



Dated: June 11, 2008

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James M. Marlar
JAMES M. MARLAR
U.S. Bankruptcy Judge

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Attorneys For First Magnus Financial Corporation

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF ARIZONA**

In re:

FIRST MAGNUS FINANCIAL CORPORATION,

Debtor.

Chapter 11

Case No. 07-bk-01578

ORDER SUSTAINING FIRST MAGNUS FINANCIAL CORPORATION'S FIRST OMNIBUS OBJECTION TO UNTIMELY FILED CLAIMS.

(Relates to Docket No. 1188 and 1189)

THIS MATTER CAME BEFORE THE COURT pursuant to the *First Omnibus Objection To Untimely Filed Claims* (Docket No. 1188) (the "First Omnibus Objection")

and the *Notice of Filing of First Magnus Financial Corporation's First Omnibus*

Objection To Untimely Filed Claims (Docket No. 1189) (the "Notice") filed and served by

First Magnus Financial Corporation ("First Magnus" or "Debtor") on January 30, 2008. The bar

date for responses to the First Omnibus Objection expired on February 14, 2008. On June 2,

1 2008, counsel for the Debtor filed the *Certificate Of No Objection And Notice of Lodging Of*
2 *[Proposed] Order Sustaining First Omnibus Objection To Untimely Filed Claims*. The Court
3 has jurisdiction over the First Omnibus Objection pursuant to 28 U.S.C. §§ 157 and 1334(b).
4 Venue is proper in this District pursuant to 28 U.S.C. §§ 1408 and 1409. This is a core
5 proceeding to 28 U.S.C. § 157(b)(2). The First Omnibus Objection and Notice have been duly
6 noticed and it appears that there is no objection to the relief requested. And, it appearing that the
7 relief requested is necessary, appropriate, and in the best interests of the Debtor and its creditors,
8

9 **IT IS HEREBY ORDERED** as follows:

- 10 1. The Objection is SUSTAINED.
- 11 2. The Liquidating Trustee shall not make distributions to those individuals or
12 entities set forth in Exhibit "A".

13 **SIGNED AND DATED ABOVE**

EXHIBIT A

GRANTED

EXHIBIT A
FIRST MAGNUS FINANCIAL CORPORATION
FIRST OMNIBUS OBJECTION TO UNTIMELY FILED CLAIMS

(List of Claimants That Did Not File a Response)

	Creditor Name	Claim Number	Date Filed	Total Amount Claimed
1.	Access Residential 180 Otay Lakes Road, Suite 210A Bonita, CA 91902	5165	12/04/07	\$8,598.50
2.	Jennifer D. Adkins PO Box 323 Westerville, OH 43086-0323	5273	12/17/07	\$1,200.00
3.	ADP, Inc. 5800 Windward Parkway, A -275 Alpharetta, GA 30005	5137	12/05/07	\$1,475.55
4.	ADT Security Systems, Inc. 14200 E. Exposition Avenue Aurora, CO 80012	5232	12/07/07	\$1,966.61
5.	Allan Rosenthal Associates 1051 Bloomfield Avenue, Suite #2 Clifton, NJ 07012	5304	01/07/08	\$825.00
6.	Alliance Appraisal, Inc. 1836 E. La Jolla Drive Tempe, AZ 85282	5238	12/11/07	\$500.00
7.	Appraisal Shop MJM, Inc. 1824 Gold Dust Drive Houston, TX 77092	5349	01/09/08	\$400.00
8.	Arrow Copier Service, Inc. 3612 Mangum Suite 101 Houston, TX 77092	5416	01/15/2008	\$787.72
9.	Axiom Staffing Group 14660 Alpharetta Highway, Suite 760 Roswell, GA 30076	5263	12/21/07	\$3,330.00
10.	Merla P. Balubar 91-689 Kilipoe Street Ewa Beach, HI 96706	5104	12/05/07	\$10,606.91

	Creditor Name	Claim Number	Date Filed	Total Amount Claimed
11.	Merla P. Balubar 91-689 Kilipoe Street Ewa Beach, HI 96706	5136	12/05/07	\$10,606.91
12.	Victoria Alicia Biancuzzo 207 N. Maguire Avenue #209 Tucson, AZ 85710	5285	01/02/08	\$3,166.00
13.	Robert A. Biondo 13171 N. 102 nd Place Scottsdale, AZ 85260	5236	12/07/07	\$8,728.98
14.	Scott M. Bonovich 3014 Lennon Lane Neevah, WS 54956	5223	12/10/07	\$8,500.00
15.	Alex Burgos 95 South G Street Porterville, CA 93257	5218	12/07/07	\$2,502.00
16.	Raelene Alisa Cangal 9350 Double R Boulevard., # 413 Reno, NV 89521	5181	12/06/07	\$1,800.00
17.	Michelle E. Cannon 2530 Park Newport Newport Beach, CA 92660	5144	12/05/07	\$1,800.00
18.	Shannon Carlile P.O. Box 3389 Kailua-Kona, HI 96745	5293	01/04/08	\$500.00
19.	Catalina Pediatrics PC 3085 N. Swan Road Tucson, AZ 85712	5217	12/07/07	\$1,345.00
20.	Alejandra Cerda 2 North Langley Avenue Tucson, AZ 85710	5283	12/26/07	Unknown
21.	Cisco Systems Capital Corporation Lawrence Schwab/Thomas GAA 2600 El Camino Real, Suite 300 Palo Alto, CA 94306	5261	12/20/07	\$28,089.77
22.	City of Ft Worth Attn: Chris Mosley 1000 Throckmorton Street Ft Worth, TX 76102	5268	12/07/07	\$11.90

	Creditor Name	Claim Number	Date Filed	Total Amount Claimed
23.	Adrienne O. Cobb 11498 NW 43 rd Street Coral Springs, FL 33065	5205	12/06/07	\$3,200.00
24.	Barbara Jo Colletti 33828 County Road Mukwonago, WI 53149	5265	12/18/007	\$1,000.00
25.	Commonwealth Electric Co. of The Midwest 2050 E. 19 th Street Tucson, AZ 85719	5300	01/07/08	\$5,709.74
26.	Computer Philes, LLC 75 S. Gollob Road Tucson, AZ 85710	5142	12/05/07	\$403.71
27.	Contra Costa County Treasurer - Tax Collector Attn: Eric Moe P.O. Box 967 Martinez, CA 94553	5420	01/11/2008	\$3,303.25
28.	Contra Costa County Treasurer - Tax Collector Attn: Eric Moe P.O. Box 967 Martinez, CA 94553	5398	1/11/08	\$6,719.68
29.	Countrywide Bank David J. Nowaczewski 6 th Floor at Ford Field 1901 St. Antoine Street Detroit, MI 48226	5180	12/06/07	Unknown
30.	Crew Waits Brownlee & Berger 401 W. 89 th Street Kansas City, MO 64114	5233	12/10/07	\$1,755.00
31.	Robert A. Cucci 14375 W. Cameron Drive Surprise, AZ 85379	5270	12/14/07	\$1,823.25
32.	Dawson Resources PO Box 711503 Cincinnati, OH 45271-1503	5275	12/17/07	\$7,480.44
33.	Debt Acquisition Company of America V, LLC 1565 Hotel Circle South Suite 310 San Diego, CA 92108	5095	12/04/07	\$4,211.00

	Creditor Name	Claim Number	Date Filed	Total Amount Claimed
34.	Heidi A. Dengerink 16689 Trail Sky Circle Parker, CO 80134	5383	01/09/08	\$2,308.33
35.	Dearl Dixon 6700 Donnell Court Bakersfield, CA 93309	5251	12/17/07	\$0.00
36.	Jason M. Dorso 34 Old Farm Road. Terryville, CT 06786	4989	12/04/07	\$7,115.75
37.	John A. Doulette 5116 E. Calle Vista De Colores Tucson, AZ 85711	5167	12/05/07	\$3,287.67
38.	Karen Rae Ellis 7025 Battle Mountain Road Colorado Springs, CO 80922	5423	01/16/2008	\$171,511.00
39.	Elmer's Aquarium, Inc. 4005 Wm Penn Highway Monroeville, PA 15146	5272	12/28/07	\$64.20
40.	Susan English 333 W. Largura Drive Valparaiso, IN 46385	5294	12/28/07	\$2,400.00
41.	John W. Engvall 1112 E. La Quinta Drive Fresno, CA 93720	5182	12/06/07	\$8,638.97
42.	Equity Appraisal Services, Inc. 752 Cactus Court Millersville MD 21108	5221	12/09/07	\$4,025.00
43.	Equity Appraisal Services, Inc. 752 Cactus Court Millersville MD 21108	5222	12/09/07	\$4,025.00
44.	Equity Funding Corporation 19 North Court Street, Suite 203 Frederick, MD 21701	5422	01/16/2008	\$12,460.00
45.	Anass Abdulmunam Fellah 6181 N. Panorama Circle Tucson, AZ 85704	5376	01/10/08	\$1,375.00
46.	Jorge B. Fernandez 16236 Talboy Drive Springville, CA 93265	5177	12/06/07	\$10,950.00

	Creditor Name	Claim Number	Date Filed	Total Amount Claimed
47.	Celina B. Fickett 9271 N. Thrush Court Tucson, AZ 85742	5277	12/17/07	\$1,518.68
48.	First American Flood Data Svcs. 11902 Burnet Road, Suite 400 Austin, TX 78758-2902	5428	01/17/2008	\$198,540.00
49.	FMLC Mortgage LLC c/o HomeServices of America, Inc. Attn: Michael T. Brown 333 S. Seventh Street, 27 th Floor Minneapolis, MN 55402	5071	12/04/07	\$112,907.62
50.	Franklin County Ohio Treasurer 373 S. High Street 17 th Floor Columbus, OH 3215	5284	12/26/07	\$1,030.34
51.	Andrea Freeburg 1112 E. Laquinta Drive Fresno, CA 93720	5249	12/17/07	\$10,950.00
52.	Bevin Fulton 143 Riverwoods Lane Burnsville, MN 55337	5267	12/12/07	\$1,080.00
53.	Mary Louise Gaddis 1105 Station Club Drive Marietta, GA 30060	5088	12/04/07	\$1,280.22
54.	Tarin Gaddis 1842 Arindel Drive Carrollton, TX 75007	5176	12/04/07	\$1,803.00
55.	Randall Lejon Graham 9994 E. Rocky Vista Drive Tucson, AZ 85748	5226	12/10/07	\$1,320.00
56.	Charles M. Hairston Arlington Pointe Way Kennesaw, GA 30152	5414	01/11/2008	\$70,000.00