



U.S. DISTRICT COURT - UTAH

To: Brent E. Johnson
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From: US District Court - Utah
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Total Pages (including cover): 6

Comments:

Regarding Case: 2:02-cv-00039

Attached is an order/judgment entered in the above case

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FILED
DISTRICT COURT
18 JUN 02 PM 3:18
DISTRICT OF UTAH
BY: [Signature]
DEPUTY CLERK U.S. DISTRICT COURT
DISTRICT OF UTAH

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Merrill Scott & Associates, Ltd., *et al.*

UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

SECURITIES AND EXCHANGE)
COMMISSION,)
)
Plaintiff,)
)
v.)
)
MERRILL SCOTT & ASSOCIATES,)
LTD., *et al.*,)
)
Defendants.)
)
)
)
)
)

STAY OF LITIGATION

Civil No. 2:02CV 0039C

Judge Tena Campbell

THIS COURT having reviewed the arguments presented by David K. Broadbent (the "Receiver"), as Receiver for Merrill Scott & Associates Ltd.; Merrill Scott & Associates, Inc.; Phoenix Overseas Advisors, Ltd.; Gibraltar Permanente Assurance, Ltd., and each of their respective subsidiaries and related entities (collectively MSA), in his Motion to Stay Litigation and supporting memorandum, and being otherwise informed in the premises, and for good cause shown:

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IT IS HEREBY ORDERED THAT

All investors, creditors, and other persons, and all others acting on behalf of any such investor, creditor, or other person, including sheriffs, marshals, other officers, deputies, servants, agents, employees, and attorneys, are hereby stayed and prevented, absent order of this Court to the contrary, from:

- (1) Commencing, prosecuting, continuing, or enforcing any suit or proceeding, or entering or enforcing any judgment against Merrill Scott & Associates Ltd.; Merrill Scott & Associates, Inc.; Phoenix Overseas Advisors, Ltd.; Gibraltar Permanente Assurance, Ltd., and each of their respective subsidiaries and related entities (collectively "MSA"), except that such actions may be filed to toll any statute of limitations;
- (2) Using self-help, executing, issuing, or causing the execution or issuance of any court attachment, subpoena, replevin, execution, or other process for the purpose of impounding, taking possession of, interfering with, creating, or enforcing a lien upon any property owned by or in the possession of MSA and/or the Receiver, wherever situated;
- (3) Attempting to modify, cancel, terminate, call, extinguish, revoke, or accelerate any lease, loan, mortgage, indebtedness, security agreement, or other agreement with MSA; and
- (4) Doing any act or thing whatsoever to interfere with the taking control, possession, or management by the Receiver of the property and assets owned, controlled, or in the

possession of MSA, or to in any way interfere with or harass the Receiver, or to interfere in any manner with the exclusive jurisdiction of this Court over MSA.

This Order shall be binding with respect to all litigation involving MSA filed in any state or federal jurisdiction of the United States.

IT IS SO ORDERED this 18 day of June, 2002



The Honorable Judge Tena Campbell
United States District Court Judge

tsi

United States District Court
for the
District of Utah
June 19, 2002

* * CERTIFICATE OF SERVICE OF CLERK * *

Re: 2:02-cv-00039

True and correct copies of the attached were either mailed or faxed by the clerk to the following:

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