

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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04 DEC 16 PM 1:41

CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

BY: *C. J. Miller* DEPUTY

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13 UNITED STATES DISTRICT COURT
 14 SOUTHERN DISTRICT OF CALIFORNIA

/ BY FAX

15 SECURITIES AND EXCHANGE
 16 COMMISSION,
 17 Plaintiff,
 18 v.
 19 EMVEST MORTGAGE FUND, LLC,
 20 EMVEST, INC., and MILON LYLE BROCK,
 21 Defendants.

Case No. 04 CV 2295 DMS (LSP)

22 **DECLARATION OF SUSAN F. HANNAN**
 23 **IN SUPPORT OF PLAINTIFF'S**
 24 **OPPOSITION TO DEFENDANTS' EX**
 25 **PARTE APPLICATION FOR ORDER**
 26 **CLARIFYING DECEMBER 3, 2004**
 27 **ORDER AND LIMITING POWERS OF**
 28 **PERMANENT RECEIVER**

CR

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PROOF OF SERVICE

1 I am over the age of 18 years and not a party to this action. My business address
2 is:

3 U.S. SECURITIES AND EXCHANGE COMMISSION, 5670 Wilshire
4 Boulevard, 11th Floor, Los Angeles, California 90036-3648
Telephone No. (323) 965-3998; Facsimile No. (323) 965-3908.

5 On December 16, 2004, I served the document entitled **DECLARATION OF**
6 **SUSAN F. HANNAN IN SUPPORT OF PLAINTIFF'S OPPOSITION TO**
7 **DEFENDANTS' EX PARTE APPLICATION FOR ORDER CLARIFYING**
8 **DECEMBER 3, 2004 ORDER AND LIMITING POWERS OF PERMANENT**
9 **RECEIVER** upon the parties to this action addressed as stated on the attached
10 service list:

11 **OFFICE MAIL:** By placing in sealed envelope(s), which I placed for
12 collection and mailing today following ordinary business practices. I am
13 readily familiar with this agency's practice for collection and processing of
14 correspondence for mailing; such correspondence would be deposited with
15 the U.S. Postal Service on the same day in the ordinary course of business.

16 **PERSONAL DEPOSIT IN MAIL:** By placing in sealed
17 envelope(s), which I personally deposited with the U.S. Postal Service.
18 Each such envelope was deposited with the U.S. Postal Service at Los
19 Angeles, California, with first class postage thereon fully prepaid.

20 **EXPRESS U.S. MAIL:** Each such envelope was deposited in a
21 facility regularly maintained at the U.S. Postal Service for receipt of
22 Express Mail at Los Angeles, California, with Express Mail postage
23 paid.

24 **HAND DELIVERY:** I caused to be hand delivered each such envelope to
25 the office of the addressee.

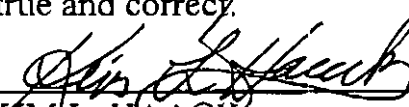
26 **FEDERAL EXPRESS BY AGREEMENT OF ALL PARTIES:** By
27 placing in sealed envelope(s) designated by Federal Express with delivery
28 fees paid or provided for, which I deposited in a facility regularly maintained
by Federal Express or delivered to a Federal Express courier, at Los
Angeles, California.

ELECTRONIC MAIL: By transmitting the document by electronic mail
to the electronic mail address as stated on the attached service list.

FAX (BY AGREEMENT ONLY): By transmitting the document by
facsimile transmission. The transmission was reported as complete and
without error.

(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 that the foregoing is true and correct.

Date: December 16, 2004


KIM L. HAACK

1 **SEC v. EMVEST MORTGAGE FUND, LLC, et al.**
2 **United States District Court – Southern District of California**
3 **Case No. 04 CV 2295 DMS (LSP)**
4 **(LA-2864)**

5 SERVICE LIST

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