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9 for The Tulving Company, Inc.

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**UNITED STATES BANKRUPTCY COURT**  
**CENTRAL DISTRICT OF CALIFORNIA**  
**SANTA ANA DIVISION**

11 In re:  
12 THE TULVING COMPANY, INC., a  
13 California corporation,

14 Debtor.

Case No.: 8:14-bk-11492-ES

Chapter 7

**STIPULATION TO EXTEND DEADLINE FOR  
TRUSTEE TO FILE FINAL LIST OF  
VICTIMS AND LOSSES AND PROPOSED  
PLAN FOR LIQUIDATION OF SEIZED  
ITEMS AS SET FORTH IN THE ORDER FOR  
COORDINATION AGREEMENT FOR  
DISTRIBUTION OF SEIZED ITEMS FROM  
UNITED STATES TO BANKRUPTCY  
TRUSTEE AND FROM TRUSTEE TO  
VICTIMS**

**[DOCKET NO. 264]**

**TO THE HONORABLE ERITHE A. SMITH, UNITED STATES BANKRUPTCY JUDGE;  
THE OFFICE OF THE UNITED STATES TRUSTEE; THE DEBTOR; AND PARTIES  
WHO HAVE FILED A REQUEST FOR SPECIAL NOTICE PURSUANT TO  
BANKRUPTCY RULE 2002:**

This Stipulation is entered into by and among R. Todd Neilson, in his capacity as the duly appointed, authorized and acting chapter 7 trustee of the above captioned Debtor's estate (the "Trustee"), Hannes Tulving, Jr. ("Hannes Tulving"), The Tulving Company, Inc. ("Debtor") and Jill

PACHULSKI STANG ZIEHL & JONES LLP  
ATTORNEYS AT LAW  
LOS ANGELES, CALIFORNIA

1 W. Rose, Acting United States Attorney for the Western District of North Carolina (the  
2 “Government”) (collectively, the “Parties”), in reference to the following facts:

3  
4 **RECITALS**

5 **WHEREAS**, on July 22, 2015, this Court entered an *Order for Coordination Agreement for*  
6 *Distribution of Seized Items From United States to Bankruptcy Trustee And From Trustee to*  
7 *Victims* [Docket No. 264] (the “Order”);

8 **WHEREAS**, the Order at paragraph 4, page 5 states as follows:

9  
10 “4. The Parties and the Trustee agree that prompt payment to such  
11 Victims can best be achieved by (1) the Trustee proposing, on or  
12 before sixty days after the Coordination Agreement is signed by both  
13 the Bankruptcy Court and the District Court, in the form of an  
14 omnibus motion or other filed pleading sufficient for filing in court, a  
15 final list of Victims and losses to the Parties, to the Bankruptcy Court,  
16 and to the District Court and proposing a plan for liquidation of the  
17 Seized Items to the Bankruptcy Court and the District Court, including  
18 a plan for all disbursements of costs and expenses and all  
19 disbursements of Victims and (2) the Government, if it is in agreement  
20 with the Victim list and plan for liquidation, and if the Bankruptcy  
21 Court approves the plan for liquidation, turning over Seized Items to  
22 the Trustee in an amount sufficient, based on best estimates of  
23 appraised value of the Seized Items, to satisfy the payouts proposed by  
24 the Trustee as set forth herein. The Trustee agrees that he shall make  
25 every effort to prioritize payments to Victims over all other payments,  
26 except for reasonable costs and expenses of liquidation approved by  
27 the Bankruptcy Court to which the Parties do not object in writing.  
28 The Government reserves the right to decline to turn over Sized Items  
to the Trustee in the event that, in the Government’s sold discretion,  
any part of the plan set forth by the Trustee or any pending or  
anticipated litigation in the Bankruptcy Case is not, in light of all of  
the circumstances of the Bankruptcy Case and the Criminal Case,  
beneficial to prompt recovery for Victims.”

22 **WHEREAS**, the Trustee is in the process of developing the details of a plan for liquidation  
23 of the seized items but needs additional time to finalize such plan;

24 **WHEREAS**, the Trustee has requested and the other Parties have agreed to extend the  
25 deadline for the Trustee to file a final list of victims and losses and a plan for liquidation of the  
26 seized items by an additional sixty days;

27 **WHEREAS**, the Trustee and the defendants are entering into this stipulation to memorialize  
28 their agreement to extend the deadline set forth in the Order;



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Dated: September \_\_, 2015

HANNES TULVING, JR., IN HIS INDIVIDUAL CAPACITY AND AS AN AUTHORITIES SIGNATORY FOR THE TULVING CO., INC.

By: \_\_\_\_\_  
Hannes Tulving, Jr.


Dated: September \_\_, 2015

JAMES F. WYATT, ESQ.

By: \_\_\_\_\_  
Attorney for Hannes Tulving, Jr.  
Attorney for The Tulving Co., Inc.

Dated: September 21, 2015

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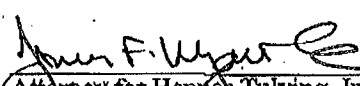
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