

*This Stipulated form of Order prepared and submitted by:*

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Attorneys for Putative Intervenor Plaintiffs, Virginia Padilla;  
Lisa Marie Padilla, Trustee of the Padilla Family Trust; Don Logan,  
Trustee of the P & K Brown Family Trust; Katherine Anne Brown; and  
Dagmar Chaplin-Lee

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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF UTAH

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SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

-vs-

MANAGEMENT SOLUTIONS, INC., a Texas  
Corporation; **WENDELL A. JACOBSON**; and  
**ALLEN R. JACOBSON**,

Defendants.

ORDER GRANTING STIPULATED JOINT  
MOTION TO GRANT UNOPPOSED MOTION TO  
INTERVENE AND TO PARTIALLY LIFT  
LITIGATION STAY

Case No. 2:11-cv-01165-BSJ

Honorable Bruce S. Jenkins

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The Court, having received and considered the stipulated joint motion of Movants  
and putative intervenors, Virginia Padilla, Lisa Marie Padilla as Trustee of the Padilla

Family Trust, Don Logan as Trustee of the P & K Brown Family Trust, Katherine Anne Brown and Dagmar Chaplin Lee (“Putative Intervenor Plaintiffs”) and Gil A. Miller, the Court-appointed Receiver in this action (the “Receiver”), taking note that no party to the action has opposed the Putative Intervenor Plaintiffs’ Motion to Intervene and To Partially Lift Litigation Stay (Docket No. 1541), being fully advised in the premises and good cause appearing,

**IT IS HEREBY ORDERED:**

1. That the instant Stipulated Joint Motion to Grant Unopposed Motion to Intervene and to Partially Lift Litigation Stay be, and the same hereby is **GRANTED**;
2. That Putative Intervenor Plaintiffs Motion to Intervene and to Partially Lift Litigation Stay (Docket No. 1541) (the “Motion”) be, and the same hereby is, **GRANTED**;
3. That the Litigation Stay imposed by this Court’s Order Appointing Receiver, Freezing Assets and Other Relief, entered December 15, 2011 (Docket No. 4) (“Receivership Order”), be, and the same hereby is, **PARTIALLY LIFTED** to the extent of allowing the Putative Intervenor Plaintiffs to proceed in and prosecute their separate action, *Padilla v. Forest Hills Apartments, LLC*, currently pending in the United States District Court for the District of Utah, Case No. 2:11-cv-01170-TC (the “Forest Hills Litigation”) to conclusion and allowing all the defendants named in the Forest Hills Litigation to participate fully in the Forest Hills Litigation except that Putative Intervenor Plaintiffs will not pursue any claims for relief against any individual or entity that is part of the receivership estate in this matter, which claims are still stayed pursuant to the Receivership Order. Those individuals or entities are Wendell Jacobson, Allen Jacobson, Iosepa Estates, LLC, and Kula Estates, LLC;

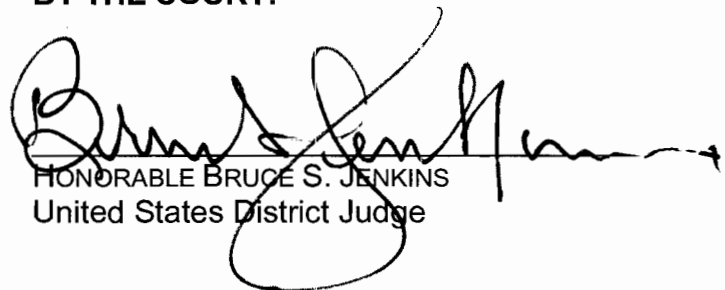
4. That the Putative Intervenor Plaintiffs shall file a copy of this Order Granting Stipulated Joint Motion to Grant Unopposed Motion to Intervene and to Partially Lift Litigation Stay in the Forest Hills Action, within five business days of the date of entry of the Court's Order;

5. That following the entry of the Order granting the Motion, the continuation of the prosecution of the Forest Hills action shall be subject to the orders, if any, of the judge assigned to that action except that Putative Intervenor Plaintiffs will not pursue any claims for relief against any individual or entity that is part of the receivership estate in this matter, which claims are still stayed pursuant to the Receivership Order. Those individuals or entities are Wendell Jacobson, Allen Jacobson, Iosepa Estates, LLC, and Kula Estates, LLC; and

6. Nothing herein shall prevent either party hereto from moving at a later time for a further lift of the stay or a modification of this Order.

DONE this 23<sup>rd</sup> day of April, 2014.

**BY THE COURT:**

  
HONORABLE BRUCE S. JENKINS  
United States District Judge