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THOMAS A. SEAMAN, RECEIVER
8

9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION
11

12 SECURITIES AND EXCHANGE
COMMISSION,
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Plaintiff,
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v.
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LAMBERT VANDER TUIG (a/k/a/
16 LAMBERT VANDER TAG a/k/a
DEAN I. VANDER TAG), THE
17 CAROLINA DEVELOPMENT
COMPANY, INC. (a/k/a THE
18 CAROLINA COMPANY AT
PINEHURST, INC.), AND
19 JONATHAN CARMAN,

Defendants.
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Case No. SACV06-172AHS(MLGx)

**NOTICE OF TENTH INTERIM
FEE APPLICATION OF THE
RECEIVER**

*[Tenth Interim Fee Application of the
Receiver and Proposed Order filed
concurrently herewith]*

Hearing:

Date: December 14, 2009
Time: 10:00 a.m.
Place: Courtroom 10A
411 W. Fourth Street
Santa Ana, California

Complaint Filed: February 16, 2006

1 PLEASE TAKE NOTICE THAT on December 14, 2009 at 10:00 a.m.
2 in Courtroom 10A of the United States District Court for the Central District of
3 California, Southern Division, located at 411 West Fourth Street, Santa Ana,
4 California 92701 (the "Court"), the Tenth Interim Fee Application of the Receiver
5 will be heard for compensation for services performed and costs incurred in
6 connection with The Carolina Development Company, Inc. Receivership. The
7 Tenth Interim Fee Application seeks compensation for fees and reimbursement for
8 costs in the amount of \$82,219.50 incurred from November 1, 2008 through
9 April 30, 2009.

10 PLEASE TAKE FURTHER NOTICE THAT in accordance with Local
11 Rule 7-9, any objections to the Fee Application must be filed with the Court not
12 later than fourteen (14) days before the date designated for the hearing of the motion
13 as well as served on Sheppard, Mullin, Richter & Hampton, 650 Town Center
14 Drive, Fourth Floor, Costa Mesa, California 92626, Attention: Michael A. Wallin.

15 Copies of the above-mentioned Fee Application is available at
16 www.carolinareceivership.com. If you lack access to the internet, a copy of the
17 application can also be obtained by written request to Sheppard, Mullin, Richter &
18 Hampton, 650 Town Center Drive, Fourth Floor, Costa Mesa, California 92626,
19 Attention: Michael A. Wallin.

20 Dated: November 13, 2009

21 SHEPPARD MULLIN RICHTER & HAMPTON LLP

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24 By /s/ Michael A. Wallin
25 MICHAEL A. WALLIN
26 Attorneys for
27 THOMAS A. SEAMAN, RECEIVER

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PROOF OF SERVICE

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 **November 13, 2009**, I served the following document described as **NOTICE OF TENTH INTERIM FEE APPLICATION OF THE RECEIVER** 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 2.306(g)(4), 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 **November 13, 2009**, at Costa Mesa, California.

/s/ Margaret N. Manns
Margaret N. Manns

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SERVICE LIST

SACV06-172AHS(MLGx)

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