

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

SECURITIES AND EXCHANGE COMMISSION
Plaintiff,

v.

JAMES G. TEMME, and
STEWARDSHIP FUND, LP,
Defendants.

§
§
§
§
§
§
§
§
§
§

Civil Action No. 4:11-cv-655

ORDER RESETTING SHOW CAUSE HEARING AND RESPONSE DEADLINE

On January 25, 2013, the Receiver filed his Motion for Show Cause Hearing Regarding John Graves' Interest in Receivership Assets and Net Payments from Receivership Entities, Along with Request for Expedited Consideration, and Brief in Support (the "*Motion to Show Cause*"), through which the Receiver requested an order from the Court directing the Respondents (as defined in the Motion) to appear and show cause as to why certain payments made to the Respondents should not be disgorged to the Receivership Estate and why assets subject to the Sales Motions (as defined in the Motion) should not be sold free and clear of any purported interest of Respondents.

On February 1, 2013, the Court entered its Order Setting Show Cause Hearing (the "*Show Cause Order*"), which set an initial show cause hearing for Friday, February 22, 2013, at 10:00 a.m. and required Respondents to submit a written response to the Show Cause Motion by Friday, February 15, 2013 [Dkt. No 171].

On February 15, 2013, the Receiver filed his Unopposed Motion for Continuance of Hearing and Briefing Schedule regarding the Motion to Show Cause (the "*Motion to Continue*"). In the Motion to Continue, the Receiver requests that the Court continue the Show Cause Hearing until **Friday, March 8, 2013**, and the Respondents' deadline to respond to the

Show Cause Motion until **Friday, March 1, 2013**. Respondents agree to such continuance and are available on March 1, 2013.

Based upon a review of the Motion to Continue, and the pleadings on file, the Court finds and concludes that: (a) the relief requested in the Motion to Continue is in the best interests of the Receiver and his receivership estates; (b) proper and adequate notice of the Motion has been given and that no other or further notice is necessary; and (c) good and sufficient cause exists for the granting of the relief requested in the Motion. Therefore, it is hereby:

ORDERED that John Graves, JEG Property Investments, L.P. *f/k/a Beracah Valley Enterprises, LP*, NG Roth Investments, LLC, JG Roth Investments, LLC, JG Roth, LLC, and JEG Property Investments 401k Trust (collectively "**Respondents**") are ORDERED to appear on

Thurs, Mar. 7, 2013 @ 10:00 a.m.
and show cause as to why net proceeds received from Receivership Entities should not be disgorged to the Receivership Estate and why assets subject to the Sales Motions (should not be sold free and clear of any purported interest of Respondents. Respondents may respond to the Receiver's Motion by **Friday, March 1, 2013**. It is further,

ORDERED, that the Court's Show Cause Order remains in effect, except as otherwise amended herein. It is further,

ORDERED that the Clerk of the Court shall provide Notice of this Order to all of the Respondents, who can be reached at the following address:

1540 Keller Parkway
STE 108, #323
Keller, Texas 76248

SIGNED this 19th day of February, 2013.


AMOS L. MAZZANT
UNITED STATES MAGISTRATE JUDGE