CASSIDY, KAREN JEAN CASSIDY, aka
16 KAREN MCCOLLUM,

17 Defendants.

CASE NO. RIF135369

Assigned to Hon. Janice M. McIntyre

**[PROPOSED] ORDER APPROVING THE
TEMPORARY RECEIVER'S FINAL
REPORT AND ACCOUNT,
DISCHARGING THE TEMPORARY
RECEIVER, AND EXONERATING THE
TEMPORARY RECEIVER'S BOND**

Date: January 11, 2010

Time: 1:30 p.m.

Place: Dept. 33

ORDER

The Motion of Robb Evans & Associates LLC, the Court-appointed Temporary Receiver over the properties and businesses of Carter Lee Pendergrass, Joshua Lee Pendergrass, Phillip Timothy Cassidy and Karen Jean Cassidy (aka Karen McCollum), including but not limited to Penca Capital Inc. and Total Framing, Inc. ("Temporary Receiver"), for an order (1) approving the Final Report and Account of the Temporary Receiver, (2) discharging the Temporary Receiver, and (3) exonerating the Temporary Receiver's bond, having come on regularly for hearing at 1:30 p.m. on January 11, 2010, in Department 33 of the above-entitled Court, and the Court having considered all the pleadings and papers file in support thereof, and good cause appearing therefore,

IT IS HEREBY ORDERED that:

1. The Motion is granted;
2. The Final Report is approved in its entirety, and the activities of the Temporary Receiver, as described in the Final Report, are approved and ratified;
3. The Final Account is approved in its entirety, and the expenses of the Receivership Estate described in the Final Account, including the fees and expenses of the Temporary Receiver, and its members, officers, agents and employees, are approved and authorized to be paid, and the previously reported and paid receivership expenses are confirmed and approved;
4. The Temporary Receiver is hereby directed and authorized to distribute the net funds in the Receivership Estate in accordance with the Court's Order concerning restitution entered simultaneously herewith, and in particular, to the California State Compensation Insurance Fund (SCIF), California Employment Development Department (EDD) and Redwood Fire and Casualty Insurance in a ratio of 62% to SCIF, 20% to EDD and 18% to Redwood Fire and Casualty Insurance;
5. The Temporary Receiver, and its members, officers, employees, agents, attorneys and representatives are discharged and relieved of all duties, liabilities and responsibilities in this proceeding;

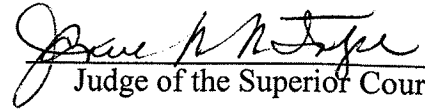
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6. The Temporary Receiver is authorized to destroy of all records not claimed by the parties within 20 days after service of notification of entry of this Order; and

7. The Receiver's bond is exonerated.

Dated: 1-11-78



Judge of the Superior Court



1 ROD PACHECO
2 District Attorney
3 County of Riverside
4 4075 Main Street
5 Riverside, California 92501
6 Telephone: (951) 955-5400
7 Jeanne M. Roy, State Bar No. 133446
8 Deputy District Attorney

FILED
SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE
JAN 11 2010
R. CHEW

SUPERIOR COURT OF CALIFORNIA
COUNTY OF RIVERSIDE
(Riverside)

15 THE PEOPLE OF THE STATE OF
16 CALIFORNIA,

CASE NO. RIF135369

18 Plaintiff,

20 v.

ORDER

22 CARTER LEE PENDERGRASS.
23 JOSHUA LEE PENDERGRASS,
24 PHILLIP TIMOTHY CASSIDY,
25 KAREN JEAN CASSIDY

26 Defendant(s).

28 **IT IS ORDERED THAT:**

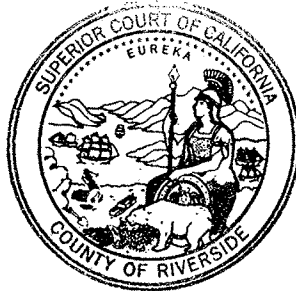
30 Robb Evans & Associates LLC as Temporary Receiver over the properties and businesses of
31 named defendants, including but not limited to Penca Capital Inc. and Total Framing Inc. disburse the
32 remaining funds in the Receivership Estate as follows:

33 1. First to the Temporary Receiver for all fees and expenses, accrued to date and as yet
34 unpaid, as approved by the court;

36 2. Next, set aside the sum of \$2,500.00 for any administrative costs associated with the

1 Temporary Receiver's distribution of the assets,
2 3. And then to State Compensation Insurance Fund (SCIF), Employment Development
3 Department (EDD) and Redwood Fire and Casualty Insurance in a ratio of 62% to SCIF, 20% to
4 EDD and 18% to Redwood Fire and Casualty Insurance.
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8 Dated: 1-11-70
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James N. [Signature]

Judge of the Superior Court