

1 Douglas D. Gerrard, Esq.  
Nevada Bar No. 4613  
2 James E. Shapiro, Esq.  
Nevada Bar No. 7907  
3 **GERRARD, COX & LARSEN**  
2450 St. Rose Pkwy., Suite 200  
4 Las Vegas, Nevada 89119  
(702) 796-4000  
5 Attorneys for Defendant Salvatore Reale

**E-FILED on March 7, 2007**

6 **UNITED STATES BANKRUPTCY COURT**

7 **DISTRICT OF NEVADA**

8 In re:  
USA COMMERCIAL MORTGAGE COMPANY,  
9 Debtor.

Bankruptcy Case No.

BK-S-06-10725-LBR  
BK-S-06-10726-LBR  
BK-S-06-10727-LBR  
BK-S-06-10728-LBR  
BK-S-06-10729-LBR

10 In re:  
USA CAPITAL REALTY ADVISORS, LLC,  
11 Debtor.

Chapter 11

12 In re:  
USA CAPITAL DIVERSIFIED TRUST DEED  
13 FUND, LLC,  
14 Debtor.

Jointly Administered Under  
BK-S-06-10725-LBR

15 In re:  
USA CAPITAL FIRST TRUST DEED FUND,  
16 LLC  
Debtor.

17 Affects:  
USA COMMERCIAL MORTGAGE COMPANY,  
18 Plaintiff

**Adversary Case No. 06-01251-LBR**

19 vs.

**DATE: 4/26/07**

20 SALVATORE REALE,

**TIME: 1:30 p.m.**

21 Defendant  
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23 **NOTICE OF HEARING RE: MOTION FOR SUMMARY JUDGMENT**

24 TO: ALL PARTIES IN INTEREST:

25 NOTICE IS HEREBY GIVEN that a MOTION FOR SUMMARY JUDGMENT was  
26 filed herein on the 7<sup>TH</sup> day of March, 2007, by GERRARD COX & LARSEN, Attorneys for  
27 Defendant Salvatore Reale. Any Opposition must be filed pursuant to Local Rule 9014(d)(1).

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1 NOTICE IS FURTHER GIVEN that if you do not want the court to grant the relief  
2 sought in the Motion, or if you want the court to consider your views on the Motion, then you  
3 must file an opposition with the court, and serve a copy on the person making the Motion *no*  
4 *later than 15 days* after the date of this Notice. If the hearing date has been set on less than  
5 15 days' notice, then the opposition must be filed and served *no later than 5 business days*  
6 before the hearing. The opposition must state your position, set forth all relevant facts and  
7 legal authority, and be supported by affidavits or declarations that conform to Local Rule  
8 9014(c).

9 If you object to the relief requested, you must file a **WRITTEN** response to  
10 this pleading with the court. You must also serve your written response on the  
11 person who sent you this notice

12 If you do not file a written response with the court, or if you do not serve your  
13 written response on the person who sent you this notice, then:

- 14 \* The court may refuse to allow you to speak at the scheduled hearing; and
- 15 \* The court may rule against you without formally calling the matter at the hearing.

16 NOTICE IS FURTHER GIVEN that the hearing on said Motion will be held before a  
17 United States Bankruptcy Judge, in the Foley Federal Building, Third Floor, 300 Las Vegas  
18 Blvd. South, Las Vegas, Nevada 89101 on the 26<sup>th</sup> day of April, 2006, at the hour of  
19 1:30 p.m.

20 DATED this 7<sup>th</sup> day of March, 2007.

21 GERRARD COX & LARSEN

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/s/ Douglas D. Gerrard, Esq.  
Douglas D. Gerrard, Esq.  
Nevada Bar No. 4613  
James E. Shapiro, Esq.  
Nevada Bar No. 7907  
2450 St. Rose Parkway, Suite 200  
Henderson, Nevada 89074  
Attorneys for Defendant Salvatore Reale