

CHAMBERS OF THE  
HON. NAOMI REICE BUCHWALD  
UNITED STATES DISTRICT JUDGE  
SOUTHERN DISTRICT OF NEW YORK  
PHONE # 212-805-0194  
FAX #: 212-805-7927

**FAX COVER SHEET**

**DATE:** May 20, 2009

**TO:** Jason A. Dunn, Esq. / Phillips Murrah, P.C.  
**FAX#:** 405-235-4133

**FROM:** Judge Buchwald's chambers

**RE:** SEC v. Edward T. Stein, et al.  
09 CV 3125 (GEL)

**PAGES TO FOLLOW:** 3

**MESSAGE: PLEASE FAX OR MAIL / E-MAIL**  
**THE ATTACHED TO YOUR OPPOSING**  
**COUNSEL. THANK YOU.**

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

- v -

EDWARD T. STEIN,

Defendant,

- and -

DISP, LLC, EDWARD T. STEIN  
ASSOCIATES, LTD., G&C PARTNERSHIP  
JOINT VENTURE, GEMINI FUND I, L.P.,  
PRIMA CAPITAL MANAGEMENT, LLC,  
VIBRANT CAPITAL CORP., and VIBRANT  
CAPITAL FUNDING I LLC,

Relief Defendants.

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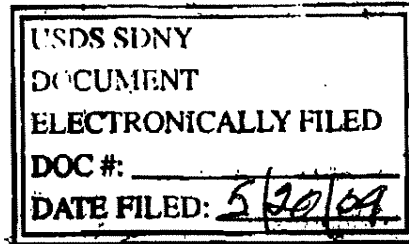
**NAOMI REICE BUCHWALD**  
**UNITED STATES DISTRICT JUDGE**

**WHEREAS** we have reviewed and duly considered the Receiver's  
Emergency Motion for Authorization of Secured Financing and  
Issuance of Receiver's Certificates, it is hereby

**ORDERED** that the Receiver's application is denied without  
prejudice to resubmission with greater justification addressing  
(a) why it is acceptable to utilize the New York Condominium as  
security; (b) why alternative methods of financing are not  
preferable; and (c) the Court's concern that based upon the

ORDER

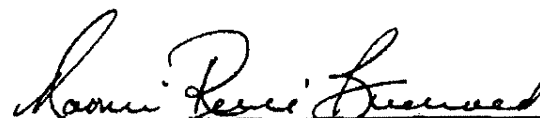
09 Civ. 3125 (GEL)



Receiver's submission the proposal could result in the waste of the estate's assets, and it is further

**ORDERED** that plaintiff Securities and Exchange Commission is directed to submit its position on the Receiver's request for relief by Friday, May 22, 2009 at 5 p.m.

Dated: New York, New York  
May 20, 2009



NAOMI REICE BUCHWALD  
UNITED STATES DISTRICT JUDGE

*PART I*

A copy of the foregoing Order has been mailed on this date to the following:

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