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7 Counsel for Ronald Greenspan, as Trustee of the
8 Liquidating Trusts of PCHLI, PCFI and PCFC

9 **UNITED STATES BANKRUPTCY COURT**
10 **CENTRAL DISTRICT OF CALIFORNIA**
11 **LOS ANGELES DIVISION**

12 In re:
13 **PEOPLE'S CHOICE HOME LOAN,**
14 **INC., et al.,¹**
15 Debtors.

Case No. 2:12-bk-15811-RK
(Jointly Administered with 2:12-bk-16200-RK
and 2:12-bk-16201-RK)
(Transferred from 8:07-bk-10765-RK and Jointly
Administered with Case Nos. 8:07-10767-RK and
8:07-10772-RK)

Chapter 11

17 **ORDER SUSTAINING LIQUIDATING TRUSTS'**
18 **SEVENTH OMNIBUS MOTION FOR ORDER**
19 **DISALLOWING CLAIMS (CLAIMS SATISFIED**
20 **UNDER SALE OF LOAN ORIGINATION AND**
21 **SERVICING PLATFORMS)**

22 Claimants and Claim Numbers/Schedules:

23 NEC (Sch. F); Navision/Archerpoint (Sch. F); NCP
24 Solutions (Sch. F); SyncVoice Communications, Inc.
25 (Sch. F); Control Air Conditioning Service
26 Corporation (PCFC #7; PCFI #19; PCHLI #27);
27 Sungard Availability Service, LP (PCHLI # 124)

Date: June 26, 2012
Time: 2:30 p.m.
Place: Courtroom 1675, Roybal Building
255 East Temple Street
Los Angeles, CA 90012

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¹ The Debtors were People's Choice Home Loan, Inc., People's
Financial Corporation.



1 At the time and date set forth above, the Court held a hearing on the *Liquidating*
2 *Trusts' Seventh Omnibus Motion for Order Disallowing Claims (Claims Satisfied Under Sale of*
3 *Loan Origination and Servicing Platforms)* [Docket No. 2520] (the "Objection") filed by the PC
4 Trusts, by and through the Liquidating Trustee, seeking entry of an order (this "Order") disallowing
5 and expunging certain claims.

6 The Court considered the Objection and all related papers and documents, and the
7 statements made on the record. Appearances are noted in the record of the Court.

8 The Court has jurisdiction over this matter pursuant to sections 157 and 1334 of
9 Title 28 of the United States Code, and the Court finds that the form, scope and timing of notice of
10 the Objection was adequate under the circumstances of these cases.

11 Based upon the foregoing; and good and sufficient cause appearing therefor, it is
12 hereby:

13 **ORDERED that:**

14 1. The Objection is sustained with respect to the following claims and scheduled
15 amounts(the "Disallowed Claims") listed on Exhibit A to the Objection and identified on the listed
16 PCHLI or PCFC Schedules or the PCHLI, PCFI, or PCFC Claims Docket with the associated
17 numbers:

- 18 (a) PCHLI Schedule F – NEC scheduled for a \$2,097.22 general unsecured claim;
19 (b) PCFC Schedule F - NEC scheduled for a \$42,879.27 general unsecured claim
20 claim;
21 (c) PCFC Schedule F – Navision/Archerpoint scheduled for a \$6,650.00 general
22 unsecured claim;
23 (d) PCHLI Schedule F – NCP Solutions scheduled for a \$54,169.29 general
24 unsecured claim;
25 (e) PCHLI Schedule F – SyncVoice Communications, Inc. scheduled for a
26 \$5,250.00 general unsecured claim;
27 (f) PCFC Claim No. 7 [Control Air Conditioning Service Corporation]; a general
28 unsecured claim in the amount of \$482.50;

- 1 (g) PCFI Claim No. 19 [Control Air Conditioning Service Corporation]; a general
2 unsecured claim in the amount of \$482.50;
- 3 (h) PCHLI Claim No. 27 [Control Air Conditioning Service Corporation]; a
4 general unsecured claim in the amount of \$482.50; and
- 5 (i) PCHLI Claim No. 124 [Sungard Availability Service, LP]; a claim in the
6 amount of \$32,328.48 (comprised of a \$6,952.00 general unsecured claim and
7 a \$25,376.48 priority claim).

8 2. The Disallowed Claims are disallowed and expunged, in full on a final basis.
9 The claims dockets and schedules in the PCHLI, PCFC, and PCFI cases may be amended to reflect
10 such disallowance. The holders of such Disallowed Claims shall not be entitled to receive any
11 distribution on account of such Disallowed Claims or otherwise appear in these Cases in respect of
12 such Disallowed Claims.

13 3. The Liquidating Trustee, on behalf of the PC Trusts, retains all rights with
14 regard to the Disallowed Claims including the right: (a) to bring other and further objections to any
15 claim listed on Exhibit A to the Objection for any reason or to object to other and further claims of
16 any of the holders of claims subject to the Objection; and (b) to bring other legal action against any
17 holder of a claim subject to the Objection, including, without limitation, any avoidance actions under
18 applicable sections of the Bankruptcy Code or other applicable laws.

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24 DATED: June 29, 2012


United States Bankruptcy Judge

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:
Winston & Strawn LLP, 333 S. Grand Avenue, 38th Floor, Los Angeles, CA 90071

A true and correct copy of the foregoing document entitled (*specify*): **ORDER SUSTAINING LIQUIDATING TRUSTS' SEVENTH OMNIBUS MOTION FOR ORDER DISALLOWING CLAIMS (CLAIMS SATISFIED UNDER SALE OF LOAN ORIGINATION AND SERVICING PLATFORMS)** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On (*date*) _____, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

2. SERVED BY UNITED STATES MAIL:

On (*date*) _____, I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (*state method for each person or entity served*): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on **June 28, 2012**, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

Hon. Robert Kwan - Via Federal Express Mail
United States Bankruptcy Court
255 E. Temple Street, Suite 1682
Los Angeles, CA 90012

Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

<u>June 28, 2012</u>	<u>Linda daSilva</u>	<u>/s/ Linda daSilva</u>
<i>Date</i>	<i>Printed Name</i>	<i>Signature</i>

NOTICE OF ENTERED ORDER AND SERVICE LIST

Notice is given by the court that a judgment or order entitled (*specify*): **ORDER SUSTAINING LIQUIDATING TRUSTS' SEVENTH OMNIBUS MOTION FOR ORDER DISALLOWING CLAIMS (CLAIMS SATISFIED UNDER SALE OF LOAN ORIGINATION AND SERVICING PLATFORMS)** was entered on the date indicated as "Entered" on the first page of this judgment or order and will be served in the manner stated below:

1. **SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF)** - Pursuant to controlling General Orders and LBRs, the foregoing document was served on the following persons by the court via NEF and hyperlink to the judgment or order. As of **June 28, 2012**, the following persons are currently on the Electronic Mail Notice List for this bankruptcy case or adversary proceeding to receive NEF transmission at the email addresses stated below.

Office of the United States Trustee

Nancy S Goldenberg nancy.goldenberg@usdoj.gov
United States Trustee (SA) ustpreion16.sa.ecf@usdoj.gov

Liquidating Trustee

Ronald F Greenspan ron.greenspan@fticonsulting.com

Attorneys for Liquidating Trustee

Gregory A Martin gmartin@winston.com

Service information continued on attached page

2. **SERVED BY THE COURT VIA UNITED STATES MAIL:** A copy of this notice and a true copy of this judgment or order was sent by United States mail, first class, postage prepaid, to the following persons and/or entities at the addresses indicated below:

Debtor

People's Choice Home Loan, Inc.
c/o Matthew Kvarda Chief Restructuring
633 W. Fifth Street, Suite 2560
Los Angeles, CA 90071

Service information continued on attached page

3. **TO BE SERVED BY THE LODGING PARTY:** Within 72 hours after receipt of a copy of this judgment or order which bears an "Entered" stamp, the party lodging the judgment or order will serve a complete copy bearing an "Entered" stamp by United States mail, overnight mail, facsimile transmission or email and file a proof of service of the entered order on the following persons and/or entities at the addresses, facsimile transmission numbers, and/or email addresses stated below:

Service information continued on attached page

3. TO BE SERVED BY THE LODGING PARTY:

NEC Unified Solutions Inc.
Schedule F (People's Choice Home Loan, Inc.)
Amended Schedule F (People's Choice Financial
Corporation)

Officer, Director, or Managing Agent
NEC Unified Solutions Inc.
6535 N. State Highway 161
Irving, TX 75039

Registered Agent for Service of Process
- NEC Unified Solutions Inc.
c/o National Registered Agents, Inc.
1021 Main Street, Suite 1150
Houston, TX 77002

Officer, Director, or Managing Agent
NEC Unified Solutions Inc.
Lockbox - WEST
Dept. 100150
Pasadena, CA 91189

NCP Solutions
Schedule F (People's Choice Home Loan, Inc.)

NCP Solutions
Attn: Sid Stevens
8948 Western Way
Jacksonville, FL 32256

Officer, Director, or Managing Agent
NCP Solutions
8948 Western Way
Jacksonville, FL 32256

Officer, Director, or Managing Agent
NCP Solutions
5200 East Lake Boulevard
Birmingham, AL 35217

Registered Agent for Service of Process
- NCP Solutions
c/o CT Corporation System
1200 South Pine Island Road
Plantation, FL 33324

Officer, Director, or Managing Agent
NCP Solutions
P.O. Box 550665
Jacksonville, FL 32255-0665

Navision/Archerpoint LLC
Amended Schedule F (People's Choice Financial
Corporation)

Officer, Director, or Managing Agent
Navision / Archerpoint LLC
8001 Irvine Center Drive, Suite 400
Irvine, CA 92618

Registered Agent for Service of Process - Archerpoint LLC
c/o Gregory Kaupp
1041 Misty Meadow Circle
Corona, CA 92881

Officer, Director, or Managing Agent
Archerpoint LLC
One Meca Way
Norcross, GA 30093-2919

Sync Voice Communications LLC
Schedule F (People's Choice Home Loan, Inc.)

Officer, Director, or Managing Agent
Sync Voice Communications LLC
3152 Red Hill Avenue, Suite 230
Costa Mesa, CA 92626

Thomas Iwanski
Chief Financial Officer
Sync Voice Communications LLC
3152 Red Hill Avenue, Suite 230
Costa Mesa, CA 92626

Officer, Director, or Managing Agent
Sync Voice Communications LLC
5500 Bolsa Avenue, Suite 100
Huntington Beach, CA 92649

Control Air Conditioning Service Corporation
Proof of Claim #7 (People's Choice Financial Corporation)
Proof of Claim #19 (People's Choice Funding, Inc.)
Proof of Claim #27 (People's Choice Home Loan, Inc.)

Registered Agent
Kendrick G. Ellis
Control Air Conditioning Service Corporation
5200 East La Palma Avenue
Anaheim, CA 92807-2019

Officer, Director, or Managing Agent
Control Air Conditioning Service Corporation
5200 East La Palma Avenue
Anaheim, CA 92807-2019

Sungard Availability Service, LP
Proof of Claim #124 (People's Choice Home Loan, Inc.)

SunGard Availability Services LP
Attn: Maureen A. McGreevey, Esq.
680 East Swedesford Road
Wayne, PA 19087

Officer, Director, or Managing Agent
SunGard Availability Services LP
680 East Swedesford Road
Wayne, PA 19087