

IT IS HEREBY ADJUDGED
and DECREED this is SO
ORDERED.

The party obtaining this order is responsible for
noticing it pursuant to Local Rule 9022-1.

Dated: April 14, 2011



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11 Trustee of the ML Liquidating Trust

Randolph J. Haines

RANDOLPH J. HAINES
U.S. Bankruptcy Judge

12 IN THE UNITED STATES BANKRUPTCY COURT
13 FOR THE DISTRICT OF ARIZONA

14 In re:

15 MORTGAGES, Ltd.,

16 Debtor.

Chapter 11

Case No.: 2:08-bk-07465-RJH

**ORDER GRANTING ML LIQUIDATING
TRUST'S OMNIBUS OBJECTION TO
CLAIMS AS IT RELATES TO EXHIBIT
F AND REDUCING CERTAIN CLAIMS
LISTED ON EXHIBIT F TO OMNIBUS
OBJECTION**

17
18 Having reviewed and considered the "*ML Liquidating Trust's Omnibus Objection To Claims*
19 *And Motion To Expunge, Reduce or Reclassify Such Claims*" filed on October 13, 2009 ("**Omnibus**
20 **Objection**") [Docket No. 2306], as amended by the "*First Amendment To The ML Liquidating*
21 *Trust's Omnibus Objection To Claims And Motion To Expunge, Reduce or Reclassify Such Claims*"
22 filed on November 6, 2009 ("**First Amendment**") [Docket No. 2375]; and having further reviewed
23 and considered the "*Notice To Claimants Listed On Exhibit F To ML Liquidating Trust's Omnibus*
24 *Objection To Claims And Motion To Expunge, Reduce Or Reclassify Such Claims And Notice Of Bar*
25 *Date To Respond To Omnibus Objection*", ("**Notice of Bar Date**"), filed with the Court and served by
26 U.S. Mail upon all Claimants listed on Exhibit F to the Omnibus Objection and electronically served
27 upon all parties in interest listed on the Court's ECF System on November 2, 2009 [Docket No.

1 2360]; and having further reviewed and considered the “*Certificate Of Service And No Response As*
2 *To Claimants Listed On Exhibit F To ML Liquidating Trust’s Omnibus Objection To Claims And*
3 *Motion To Expunge, Reduce Or Reclassify Such Claims*” filed on April 12, 2011; and having found
4 that proper notice of the Omnibus Objection was given; and having found that no Responses to the
5 Omnibus Objection were timely filed and served by any of the Claimants as to the Claims listed on
6 Exhibit F to the Omnibus Objection (Exhibit “1” attached hereto); and good cause appearing
7 therefore:

8 **IT IS HEREBY ORDERED** granting ML Liquidating Trust’s Omnibus Objection to Claims
9 as it relates to the Claims listed on Exhibit F to the Omnibus Objection (Exhibit “1” hereto).

10 **IT IS FURTHER ORDERED** that the ML Liquidating Trust’s objection to the amount of the
11 following Claims shall be withdrawn and such Claims allowed in the amount listed on their respective
12 Proofs of Claim filed in this matter:

- 13 a. Claim # 980 – Merle R. Arlen, Trustee of the merle and Norma Arlen Family
14 Trust
- 15 b. Claim # 576 – Barry R. Weiss, M.D., Trustee of The Barry R. Weiss, M.D.
16 Pension Plan
- 17 c. Claim # 1361 – Michael J. Wick for Emma Lou, L.L.C.
- 18 d. Claim # 1229 – Maureen Womack, Trustee of the Maureen Womack Family
19 Trust
- 20 e. Claim # 849 – Robert M. Adams, Trustee, Schedule B Property, under The R
and C Adams Family Trust

21 **IT IS FURTHER ORDERED** reducing the amount of each Claim listed on Exhibit F to the
22 Omnibus Objection (Exhibit “1” hereto), other than those Claims specifically provided for in the
23 preceding paragraph, to the amount reflected in the column entitled “Allowed Amount” on Exhibit F
24 to the Omnibus Objection (Exhibit “1” hereto) for each respective Claim.

25 SIGNED AND DATED ABOVE.

26
27

EXHIBIT “1”

(Exhibit “F” to Omnibus Objection)

EXHIBIT “F”

Claims Needing Correction of Amount Only

Claim No.	Claimant Name	InvCode	Investing	FullName	Salutation	First Name	Last Name	Street	City	State	ZIP	Total Claim	Allowed Amount	Variance
173	P.E.T. Sean Arizona, LLC	KL07	P.E.T. Sean Arizona, L.L.C., an Arizona limited liability company	P.E.T. Sean Arizona, L.L.C.	Mr.	Mark	Klein	13460 N. 94th Dr., Ste. J-1	Peoria	AZ	85981	619450.96	595117.54	24333.42
175	Exposition Advertising Benefit Pension Plan	WE06	Stephen L. Weled, Trustee of the Exposition Advertising Benefit Pension Plan	Stephen L. Weled, Trustee of the Exposition Advertising Benefit Pension Plan	Mr.	Stephen	Weled	11084 E. Cannon Dr.	Scottsdale	AZ	85259	634987.33	609913.78	25073.55
236	We-Ka-Jassa Investment Fund c/o Michael Reynolds	DA07	We-Ka-Jassa Fund, L.L.C., an Arizona limited liability company	We-Ka-Jassa Fund, L.L.C., an Arizona limited liability company	Mr.	Larry	Davis	P.O. Box 19000 Fountain Hills		AZ	85269-9000	3603103.75	3494101.45	109002.3
270	Rosenthal, Barry and Karen	ROS2	Barry Rosenthal and Karen Rosenthal, husband and wife, as joint tenants with right of survivorship	Barry Rosenthal and Karen Rosenthal	Mr. & Mrs.	Barry	Rosenthal	465 Neida Terrace	Highland Park	IL	60035	237131.78	227539.84	9591.94
360	Gilburne Family Limited Liability	GI07	Gilburne Family Limited Liability Partnership, an Arizona Limited Liability Partnership	Gilburne Family Limited Liability Partnership	Mr.	Jack	Gilburne	7067 E. Morten	Paradise Valley	AZ	85253	3250000	2542947.75	707052.25

Claim No	Claimant Name	Inv Code	Investing	FullName	Salutation	First Name	Last Name	Street	City	State	ZIP	Total Claim	Allowed Amount	Variance
370	Monheit, Barry	MC36	Barry Monheit, husband of Kathleen Monheit, as his sole and separate property	Barry Monheit	Mr.	Barry	Monheit	8636 N. Via La Serena	Paradise Valley	AZ	85253	3000000	2994101.45	5898.55
389	Michael A. Macera Trustee of the Macera	MA34	Michael A. Macera, Trustee of The Macera Family Trust dated October 11, 2004, and any amendments thereto	Michael A. Macera, Trustee of The Macera Family Trust	Mr.	Michael	Macera	7175 E. Camelback Rd. #1303	Scottsdale	AZ	85251	3750000	3738746.41	11253.59
394	Robert C. Swaback and Gaye J. Swaback	SW04	Robert C. Swaback and Gaye J. Swaback, Trustees of The Swaback Family Trust dated June 9, 2004, and any amendments thereto	Robert C Swaback & Gaye J Swaback, Trs of The Swaback Fam Trust	Mr. and Mrs.	Robert	Swaback	2402 E. Esplanade Ln. #1104	Phoenix	AZ	85016	2451331.5	2444989.69	6341.81
576	BARRY R. WEISS, M.D., TRUSTEE OF TH	XW27	Barry R. Weiss, M.D., Trustee of The Barry R. Weiss, M.D. Pension Plan	Barry R. Weiss, M.D., Trustee of The Barry R. Weiss Pension Plan	Dr.	Barry	Weiss	7467 E. Portebell a Dr.	Scottsdale	AZ	85262	1029286.02	69605.57	959680.45

Claims Analysis
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Claim No.	Claimant Name	Inv Code	Inv/Vesting	Full Name	Salutation	First Name	Last Name	Street	City	State	ZIP	Total Claim	Allowed Amount	Variance
591	SPERBER, HERBERTT AND JANICE W.	SP07	Herbert L. Sperber and Janice W. Sperber, Trustees of The Sperber Family Trust Agreement dated June 11, 1991, and any amendments therein	Herbert and Janice W. Sperber	Mr. & Mrs.	Herbert	Sperber	7065 E. Foothill Dr.	Paradise Valley	AZ	85253	1029568	983987.65	45580.35
636	BALDINO, JOSEPH L. AND HELEN M.	BA49	Joseph L. Baldino and Helen M. Baldino, Trustees of the Meridian Financial Corporation Profit Sharing Plan and Retirement Trust dated March 18, 1985, and any amendments therein	Joseph L. Baldino and Helen M. Baldino, Trustees of The Baldino Family Revocable Trust dated May 26, 1994, and any amendments therein	Mr. & Mrs.	Joseph	Baldino	7251 North Red Lodge Drive	Paradise Valley	AZ	85253	2315252.63	2308304.67	6947.96
637	BALDINO, JOSEPH L. AND HELEN M.	BA57	Joseph L. Baldino and Helen M. Baldino, Trustees of The Baldino Family Revocable Trust dated May 26, 1994, and any amendments therein	Joseph L. Baldino and Helen M. Baldino, Trustees of The Baldino Family Revocable Trust dated May 26, 1994	Mr. & Mrs.	Joseph	Baldino	7251 North Red Lodge Drive	Scottsdale	AZ	85253	2600000	2592404.46	7595.54

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Claim No.	Claimant Name	InvCode	Investing	Full Name	Salutation	First Name	Last Name	Street	City	State	ZIP	Total Claim	Allowed Amount	Variance
675	JONES FAMILY TRUST WILLIAM AND ELLEN	JO25	William R. Jones, Jr. and Ellen M. Jones, Trustees of William and Ellen Jones Family Trust effective September 15, 1997	William R. Jones, Jr. and Ellen M. Jones, Trustees of William and Ellen Jones Family Trust	Mr. and Mrs.	William	Jones, Jr.	2901 N. Central Avenue, Suite 800	Phoenix	AZ	85012	265241.41	254144.32	11097.09
810	JAGLYN SHIRTS, BY MELYNDA B. SHIRTS	SH38	Melynda B. Shirts, Custodian for Jaglyn Shirts under The Uniform Gift to Minors Act	Jaglyn Shirts, By Melynda B. Shirts, Custodian	Ms.	Melynda	Shirts	1827 E. Hampton Ave.	Mesa	AZ	85204	15000	1220	13780
910	MESA MORTGAGE, INC. PROFIT SHARING PLAN	MA10	Leonard F. Richards Trustee of the Mesa Mortgage, Inc. Profit Sharing Plan effective August 24, 1999	Leonard Richards Tr. of the Mesa Mortgage, Inc. Profit Shar Plan	Mr.	Leonard	Richards	3850 E. Baseline Rd., #115	Mesa	AZ	85206	598602	581925.8	16676.2
921	WMS FIXED INCOME FUND, L.L.C.	RO54	WMS Fixed Income Fund I, L.L.C., an Arizona limited liability company	WMS Fixed Income Fund I, L.L.C., an Arizona limited liability company		Mr. David Rosenthal &	Ms. Dana Anspach	8550 E. Shea Blvd., Ste. #130	Scottsdale	AZ	85260	6848388.88	6525000	323388.88

Claim ID	Claimant Name	Inv Code	Investing	Full Name	Salutation	First Name	Last Name	Street	City	State	ZIP	Total Claim	Allowed Amount	Variance
980	MERLE R. ARLEN, TRUSTEE OF THE MERLE	AR12	Merle R. Arlen, Trustee of the Merle and Norma Arlen Family Trust dated January 6, 1997, and any amendments thereby	Merle R. Arlen, Trustee of the Merle and Norma Arlen Family Trust	Mr.	Merle	Arlen	466 Eagle Valley Way	Denville	CA	94506	587824.75	507282.73	80542.02
1073	AFFILIATED COLON AND RECTAL SURGEONS 401(K) PLAN	AF03	Affiliated Colon and Rectal Surgeons P.C. 401(k) Profit Sharing Plan, FBO Marc Goldblatt	Affiliated Colon & Rectal Surgeons 401(k) Plan FBO Marc Goldblatt	Mr. and Mrs.	Marc	Goldblatt	1300 N. 12th St., Ste. #304	Phoenix	AZ	85006	2718361.55	1485983.25	1232378.3
1078	AFFILIATED COLON AND RECTAL SURGEONS 401(K) XG	AF04	Affiliated Colon and Rectal Surgeons P.C. 401(k) Profit Sharing Plan, FBO Karen Goldblatt	Affiliated Colon & Rectal Surgeons 401(k) Plan FBO Karen Goldblatt	Mr. and Mrs.	Marc	Goldblatt	1300 N. 12th St., Ste. #304	Phoenix	AZ	85006	781097.84	510791.86	270305.98
1080	MKG ENTERPRISES LIMITED PARTNERSHIP	GC06	MKG Enterprises Limited Partnership, an Arizona limited partnership	MKG Enterprises Limited Partnership	Ms.	Karen	Goldblatt	4630 E. Cheery Lynn Rd.	Phoenix	AZ	85018	3463403.52	1531692.94	1931710.58
1091	STERENBERG ENTERPRISES PROFIT SHARING PLAN	ST14	Sternberg Enterprises Profit Sharing Plan dated December 30, 1991, and any amendments thereby	Sternberg Enterprises Profit Sharing Plan	Mr.	Sheldon	Sternberg	5730 Echo Canyon Dr.	Phoenix	AZ	85018	855726.57	850000	5726.57

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Claim No.	Claimant Name	Inv Code	Inv/Vesting	FullName	Salutation	First Name	Last Name	Street	City	State	ZIP	1201 Claim	Allowed Amount	Variance
1128	FIRST TRUST COMPANY OF ONAGA, FBO OF ONAGA, FBO THEODORE G. DODE	DO09	First Trust Company of Onaga, Custodian FBO Theodore G. Dodenhoff IRA #41021XXXX	First Trust Company of Onaga, Custodian FBO Theodore G. Dodenhoff	Mr.	Theodore	Dodenhoff	9764 E. Bajada Rd.	Scottsdale	AZ	85262	916276	342693.55	573584.45
1141	FRANCIS P. AND LINDA M. SURDAKOWSKI TRUST	SU04	Francis P. Surdakowski and Linda M. Surdakowski, Trustees of The Surdakowski Family Trust U/T/A dated July 27, 1983, and any amendments thereto	Francis P. Surdakowski and Linda M. Surdakowski	Dr.	Francis	Surdakowski	14619 N. 14th Dr.	Phoenix	AZ	85023	300000	275282.63	24717.37
1229	MAUREEN WOMACK, TR. OF THE MAUREEN	XW49	Maureen Womack, Trustee of the Maureen Womack Family Trust created on August 25, 1998, and any amendments thereto	Maureen Womack, Tr. of the Maureen Womack Family Trust	Mrs.	Maureen	Womack	4800 N. 68th Street, #375	Scottsdale	AZ	85251	1045879.52	1021510.28	24369.24
1258	SHAW, RICHARD C. AND VERA	SH44	Richard C. Shaw and Vera Shaw, husband and wife, as community property with right of survivorship	Richard C. Shaw and Vera Shaw	Mr. and Mrs.	Richard	Shaw	26020 N. 82nd St.	Scottsdale	AZ	85255	856793.68	851119.87	5673.81

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Claim No.	Claimant Name	Inv Code	Investing	Full Name	Salutation	First Name	Last Name	Street	City	State	ZIP	Total Claim	Allowed Amount	Variance
1330	T & N LIVING TRUST DATED DECEMBER 19, 1983	TH02	Ted C. Thelander and Nancy E. Thelander, Trustees of the T & N Living Trust dated December 19, 1983 and any amendments therein	Ted C. Thelander and Nancy E. Thelander, Trs. L.L.C.	Mr. and Mrs.	Ted	Thelander	39589 N. Windhill Road Queen Creek AZ	Queen Creek	AZ	85240	504385	499264.8	5120.2
1361	MICHAEL J. WICK AND EMMA LOU, L.L.C.	XW26	Emma Lou, L.L.C., an Arizona limited liability company Charles Schwab & Co., Inc. Custodian FBO Alan Leo Ansel IRA Acct #778-	Michael J. Wick for Emma Lou, L.L.C.	Mr.	Michael	Wick	1040 E. Osborn Road Phoenix AZ	Marna Del Rey CA	CA	90292	192052.33	108837.79	83214.54
1374	ALAN LEE ANSEL, IRA	AN21	Charles Schwab & Company, Custodian FBO Alan Leo Ansel IRA Acct #778- XXXX	Alan Lee Ansel, IRA	Dr.	Alan	Ansel	1040 E. Osborn Road Phoenix AZ	Phoenix	AZ	85014	130525.89	122206.2	8319.69
1387	RUBIN, HARRIS VICTOR	RU04	Charles Schwab & Company, Custodian FBO Harris V. Rubin IRA Acct #XXXX- 5010	Charles Schwab & Co., Custodian FBO Harris V. Rubin IRA	Mr.	Harris	Rubin	7904 E. Chaparral Rd., #118 Scottsdale AZ	Scottsdale	AZ	85250	267607.18	257560.37	10046.81
1392	SVEJDA, MARK D.	SV01	Mark D. Svejda, husband of Eva Speber-Porter, as his sole and separate property	Mark D. Svejda Mr.	Mr.	Mark	Svejda	8260 East Sutton Dr Scottsdale AZ	Scottsdale	AZ	85260	186523.67	180512.34	6011.33

Claim No.	Claimant Name	Inv Code	Investing	Full Name	Salutation	First Name	Last Name	Street	City	State	ZIP	Total Claim	Allowed Amount	Variance
1405	FIRST TRUST COMPANY OF ONAGA, IRA	MC12	First Trust Company of Onaga, Custodian FBO Douglas McFeters IRA Accl. #410065XXXX	First Trust Company of Onaga, Custodian FBO Douglas McFeters IRA	Mr.	Douglas	McFeters	6358 E. Evening Glow Dr.	Scottsdale	AZ	85266	555229.86	526054.23	29175.63
1406	FIRST TRUST COMPANY OF ONAGA, IRA	MC11	First Trust Company of Onaga, Custodian FBO Donna V. McFeters IRA Accl. #410074XXXX	First Trust Company of Onaga, Custodian FBO Donna V. McFeters IRA	Ms.	Donna	McFeters	6358 E. Evening Glow Dr.	Scottsdale	AZ	85266	256640.53	244174.87	12465.66
1671	THE CHIPMAN FIFTH FAMILY LP, A NEVA	CH17	The Chipman Fifth Family LP, a Nevada limited partnership	The Chipman Fifth Family LP, a Nevada limited partnership	Mr. & Mrs.	Michael	Chipman	P. O. Box 7216	Incline Village	NV	89452	5549012.23	5538101.83	10910.4
1797	AACHEN SANDERS	AC05	Aachen Capital Partners, L.P., a Delaware Limited Partnership Robert M. Adams, Trustee, Schedule B Property, under The R and C Adams Family Trust dated December 27, 1994	Aachen Capital Partners, L.P., a Delaware limited Partnership	Mr.	Sanders	Aachen	3152 N. Casa Grande	Leas	AZ	85222	2799105.93	2794060.56	5045.37
849	THE R & C ADAMS FAMILY TRUST (SCHED	AD05 AD06 - Combine	AD05 - AD06 - Combine December 27, 1994	The R & C Adams Family Trust (Schedule A property)	Mr.	Robert	Adams	181 Param	Sedona	AZ	85336	1,356,981.03	1,308,603.34	48,377.69

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Claim No.	Claimant Name	Inv Code	Inv/Vesting	Full Name	Salutation	First Name	Last Name	Street	City	State	ZIP	Total Claim	Allowed Amount	Variance
	Address info for combined claim above	ADD8	Robert M. Adams and Christine K. Adams, Trustees, Schedule A Property, under The R and C Adams Family Trust dated December 27, 1994	The R & C Adams Family Trust (Schedule B property)	Mr.	Robert	Adams	181 Param Sedona		AZ	85336	1,359,981.03	1,308,603.34	48,377.69