

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

SECURITIES EXCHANGE COMMISSION

v.

JAMES G. TEMME and STEWARDSHIP
FUND, LP

Case No. 4:11-CV-655
Judge Clark / Judge Mazzant

**DEFENDANTS HP DEBT EXCHANGE LLC & CHRISTOPHER GANTER'S MOTION
FOR RELIEF FROM PRE-TRIAL & TRIAL ORDERS AND TO BE EXCUSED FROM
APPEARANCE**

COMES NOW, SHAYAN ELAHI, ESQ., and moves the court on behalf of Defendants HP Debt Exchange, LLC, and Christopher Ganter (collectively "Defendants") to give relief to the Defendants from the Pre-trial and Trial order signed by court on February 2, 2014, and to excuse their appearance from the same and in support of this motion the Defendants will show the following;

1. Defendants, though named as parties in the action, are for all practical and procedural purposes collateral parties to the receivership action, which will survive the outcome of the trial. Currently the Pre-trial in the above referenced matter is set for March 21, 2014 and a Trial is set for March 31, 2014.
2. Any motions or recourse that Defendants might have within the ambit of this action, if any, will be against the receiver and that they are not necessary parties to the SEC litigation, pre-trial and/or Trial. Any further actions that either receiver has against the Defendants or vice versa can be brought independently of this trial and can be heard as a separate motion.
3. The undersigned counsel certifies that the SEC and Receiver's attorneys were consulted with regarding this issue at the status hearing and at a later date via e-mail and that they are in agreement with excusing the Defendants from any pre-trial and trial orders.
4. Despite this motion and any related order, Defendant shall maintain any rights necessary and available under law, to seek relief from the findings of order holding Defendants in contempt.

WHEREFORE, the Defendants request that they are exempt from the Pre-trial and Trial orders, and excused from any further appearance for Pre-trial or Trial as Defendants are not necessary to achieve a legitimate and just outcome to the action at bar.

Dated: February 21st, 2014

Respectfully submitted,

/s/ Shayan Elahi
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**ATTORNEY FOR HP DEBT
EXCHANGE, LLC &
CHRISTOPHER GANTER**

CERTIFICATE OF SERVICE

I certify that on February 21st, 2014, a true and correct copy of the foregoing was served upon all counsel of record via the Court's CM/ECF system.

/s/ Shayan Elahi
Shayan Elahi, Esq.