

**ROBB EVANS**  
**Receiver of**  
**D.W. Heath & Associates, Inc.;**  
**PCM Fixed Income Fund I, LLC;**  
**Private Capital Management, Inc.;**  
**Private Collateral Management, Inc.**  
**and the Schlarmann Interests**

11450 Sheldon Street  
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Facsimile No.: (818) 768-8802

**Securities and Exchange Commission v. D. W. Heath & Associates Inc., et al.**  
**CASE No. CV-04-02949 JFW (Ex)**

**Order Continuing Hearing on Receiver's (A) Motion for Order**  
**(1) Approving Receiver's Report of Activities (July 1, 2005**  
**Through December 31, 2005); and**  
**(2) Approving Payment of Receiver's and Professionals' Fees**  
**and Expenses [December 1, 2005 Through April 30, 2006];**  
**and (B):**  
**Motion by Receiver for Order Approving Second Distribution**  
**[filed 7/17/06; Docket no. 328]**

**Dated August 3, 2006**

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

PRIORITY SEND

SCANNED

CIVIL MINUTES -- GENERAL

Case No. **CV 04-2949-JFW (Ex)**

Date: August 3, 2006

Title: Securities and Exchange Commission -v- D.W. Heath & Associates, Inc., et al.

**PRESENT:**

**HONORABLE JOHN F. WALTER, UNITED STATES DISTRICT JUDGE**

**Raymond Neal  
Courtroom Deputy**

**None Present  
Court Reporter**

**ATTORNEYS PRESENT FOR PLAINTIFFS:**

None

**ATTORNEYS PRESENT FOR DEFENDANTS:**

None

**PROCEEDINGS (IN CHAMBERS):**

**ORDER CONTINUING HEARING ON RECEIVER'S (A) MOTION FOR ORDER: (1) APPROVING RECEIVER'S REPORT OF ACTIVITIES [JULY 1, 2005 THROUGH DECEMBER 31, 2005]; (2) APPROVING AND AUTHORIZING PAYMENT OF RECEIVER'S AND PROFESSIONALS' FEES AND EXPENSES [DECEMBER 31, 2005 THROUGH APRIL 30, 2006]; AND (B) MOTION BY RECEIVER FOR ORDER APPROVING SECOND DISTRIBUTION [filed 7/17/06; Docket No. 328]**

The Court, on its own motion, hereby continues the hearing on Receiver's (A) Motion for Order: (1) Approving Receiver's Report of Activities [July 1, 2005 through December 31, 2005]; (2) Approving and Authorizing Payment of Receiver's and Professionals' Fees and Expenses [December 31, 2005 through April 30, 2006]; and (B) Motion by Receiver for Order Approving Second Distribution ("Motion") currently scheduled for August 7, 2006 at 1:30 p.m. to **August 21, 2006 at 2:30 p.m** before Judge John F. Walter in Courtroom 16, 312 N. Spring Street, Los Angeles, California, 90012.

The Court will hear any opposition to the Receiver's Motion on **August 21, 2006 at 2:30 p.m.**, including the Opposition filed by Travelers Casualty and Surety Company of America on July 24, 2006.

IT IS SO ORDERED.

The Clerk shall serve this Minute Order on all parties to the action.

DOCKETED ON CM  
AUG 7 2006  
BY  
Initials of Deputy Clerk  
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