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8 Attorneys for  
9 JACK S. MOLLIN AND CERTAIN EMVEST  
10 FUND INVESTORS

11 **UNITED STATES DISTRICT COURT**  
12 **SOUTHERN DISTRICT OF CALIFORNIA**

13 UNITED STATES SECURITIES AND  
14 EXCHANGE COMMISSION,

15 Plaintiff,

16 v.

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

20 Defendants.

CASE NO. 04CV2295-DMS (LSP)

**DECLARATION OF SERVICE**

21 I, the undersigned, declare:

22 I am a resident of the State of California and over the age of eighteen years, and not a  
23 party to the within action; my business address is 401 West "A" Street, Suite 2600, San Diego  
24 California 92101. On November 13, 2006, I served the within documents:

25 **REPLY BY JACK S. MOLLIN AND CERTAIN EMVEST FUND INVESTORS TO**  
26 **SUPPLEMENT TO RECEIVER'S SEVENTH REPORT AND PETITION FOR**  
27 **INSTRUCTIONS**

28 on the interested parties in this action, by placing true copies thereof in a separate envelope  
addressed to each addressee, respectively, as follows:



By transmitting via facsimile the document(s) listed above to the fax number(s) set forth below on this date before 5:00 p.m. A copy of the transmission report issued by the transmitting facsimile machine is attached hereto.

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- by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Diego, California addressed as set forth below.
- by placing the document(s) listed above in a sealed envelope and affixing a pre-paid air bill, and causing the envelope to be delivered to a agent for delivery. A true and correct copy of the airbill is attached hereto.

**Attn: Susan Hannan, Esq.**  
**United States Securities and Exchange Commission**  
**Pacific Regional Office**  
**11<sup>th</sup> Floor**  
**5670 Wilshire Boulevard**  
**Los Angeles, CA 90036-3648**

**Counsel for Plaintiff**  
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**Christian D. Humphreys, Esq.**  
**McKenna Long & Aldridge LLP**  
**Symphony Towers**  
**750 B Street, Ste. 3300**  
**San Diego, CA 92101**

**Counsel for Defendants**  
**Emvest Mortgage Fund, LLC, Emvest, Inc., and Milon Lyle Brock**  
**(619) 595-5450 - FAX**

**James R. Felton, Esq.**  
**GREENBERG & BASS, LLP**  
**16000 Ventura Boulevard, Ste. 1000**  
**Encino, CA 91436**

**Counsel for Permanent Receiver**  
**Dennis M. Murphy**  
**(818) 986-6534 - FAX**

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on November 13, 2006, at San Diego, California.

/s/

Irene Castruita