

MAY 05 2011

NO. D-1-GV-09-000007

At 1:39 M.  
Amalia Rodriguez-Mendoza, Clerk

THE STATE OF TEXAS

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IN THE DISTRICT COURT OF

VS.

TRAVIS COUNTY, TEXAS

SOUTHERN STAR TITLE  
COMPANY, LLC

53RD JUDICIAL DISTRICT

**AGREED ORDER ON FALCON INTERNATIONAL BANK'S  
MOTION TO DETERMINE EQUITY IN REAL ESTATE**

On this 5 day of ~~April~~ <sup>May</sup> 2011, the Court considered Intervenor Falcon International Bank's Motion to Determine Equity in Real Estate.

After reviewing the motion, the response thereto, the relevant pleadings and the applicable law, and taking into consideration the agreement between the parties, the Court ORDERS as follows:

The automatic stay provisions of TEX. INS. CODE ANN. § 443.008(c)(3) and (4) are hereby MODIFIED so as to allow for foreclosure by Falcon International Bank ("Falcon") on the real estate which is the subject of Falcon's motion (the "Real Estate"); conditioned that

Upon foreclosure of the subject Real Estate, if a third party is highest bidder at same, Falcon shall credit all sales proceeds realized by Falcon from the sale to the outstanding balance of the loan for which the Real Estate serves as collateral. If Falcon is the highest bidder upon foreclosure of the subject Real Estate, Falcon shall credit the outstanding balance of the loan for which the Real Estate serves as collateral by an amount no less than One Million One Hundred Seventy Nine Thousand Seven Hundred Fifty (\$1,179,750,00) Dollars, which is eighty two and a half (82.5%) percent of its fair market value as determined by Falcon's appraisals and as agreed to by the Receiver.


All other relief sought and not expressly granted herein is DENIED.

SIGNED this 5 day of ~~April~~<sup>May</sup>, 2011.

PROPER NOTICE GIVEN  
NO OBJECTION FILED.  
SUBMITTED

RECOMMENDED <sup>TR</sup>  
SIGNED ON 4 DAY OF May 2011

  
TOM COLLINS, RECEIVERSHIP SPECIAL MASTER

  
JUDGE PRESIDING

AGREED:



DANIEL RICHARDS  
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