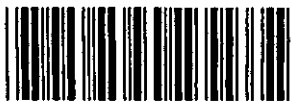


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STIPO.

1 ROBERT S. BREWER, JR. (SBN 65294)
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FILED
05 OCT 31 AM 9:02

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BY: *[Signature]* DEPUTY

6 Attorneys for Defendants EMVEST MORTGAGE FUND,
7 LLC; EMVEST, INC.; and MILON LYLE BROCK

9 UNITED STATES DISTRICT COURT
10 SOUTHERN DISTRICT OF CALIFORNIA

12 SECURITIES AND EXCHANGE
13 COMMISSION,

14 Plaintiff,

15 v.

16 EMVEST MORTGAGE FUND, LLC;
17 EMVEST, INC.; and MILON LYLE
18 BROCK,

19 Defendants.

CASE NO. 04 CV 2295 DMS (POR)

STIPULATION REGARDING
DEFENDANTS' MOTION FOR
SUMMARY JUDGMENT HEARING
DATE

20 IT IS HEREBY STIPULATED by and between the Plaintiff SECURITIES AND
21 EXCHANGE COMMISSION ("Plaintiff"), through its counsel, and Defendants EMVEST
22 MORTGAGE FUND, LLC; EMVEST, INC.; and MILON LYLE BROCK ("Defendants"),
23 through their counsel, as follows:

24 1. Defendants' Motion for Summary Judgment currently scheduled to be heard by
25 Judge Sabraw on November 23, 2005, be rescheduled to **November 22, 2005, at 1:30 p.m.**

26 ///

27 ///

28 ///

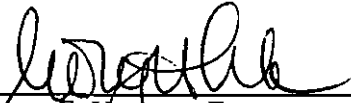
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IT IS HEREBY STIPULATED AND AGREED.

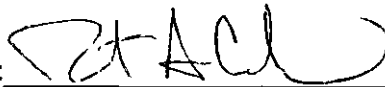
Dated: October 27, 2005

SECURITIES AND EXCHANGE COMMISSION

By: 
Susan F. Hanman, Esq.
Molly M. White, Esq.
Attorneys for Plaintiff SECURITIES AND EXCHANGE COMMISSION

Dated: October 27, 2005

McKENNA LONG & ALDRIDGE LLP

By: 
Robert S. Brewer, Jr.
Robert A. Cocchia
Joseph N. Casas
Attorneys for Defendants EMVEST MORTGAGE FUND, LLC; EMVEST, INC.; and MILON LYLE BROCK

[PROPOSED] ORDER

IT IS HEREBY ORDERED that:

The Court vacates the November 23, 2005 hearing date, and resets the hearing on Defendants' Motion for Summary Judgment to **November 22, 2005, at 1:30 p.m.**

Dated: 10-28-05


HON. DANA M. SABRAW
Judge, United States District Court