

OFFICIAL RECORD

Requested By:  
FIRST CORPORATE SOLUTIONS  
INC

Douglas County - NV  
Karen Ellison - Recorder

Page: 1 of 3 Fee: 16.00  
BK-0911 PG- 1901 RPTT: 0.00



Assessor's Parcel Number: \_\_\_\_\_

Recording Requested By:

✓ Name: Wolkin Curran LLP  
Attn: Steven Wong

Address: 555 Montgomery Street #1100

City/State/Zip San Francisco, CA 94111

Real Property Transfer Tax:

\$ \_\_\_\_\_

\_\_\_\_\_  
Court Order

(Title of Document)

This page added to provide additional information required by NRS 111.312 Sections 1-2. (Additional recording fee applies)

*This cover page must be typed or legibly hand printed.*



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I herby certify that the annexed instrument is a true and correct copy of the original on file in my office.

ATTEST: **VICTORIA C. MINOR**

Clerk; U. S. District Court  
Eastern District of California

By *[Signature]*

Deputy Clerk

Dated 9/12/2012

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

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FIRST NATIONAL INSURANCE  
COMPANY OF AMERICA,

NO. CIV. 2:10-1449 WBS GGH

Plaintiff,

ORDER

v.

GREGORY L. HUNT, individually  
and doing business as Hunt's  
Excavating; CECILIA HUNT, an  
individual, and ACTION  
CONSTRUCTION CO., a Nevada  
corporation.

Defendants.

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In the court's June 2, 2011, Order, (Docket No. 26),  
the court granted plaintiff's motion for summary judgment on its  
first cause of action for breach of indemnity agreement against  
all defendants in the amount of \$446,164.04. Plaintiff now seeks  
to have judgment entered on that claim.


On June 6, 2011, defendant Gregory L. Hunt filed a  
Voluntary Petition under Chapter 7 of the United States

1 Bankruptcy Code in the United States Bankruptcy Court for the  
2 Eastern District of California, Case No. 11-34096. This action  
3 is thus automatically stayed as to him pursuant to 11 U.S.C. §  
4 362, which prevents the "commencement or continuation . . . of a  
5 judicial, administrative, or other action or proceeding against  
6 the debtor that was or could have been commenced before the  
7 commencement" of the bankruptcy action. 11 U.S.C. § 362(a)(1).

8 Under Federal Rule of Civil Procedure 54(b), when an  
9 action presents more than one claim for relief or when multiple  
10 parties are involved, the court "may direct entry of a final  
11 judgment as to one or more, but fewer than all, claims or parties  
12 only if the court expressly determines that there is no just  
13 reason for delay." Fed. R. Civ. P. 54(b). The court finds that  
14 in this case there is no reason why plaintiff should be denied  
15 its remedies against other parties simply because one party is in  
16 bankruptcy.

17 IT IS THEREFORE ORDERED that judgment in the amount of  
18 \$446,164.04 be entered in favor of plaintiff and against  
19 defendants Cecilia Hunt and Action Construction Co., jointly and  
20 severally, on plaintiff's first cause of action for breach of  
21 indemnity agreement.

22 DATED: July 27, 2011

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25 WILLIAM B. SHUBB  
26 UNITED STATES DISTRICT JUDGE  
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