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DEC -7 PM 3:45  
CLERK U.S. DISTRICT COURT  
CENTRAL DIST. OF CALIF.  
SANTA ANA

6 Attorneys for THOMAS A. SEAMAN,  
7 RECEIVER

8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

11 SECURITIES AND EXCHANGE  
12 COMMISSION,

13 Plaintiff,

14 v.

15 LAMBERT VANDER TUIG (a/k/a/  
16 LAMBERT VANDER TAG a/k/a  
17 DEAN I. VANDER TAG), THE  
18 CAROLINA DEVELOPMENT  
19 COMPANY, INC. (a/k/a THE  
20 CAROLINA COMPANY AT  
21 PINEHURST, inc.), AND JONATHAN  
22 CARMAN,

23 Defendants.

Case No. SACV06-172 AHS(ANx)

**[PROPOSED] ORDER  
APPROVING SALE OF REAL  
ESTATE IN CELINA, TEXAS TO  
BLUE STAR INVESTMENTS, INC.**

Hearing

Date: December 18, 2006

Time: 10:00 a.m.

Place: Courtroom 10A

411 W. Fourth Street  
Santa Ana, California

[Complaint Filed: February 16, 2006]

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1           The Final Report Detailing Results Of The Sale Of Real Estate In  
2 Celina, Texas, and Motion For Order Approving Sale Of Celina, Texas Property  
3 (the "Property") To Blue Star Investments, Inc. (the "Final Report") came on for  
4 hearing on the eighteenth day of December, 2006, in Courtroom 10A of the  
5 above-entitled Court, the Honorable Alicemarie H. Stotler, judge presiding. The  
6 Receiver appeared by and through its attorney, Alan H. Martin. Other appearances  
7 made are reflected on the record.

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9           Upon the reading of the Final Report and related exhibits and other  
10 evidence and arguments provided to the Court, it appears to the Court that the sale  
11 of the Property to Blue Star Investments, Inc. ("Blue Star") for \$25,570,000 (and  
12 other terms as set forth in the Agreement of Purchase of Sale entered into between  
13 the Receiver and Blue Star on November 28, 2006) is in the best interests of the  
14 receivership estate. It also appears that the Receiver has fully complied with all of  
15 the requirements of 28 U.S.C. § 2001(b).

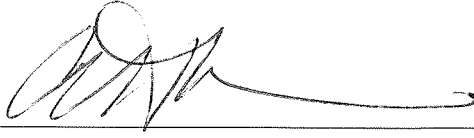
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17           **THEREFORE, IT IS HEREBY ORDERED AS FOLLOWS:**

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19           1) The Receiver is authorized to sell the Property to Blue Star under the  
20 terms and conditions set forth in the Agreement of Purchase and Sale entered into  
21 between the Receiver and Blue Star on November 28, 2006.

22  
23 Dated:

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25 \_\_\_\_\_  
26 JUDGE ALICEMARIE H. STOTLER  
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1 Respectfully submitted,  
2 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

3  
4 By 

5 ALAN H. MARTIN  
6 Attorneys for Receiver, Thomas A. Seaman

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PROOF OF SERVICE

Case No. SACV06-172 AHS(ANx)

I, the undersigned, declare that I am, and was at the time of service of the papers herein referred to, employed in the County of Orange; over the age of eighteen years and not a party to the within entitled action or proceeding. My business address is 650 Town Center Drive, 4th Floor, Costa Mesa, California 92626-1993.

On **December 7, 2006**, I served the following document described as:

**[PROPOSED] ORDER APPROVING SALE OF REAL ESTATE IN CELINA, TEXAS TO BLUE STAR INVESTMENTS, INC.**

on the interested party(ies) in this action by placing  true copies/ originals thereof enclosed in sealed envelopes and/or packages addressed as follows:

See Attached Service List

**BY MAIL:** 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 at Costa Mesa, California 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.

**BY FACSIMILE:** I served said document(s) to be transmitted by facsimile pursuant to Rule 2008 of the California Rules of Court. The telephone number of the sending facsimile machine was 714-513-5130. The name(s) and facsimile machine telephone number(s) of the person(s) served are set forth in the service list. The sending facsimile machine (or the machine used to forward the facsimile) issued a transmission report confirming that the transmission was complete and without error. Pursuant to Rule 2008(e), a copy of that report is attached to this declaration.

**BY OVERNIGHT DELIVERY:** I served such envelope or package to be delivered on the same day to an authorized courier or driver authorized by the overnight service carrier to receive documents, in an envelope or package designated by the overnight service carrier.

**FEDERAL:** I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on **December 7, 2006**, at Costa Mesa, California.

  
Margaret N. Manns

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**SERVICE LIST**

**SACV06-00172 AHS (ANx)**

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James Bastian, Esq. Marshack, Shulman, Hodges & Bastian 26632 Town Center Drive, Suite 300 Foothill Ranch, California 92610 Telephone: (949) 340-3400 Facsimile: (949) 340-3000	Attorneys for Certain Investors