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February 2, 2010

***Via Hand Delivery***

Honorable Martin Glenn  
United States Bankruptcy Judge  
United States Bankruptcy Court  
One Bowling Green – Room 504  
New York, New York 10004

Re: *In re The 1031 Tax Group, et al.*, (Case No. 07-11448 (MG))  
*Adversary Proceedings Listed on Attached Schedule A*  
*Notice Regarding Status of Pretrial Conferences*

Dear Judge Glenn:

We represent Gerard A. McHale, Jr., P.A., as Liquidation Trustee for the 1031 Debtors Liquidation Trust (the “Trustee”) plaintiff in each of the adversary proceedings set forth on Schedule A attached hereto (collectively, the “Adversary Proceedings”). Please see attached **an updated** chart regarding the status of the pretrial conferences (the pretrial conferences scheduled in *McHale v. Scheriff*, Adv. Pro. 09-01191 and *McHale v. Voynovich* Adv. Pro. 09-01207) have been adjourned to March 16, 2010 at 10:00 a.m.

Respectfully submitted,

/s/ Dallas L. Albaugh

Dallas L. Albaugh

cc: Gregory Messer, Esq. (*Via E-mail*)  
Mr. Michael Voynovich (*Via E-mail*)

**Schedule A: Adversary Proceedings Commenced by Gerard A. McHale, Jr., P.A.,  
Liquidation Trustee for the 1031 Debtors Liquidation Trust**

<b>Name of Defendant</b>	<b>Adv. Docket No.</b>	<b>Pretrial Conferences Going Forward</b>	<b>Adjourned Pretrial Conference Date</b>
<b>David Kuns</b>	09-01189 (MG)	2/2/10, 10 a.m.	N/A
Barry J. Powlisken	09-01190 (MG)	Action Dismissed	N/A
Matthew Scheriff*	09-01191 (MG)		3/16/10, 10 a.m.
Cherie Embree*	09-01192 (MG)	Action Dismissed	N/A
Wendy Craft*	09-01193 (MG)		3/16/10, 10 a.m.
Gregory H. Busch*	09-01194 (MG)		3/16/10, 10 a.m.
Timothy Stephens*	09-01195 (MG)	Action Dismissed	N/A
<b>A.W. Perry, Inc.</b>	09-01199 (MG)	2/2/10, 10 a.m.	N/A
Brownstein Hyatt Farber Schreck, LLP*	09-01200 (MG)		3/16/10, 10 a.m.
<b>Protiviti, Inc. and PENTA Advisory Services</b>	09-01201 (MG)	2/2/10, 10 a.m.	N/A
CBS Coverage Group, Inc.	09-01202 (MG)	Action Dismissed	N/A
<b>Terracon Consultants, Inc.</b>	09-01203 (MG)	2/2/10, 10 a.m.	N/A
Jamieson Manufacturing Co.*	09-01204 (MG)	Action Dismissed	N/A
United States Automobile Association and USAA Federal Savings Bank*	09-01205 (MG)	2/2/10, 10 a.m.	N/A
Marketing Concepts, LLC a/k/a AIA/ Marketing Concepts, LLC*	09-01206 (MG)	2/2/10, 10 a.m.	N/A
Michael Voynovich and ElanUSA Group, Inc.*	09-01207 (MG)		3/16/10, 10 a.m.
<b>Whitworth Family Ltd.</b>	09-01208 (MG)	2/2/10, 10 a.m.	N/A
Alamo Fairgrounds, Ltd.	09-01209 (MG)	Action Dismissed	N/A
Whippoorwill Lake Campground, Inc.	09-01210 (MG)	Application for Default filed.	N/A
<b>Millennium Garfield, LLC</b>	09-01211 (MG)	2/2/10, 10 a.m.	N/A
<b>Shatkin Carmax Florida, LLC</b>	09-01212 (MG)	2/2/10, 10 a.m.	N/A
Burnham Center 8 LLC	09-01213 (MG)	Application for Default filed.	N/A
Naidip Capital, L.C.	09-01214 (MG)	Action Dismissed	N/A
<b>1-15 Hartsdale Ave. Corp.</b>	09-01215 (MG)	2/2/10, 10 a.m.	N/A
<b>KHR Holding Co., LLC</b>	09-01216 (MG)	2/2/10, 10 a.m.	N/A
Jeffrey Zacarias	09-01219 (MG)	Action Dismissed	N/A
Eric Perkins	09-01220 (MG)	Action Dismissed	N/A
<b>Brenton Fisher Paty+</b>	09-01221 (MG)		3/16/10, 10 a.m.
Robert A. O'Grady	09-01222 (MG)	Stayed by O'Grady's Chapter 7.	N/A
Roger O'Dell	09-01223 (MG)	Action Dismissed	N/A
Elizabeth A. McNamee	09-01224 (MG)	Action Dismissed	N/A
<b>Thomas D. Applewhite+</b>	09-01225 (MG)		3/16/10, 10 a.m.
Christopher Hactor	09-01226 (MG)	Action Dismissed	N/A
John H. Marzotto*	09-01227 (MG)		3/16/10, 10 a.m.
<b>John Cantrell+</b>	09-01228 (MG)		3/16/10, 10 a.m.
Roy Kenneth Herrera*	09-01229 (MG)	Action Dismissed	N/A
Aline Bolani	09-01230 (MG)	Action Dismissed	N/A

\*Resolved subject to documentation.

+Motions to Dismiss scheduled for March 16, 2010 at 10:00 a.m.