

ORIGINAL

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FILED
JUL - 9 2003
CLERK U.S. BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
Deputy Clerk

5 Attorneys for Plaintiff R. Todd Neilson,
6 Chapter 11 Trustee

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ENTERED
JUL 10 2003
CLERK U.S. BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
Deputy Clerk

11 Attorneys for Official Committee of
12 Unsecured Creditors and Special Attorneys for
13 Plaintiff R. Todd Neilson, Chapter 11 Trustee

14 UNITED STATES BANKRUPTCY COURT
15 CENTRAL DISTRICT OF CALIFORNIA
16 NORTHERN DIVISION

17 In re
18 REED E. SLATKIN,
19 Debtor.

Bk. No.: ND 01-11549-RR
CHAPTER 11
Adv. No. 03-01017

20 R. TODD NEILSON, Trustee of the
21 Chapter 11 Bankruptcy Estate of Reed E.
22 Slatkin,
23 Plaintiff,

STIPULATION FOR DISMISSAL OF
ADVERSARY PROCEEDING
WITHOUT PREJUDICE; AND
ORDER THEREON

24 v.
25 ARTHUR CONWAY HUBBARD, an
26 individual; and DOES 1-10, inclusive,
27 Defendants.

[No hearing required]
PLACE: 1415 State Street
Courtroom 201
Santa Barbara, CA 93101

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1 This Stipulation is entered into by and between R. Todd Neilson, the plaintiff and
2 chapter 11 trustee ("Trustee") of the bankruptcy estate ("Estate") of Reed Slatkin
3 ("Slatkin") and substantively consolidated affiliates, and defendant Arthur Conway Hubbard
4 ("Hubbard"). The Stipulation is based on the following facts:

5 1. On January 23, 2003, the Trustee commenced this adversary proceeding to,
6 among other things, set aside and recover fraudulent transfers made by Slatkin to Hubbard.
7 Hubbard has answered the Trustee's complaint and has denied all of the material allegations
8 thereof.

9 2. By order entered December 20, 2002 (the "Settlement Authority Order"), the
10 Court authorized the Trustee to, in certain circumstances, enter into and perform
11 settlement agreements.

12 3. Pursuant to the Settlement Authority Order, in or about June 2003, the
13 Trustee and Hubbard entered into a Settlement Agreement and Mutual General Release (the
14 "Settlement Agreement") pursuant to which Hubbard has agreed to make certain payments
15 over time to the Estate in settlement of the Estate's claims against Hubbard as asserted in
16 this adversary proceeding.

17 4. Pursuant to the Settlement Authority Order, the payment amount and terms
18 set forth in the Settlement Agreement have been approved by the Official Committee of
19 Unsecured Creditors and the Office of the United States Trustee.

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AGREEMENT

Pursuant to the Settlement Agreement, the parties agree that the adversary proceeding should be dismissed without prejudice.

IT IS SO STIPULATED.

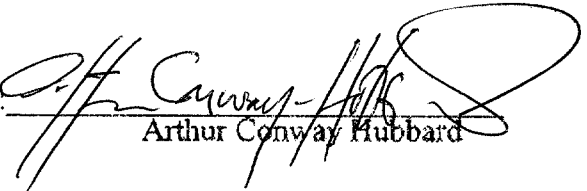
DATED: ~~June 8~~, 2003
July

KIRKLAND & ELLIS

By: 
Lindsay E. Dinn
Attorneys for Official Committee of Unsecured
Creditors and Special Attorneys for Plaintiff R.
Todd Neilson, Chapter 11 Trustee

ARTHUR CONWAY HUBBARD

Dated: June ~~16~~, 2003

By: 
Arthur Conway Hubbard

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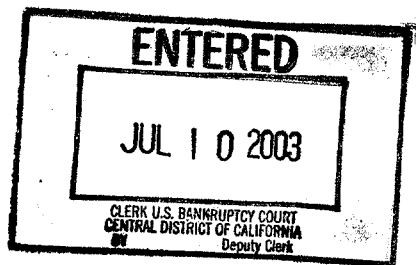
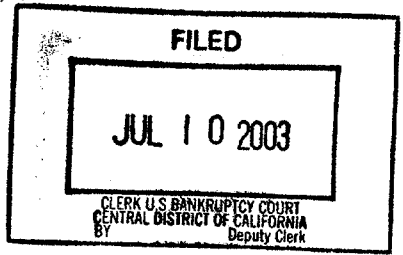
ORDER

Based on the foregoing Stipulation, Adv. No. 03-01017 is hereby dismissed without prejudice as to all defendants.

IT IS SO ORDERED.

DATED: July 10, 2003

Robin Riblet
THE HONORABLE ROBIN RIBLET
UNITED STATES BANKRUPTCY JUDGE



1 **PROOF OF SERVICE**

2 I, Eric Ngo, declare as follows:

3 I am employed in the County of Los Angeles, State of California. I am over the age
4 of 18; my business address is Kirkland & Ellis, 777 S. Figueroa Street, Los Angeles, CA 90017.

5 On July 8, 2003, I served the document(s) described as:

6 **STIPULATION RE FOR DISMISSAL OF ADVERSARY PROCEEDING WITHOUT**
7 **PREJUDICE; AND ORDER THEREON**

8 on the interested parties in this action at the addresses set forth below:

9 [VIA U.S. MAIL] By placing the documents listed above in a sealed envelope with postage
10 thereon fully prepaid, in the United States mail at Los Angeles, California addressed as set
11 forth below. I am familiar with the firm's practice of collection and processing
12 correspondence for mailing by depositing with the U.S. postal service on that same day with
13 postage thereon fully prepaid in the ordinary course of business.

11 **UNITED STATES TRUSTEE**
12 Brian Fittipaldi
13 Office of the United States Trustee
14 Staff Attorney
128 East Carrillo Street
Santa Barbara, CA 93101

CHAPTER 11 TRUSTEE
R. Todd Neilson
Neilson Elggren LLP
10100 Santa Monica Blvd., Suite 410
Los Angeles, CA 90067

15 **ATTY FOR CHAPTER 11 TRUSTEE**
16 John P. Reitman
17 Gumport Reitman & Montgomery
550 S. Hope Street, Suite 825
Los Angeles, CA 90071

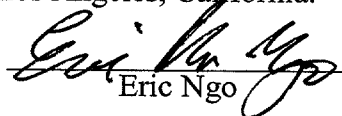
ATTY FOR DEBTOR
Richard Pachulski, Esq.
Eric S. Kurtzman, Esq.
Pachulski, Stang, Ziehl Young Jones
10100 Santa Monica Blvd., Suite 1100
Los Angeles, CA 90067

18 **ATTY FOR DEBTOR**
19 Jay L. Michaelson, Esq.
20 Joseph M. Sholder, Esq.
21 Michaelson Susi & Michaelson
7 West Figueroa Street, 2nd Floor
Santa Barbara, CA 93101

ATTY FOR DEFENDANT
Ira Benjamin Katz
1901 Ave of the Stars, 20th floor
Los Angeles, CA 90067

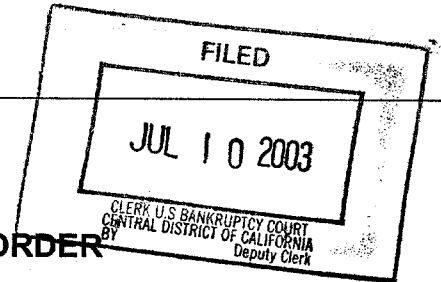
22 (FEDERAL) I declare that I am employed in the office of a member of the bar of this court
23 at whose direction the service was made.

24 Executed on July 8, 2003, at Los Angeles, California.

25 
Eric Ngo

NOTE TO USERS OF THIS FORM:
Physically attach this form as the last page of the proposed Order or Judgment.
Do not file this form as a separate document.

In re REED E. SLATKIN, DEBTOR.	(SHORT TITLE)	CHAPTER 11 CASE NUMBER: ND 01-11549-RR ADVERSARY NUMBER: 03-01017
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**NOTICE OF ENTRY OF JUDGMENT OR ORDER
AND CERTIFICATE OF MAILING**

TO ALL PARTIES IN INTEREST ON THE ATTACHED SERVICE LIST:

1. You are hereby notified, pursuant to Local Bankruptcy Rule 116(1)(a)(iv), that a judgment or order entitled,
(specify):

**STIPULATION FOR DISMISSAL OF ADVERSARY PROCEEDING WITHOUT PREJUDICE; AND
ORDER THEREON**

was entered on (specify date): **JUL 10 2003**

2. I hereby certify that I mailed a copy of this notice and a true copy of the order or judgment to the persons and entities on the attached service list on (specify date):

DATED:

JUL 10 2003

JUL 10 2003

JON D. CERETTO
Clerk of the Bankruptcy Court

by: KAMRUST

SERVICE LIST

UNITED STATES TRUSTEE

Brian Fittipaldi
Office of the United States Trustee
Staff Attorney
128 East Carrillo Street
Santa Barbara, CA 93101

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Gumport Reitman & Montgomery
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Los Angeles, CA 90017

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