

USDC SCAN INDEX SHEET



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3:04-CV-02295 SEC V. EMVEST MORTGAGE FUND

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\*DECL.\*

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CLERK U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

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Attorneys for Defendants  
EMVEST MORTGAGE FUND  
INC., and MILON LYLE BROCK

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

SECURITIES AND EXCHANGE  
COMMISSION,

Plaintiff,

v.

EMVEST MORTGAGE FUND, LLC,  
EMVEST, INC., and MILON LYLE  
BROCK,

Defendants.

BROCK IN SUPPORT OF MILON LYLE  
APPLICATION FOR ORDER  
CLARIFYING DECEMBER 3, 2004  
ORDER AND LIMITING POWERS OF  
PERMANENT RECEIVER

I, Milon Lyle Brock, declare as follows:

- I am the Chief Executive Officer of Emvest, Inc.
- I am the manager of Emvest Mortgage Fund, LLC (the "Fund").
- I have had conversations with Dennis Murphy regarding his duties as the

Permanent Receiver of The Fund and Emvest, Inc.

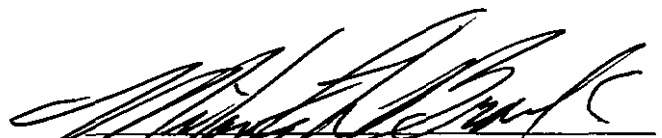
pay with trust deed assignments that

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6. Mr. Murphy has informed me that he will refuse to pay my attorney's forensic accountant, Mr. J. Stephen Hawkins.

7. Mr. Murphy has informed me that he will refuse to pay for my attorneys at McKenna Long & Aldridge LLP.

8. I declare under penalty of perjury that the foregoing is true and correct. Executed this 9th day of December, 2004, in San Diego, California.

  
Mifon Lyle Brock