

CAUSE NO. D-1-GV-10-000454

STATE OF TEXAS,	§ IN THE DISTRICT COURT OF §
Plaintiff,	ct C
v.	b co co
RETIREMENT VALUE, LLC, RICHARD H. "DICK" GRAY, HILL COUNTRY FUNDING, LLC, a Texas Limited Liability Company, HILL COUNTRY FUNDING, a Nevada Limited Liability Company, and WENDY ROGERS,	n co
Defendants,	§ TRAVIS COUNTY, TEXAS
AND	§ § §
JAMES SETTLEMENT SERVICES,	§ ***
LLC, ET AL.,	§ §
Third Party Defendants.	§ 126 th JUDICIAL DISTRICT

ORDER SETTING DEADLINES AND HEARINGS

On January 4, 2012, set, in open court, hearings and deadlines with regard to certain motions, objections and issues and confirmed other settings and deadlines as set forth below:

- 1. On January 17, 2012 at 2:00 p.m., hearing:
 - (a) State's Motion for Protective Order regarding Defendant Rogers' Request for Privilege Log and Rogers' Motion to Compel (1 hour)
 - (i) Motion to compel shall be filed by January 6, 2012.
 - (ii) Response to motion to compel shall be filed by January 13, 2012
 - (b) Receiver's motions to approve settlement (0.3 hours)
- 2. On February 1, 2012 at 2:00 p.m. (1 hour), hearing on motions to compel arbitration based on the participation agreements between Retirement Value and the investors. In the Also to be heard at this hearing, motions to compel arbitration must be filed by

 January 13, 2012. To comply with this order, motions to compel arbitration must be filed separately from answers or other pleadings.

(b)	Responses to the motions to compel arbitration shall be filed by January 25, 2012
(c)	Replies in support of motions to compel arbitration shall be filed by January 27,
(d)	2012 objections to proteon to medicate or entering of scheduling order to persuary 14, 2012 at 9:00 a.m. (3 hours), hearing:
On F	ebruary 14, 2012 at 9:00 a.m. (3 hours), hearing:
(a)	State's motion for summary judgment on securities fraud issues
(b)	Retirement Value Receiver's motion for summary judgment on fraudulent transfer and breach of fiduciary duty
(c)	Retirement Value Receiver's Ninth Application for Fees

(a) Motions for summary judgment shall be filed by January 24, 2012

engaged in the unlawful sale of unregistered securities.

(b) Responses to the motions for summary judgment shall be filed by February 24, 2012

On March 28, 2012 at 9:00 a.m. (2 hours), a hearing is set on the Retirement Value Receiver's motions for summary judgment against licensees arguing that the licensees

- (c) Any replies in support of the motions for summary judgment shall be filed by March 2, 2012.
- 5. On April 9, 2012 at 9:00 a.m. (3 hours), a hearing is set regarding approving a plan of distribution for Retirement Value.
 - (a) The Retirement Value Receiver shall file a plan of distribution by January 3, 2012.
 - (b) Alternate plan(s) of distribution shall be filed by January 17, 2012.
 - (c) Objections to plan(s) of distribution shall be filed by February 21, 2012.
- 6. On January 7, 2013, trial will be held on the claims asserted by the State and the Receivers. The court has reserved three weeks for trial. The parties are instructed to work together to create a Level III Discovery Control Order pursuant to Rule 190.4. The scheduling order is due on January 20, 2012.

SO ORDERED.

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SIGNED this 17 day of January 2012.

THE HONORABLE GISELA TRIANA

CAUSE NO. D-1-GV-10-000454

IN THE DISTRICT COURT STATE OF TEXAS, Plaintiff, v. RETIREMENT VALUE, LLC, RICHARD H. "DICK" GRAY, HILL COUNTRY FUNDING, LLC, a Texas Limited Liability Company, HILL COUNTRY FUNDING, a Nevada Limited Liability Company, and WENDY ROGERS, Defendants, TRAVIS COUNTY, TEXAS AND

Third Party Defendants.

LLC, ET AL.,

JAMES SETTLEMENT SERVICES,

126th JUDICIAL DISTRICT

ORDER DENYING RECEIVERS' JOINT MOTION FOR SEVERANCE

Came on to be heard the Joint Motion of Eduardo S. Espinosa, the receiver for Retirement Value, LLC and of Donald R. Taylor, the receiver for Hill Country Funding, LLC (Texas) and Hill Country Funding, LLC (Nevada) to sever the administration of the receiverships from the causes of action asserted against the individual defendants and the third-party defendants by the various receivers and the State of Texas. Having considered the arguments of counsel and the law, the Court is of the opinion that the Receivers' Joint Motion for Severance should be DENIED.

SIGNED this day of January 2012.