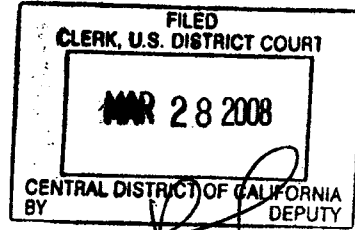


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5 Attorneys for Plaintiff R. Todd Neilson, Trustee
6 of the "Estate of Reed E. Slatkin and Substantively
7 Consolidated Affiliates Topsight Oregon, Inc. and
Reed Slatkin Investment Club, L. P. Liquidating Trust"

8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 WESTERN DIVISION

11 In re

CV 07-06451-RSWL

12 REED E. SLATKIN and Substantively
13 Consolidated Affiliates TOPSIGHT
OREGON, INC. and REED SLATKIN
14 INVESTMENT CLUB, LP,
Reorganized Debtors.

Bk. No.: ND 01-11549-RR

CHAPTER 11

15
16 R. TODD NEILSON, Trustee of the
Chapter 11 Bankruptcy Estate of Reed E.
Slatkin,

[Adv. No. 06-01088-RR]

18 Plaintiff,

JUDGMENT

19
20 KNYSNA, INC., a California corporation and
DOES 1-10, Inclusive,

21 Defendants.
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LEDGED

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CLERK U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
LOS ANGELES
BY:

1 Pursuant to Fed.R.Civ.P. 56(c) (Fed.R.Bankr.P. 7056(c)), 28 U.S.C. § 157(c)(1), and
2 Fed.R.Bankr.P. 9033, this Court has considered the motion (the "Motion") of plaintiff R.
3 Todd Neilson, trustee (the "Trustee") of the "Estate of Reed E. Slatkin and Substantively
4 Consolidated Affiliates Topsight Oregon, Inc. and Reed Slatkin Investment Club, L.P.
5 Liquidating Trust," for summary judgment on the Trustee's first through third claims for
6 relief alleged in the Complaint against defendant Knysna, Inc. ("Knysna").

7 Having considered the (1) Motion; (2) the Trustee's Memorandum of Points and
8 Authorities in Support of the Motion; (3) the Trustee's Statement of Uncontroverted Facts and
9 Conclusions of Law in Support of Trustee's Motion for Summary Judgment; (4) the
10 Declaration of John P. Reitman and Exhibits Filed in Support of Trustee's Motion for
11 Summary Judgment; Request for Judicial Notice; Exhibits; (5) the Defendants' [sic]
12 Opposition to Trustee's Motion for Summary Judgment Against Knysna, Inc.; (6) the
13 Declaration of Thomas J. Loegering, Sr. Filed in Opposition to the Trustee's Motion for
14 Summary Judgment; (7) the Trustee's Reply in Support of His Motion for Summary Judgment
15 Against Knysna, Inc.; (8) the Trustee's Evidentiary Objections to the Declaration of
16 Thomas J. Loegering, Sr. Filed in Opposition to the Trustee's Motion for Summary Judgment;
17 (9) the Order entered by the United States Bankruptcy Court for the Central District of
18 California, Northern Division (the "Bankruptcy Court") on the Trustee's Evidentiary
19 Objections to the Declaration of Thomas J. Loegering, Sr. Filed in Opposition to the Trustee's
20 Motion for Summary Judgment; (10) the Trustee's [proposed] Findings of Fact and
21 Conclusions of Law on the Trustee's Motion for Summary Judgment Against Knysna, Inc.;
22 (11) Knysna's [Alternate Proposed] Findings of Fact and Conclusions of law on the Trustee's
23 Motion fro Summary Judgment Against Knysna; (12) the Defendants' [sic] Objections to the
24 [Proposed] Findings of Fact and Conclusions of Law on the Trustee's Motion for Summary
25 Judgment Against Knysna, Inc.; (13) the Bankruptcy Court's Findings of Fact and
26 Conclusions of Law on the Trustee's Motion for Summary Judgment Against Knysna, Inc.
27 (the "Findings and Conclusions"); (13) the Defendants' [sic] Objections to August 14, 2007
28 [Proposed] Findings of Fact and Conclusions of Law on the Trustee's Motion for Summary

1 Judgment Against Knysna, Inc. and Order on Trustee's Evidentiary Objections to the
2 Declaration of Thomas J. Loegering, Sr. Filed in Opposition to the Trustee's Motion for
3 Summary Judgment; Declaration of Karen L. Grant in Support; and (14) the Trustee's
4 Response to Defendants' [sic] Objections to August 14, 2007 [Proposed] Findings of Fact and
5 Conclusions of Law on the Trustee's Motion for Summary Judgment [Etc.], all evidence
6 offered in opposition and support of the Findings and Conclusions, and good cause appearing
7 therefore, the Court hereby ~~accepts the Bankruptcy Court's Findings and Conclusions and~~
8 grants summary judgment in favor of the Trustee and against Knysna as follows:

9 **IT IS ORDERED, ADJUDGED AND DECREED** that:

10 **On the First Claim For Relief:**

11 1. On the Trustee's first claim for relief against Knysna to avoid an intentional
12 fraudulent transfer pursuant to Cal. Civ. Code §§ 3439.04(a) and 3439.07, judgment is
13 granted as follows:

14 a. Adrienne Rappoport's ("Rappoport") transfer of the real property
15 commonly known as 14719 Condon Avenue, Lawndale, CA 90260 (the "Condon Property")
16 and the net proceeds of the Condon Property (collectively, the "Condon Assets") to Knysna is
17 hereby avoided. The Condon Property is legally described as follows:

18 Parcel 1: The South 45 feet of the North 90 feet of Lot 38, of Tract No.
19 856, in the City of Lawndale, County of Los Angeles, State of California, as per
20 map recorded in Book 16 Page(s) 96 of Maps, in the office of the County
21 Recorder of said county.

22 Parcel 2: An easement for ingress and egress, public utilities and
23 incidental purposes over the South 10 feet of the North 45 feet of the East 170
24 feet of Lot 38, of Tract No. 856, in the City of Lawndale, County of Los
25 Angeles, State of California, as per map recorded in Book 16 Page(s) 96 of
26 Maps, in the office of the County Recorder of said county; and

27 b. Upon entry of this Judgment, the Bankruptcy Court shall order the
28 Bankruptcy Clerk to forthwith issue writs of execution on the Condon Assets.

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On the Second Claim for Relief:

~~On the Trustee's second claim for relief against Krysna to void a constructive fraudulent transfer pursuant to Cal. Civ. Code §§ 3439.05, 3439.04(-)(2) and 3439.07 judgment is granted as follows.~~

~~Properly transfer of the Gordon Assets to Krysna is hereby voided,~~
~~and~~

~~Upon entry of this judgment, the Bankruptcy Court shall order the Bankruptcy Clerk to forthwith issue writs of execution on the Gordon Assets~~

~~The relief awarded pursuant to paragraph 2 is included in the relief awarded pursuant to paragraph 1.~~

On the Third Claim for Relief:

4. The Trustee's third claim for relief is dismissed without prejudice as to all parties.

Dismissal of Doe Defendants:

5. As to all Doe defendants, each claim for relief alleged in the Complaint is dismissed without prejudice.

Final Judgment:

6. This Judgment is a final judgment adjudicating all of the claims alleged in the Complaint.

DATED: March 28, 2008

RONALD S.W. LEW

HONORABLE RONALD S. W. LEW
UNITED STATES DISTRICT COURT

PROOF OF SERVICE

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is Gumpert | Reitman, 550 South Hope Street, Suite 825, Los Angeles, CA 90071-2627.

On October 9, 2007, in the manner indicated below, the foregoing document described as: **[Proposed] JUDGMENT** was served on the interested parties in this action by placing true copies thereof enclosed in sealed envelopes addressed as follows:

[SEE ATTACHED SERVICE LIST]

X **(FIRST CLASS MAIL)** I caused such envelope(s) to be mailed by first class mail by depositing them in an "OUT" box in the office of my employer, following this business's ordinary practice, with which I am readily familiar. On the same day correspondence is placed for collection and mailing in that "OUT" box, such correspondence is deposited in the ordinary course of business with the United States Postal Service by Desmond Mail Delivery Service pursuant to its contract with Gumpert | Reitman. (C.C.P. § 1013(a)(3)).

* * * * *

___ **(STATE)** I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

X **(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.

EXECUTED October 9, 2007, at Los Angeles, California.


KATHLEEN MAROSY

SERVICE LIST

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RAPPOPORT**

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COURTESY COPY

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