STATE OF MINNESOTA
COUNTY OF SCOTT

DISTRICT COURT
FIRST JUDICIAL DISTRICT

Master File No. 70-CV-08-5027

Additional File Nos. Impacted by Order:

70-CV-07-29606	70-CV-08-7040
70-CV-07-29610	70-CV-08-7042
70-CV-07-29800	70-CV-08-7053
70-CV-07-29849	70-CV-08-7054
70-CV-07-30188	70-CV-08-7058
70-CV-07-30191	70-CV-08-7062
70-CV-07-30210	70-CV-08-7065
70-CV-07-30217	70-CV-08-7071
70-CV-08-6942	70-CV-08-7074
70-CV-08-6960	70-CV-08-7075
70-CV-08-6973	70-CV-08-7076
70-CV-08-7004	70-CV-08-7069
70-CV-07-30232	

In re Parish Marketing and Development Corporation Mechanic's Lien Foreclosure Litigation

FILED
JUL 28 2008 A
SCOTT COUNTY COURTS

ORDER 10
Lifting Stay of Foreclosures

The above-entitled matter came before the Honorable Jerome B. Abrams, Judge of District Court, on July 1, 2008, at the Scott County Courthouse, Shakopee, Minnesota. Appearances were as noted on the record.

Shortly after the Mechanic's Lien Foreclosure cases were consolidated before this Court an order was entered, entitled Order Number 4, that stayed foreclosure sales for numerous properties encumbered by "end-loan mortgages." To the extent the properties were known, they were identified in Exhibit B, attached and incorporated into Order Number 4. This order prevented the Mortgage Lenders for the identified properties from completing foreclosure sales.

On July 1, 2008, the Court held a hearing to address, among other things, the Mortgage Lenders' request that the Court lift, dissolve, remove, cancel, or terminate the

stay previously entered. The Mortgage Lenders want to complete the foreclosure sales. The interested Contractors who are mechanic's lien claimants want the stay ordered by the Court to remain in full force and effect.

Based upon the all the files, records, arguments of counsel, and proceedings before it, this Court makes the following:

FINDINGS, CONCLUSIONS AND ORDER

1. Counsel for the "end-loan" Mortgage Lenders have represented to the Court and acknowledged to the Contractors, that to the extent valid mechanic's liens are established, mechanic's lien claimants will have a superior interest in the properties.
2. The stay previously entered by the Court in Order Number 4 is no longer necessary.
3. Therefore, the stay entered by this Court pursuant to Order Number 4 is hereby lifted, dissolved, removed, cancelled, and terminated and is no longer in force.

Dated: July 25, 2008

BY THE COURT:

Jerome B. Abrams
Judge of District Court