



Entered on Docket
September 15, 2006

Hon. Linda B. Riegle
United States Bankruptcy Judge

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Attorneys for Debtors

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:
USA COMMERCIAL MORTGAGE COMPANY,
Debtor.

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

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

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

In re:
USA SECURITIES, LLC,
Debtor.

Affects:
 All Debtors
 USA Commercial Mortgage Company
 USA Securities, LLC
 USA Capital Realty Advisors, LLC
 USA Capital Diversified Trust Deed Fund, LLC
 USA Capital First Trust Deed Fund, LLC

Case No. BK-S-06-10725 LBR
Case No. BK-S-06-10726 LBR
Case No. BK-S-06-10727 LBR
Case No. BK-S-06-10728 LBR
Case No. BK-S-06-10729 LBR

Chapter 11

Jointly Administered Under
Case No. BK-S-06-10725 LBR

**STIPULATED ORDER RE PROOFS OF
INTEREST
(AFFECTS USA CAPITAL DIVERSIFIED
TRUST DEED FUND, LLC and USA
CAPITAL FIRST TRUST DEED FUND,
LLC)**

Date: September 13, 2006
Time: 9:30 a.m.

1 Upon the Stipulation of the Debtors and Official Committee of Equity Security Holders of
2 USA Capital Diversified Trust Deed Fund, LLC (“Diversified Fund”) and Official Committee of
3 Equity Security Holders of USA Capital First Trust Deed Fund LLC (“First Fund”), and pursuant
4 to Bankruptcy Rule 3003(b)(2), and good cause appearing, it is

5 ORDERED AS FOLLOWS:

6 1. The list of members with interests in the Diversified Fund and First Fund provided
7 by the Debtors to BMC Group, the Court-approved noticing agent, shall be deemed the list of
8 equity security holders filed pursuant to Bankruptcy Rule 1007(a)(3), and shall constitute *prima*
9 *facie* evidence of the validity and amount of the equity security interests.

10 2. Each holder of such interest shall be given notice of the Debtor in which it has an
11 interest and the amount of such interest and, if applicable, whether that interest is alleged to be
12 disputed or contingent.

13 3. It shall not be necessary for the holders of such interests to file a proof of interest.

14 4. The holders of such interests shall be deemed to have filed a proof of interest in the
15 amount shown on the list.

16 Submitted by:
17 RAY QUINNEY & NEBEKER P.C. and
18 SCHWARTZER & MCPHERSON LAW FIRM

19 By: /s/Lenard E. Schwartzer
20 LENARD E. SCHWARTZER, ESQ.
Attorneys for Debtor and Debtor-In-Possession

21 Approved/Disapproved by:
22 ORRICK, HERRINGTON & SUTCLIFFE LLP
and BECKLEY SINGLETON, CHTD.

23 By: [Signature]
24 MARC A. LEVINSON, ESQ.
25 LYNN TRINKA ERNCE, ESQ.
26 ANNE M. LORADITCH, ESQ.
27 BOB L. OLSON, ESQ.
*Counsel for the Official Committee of
Equity Security Holders of USA Capital
Diversified Trust Deed Fund, LLC*

Approved/Disapproved by:
STUTMAN TREISTER & GLATT, P.C. and
SHEA & CARLYON, LTD.

By: _____
EVE KARASIK, ESQ.
CHRISTINE PAJAK, ESQ.
CANDACE C. CARLYON, ESQ.
*Counsel for the Official Committee of
Equity Security Holders of USA Capital
First Trust Deed Fund LLC*

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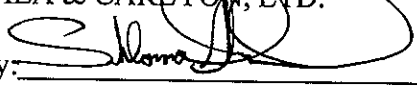
16 Submitted by:
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18 SCHWARTZER & MCPHERSON LAW FIRM

19 By: /s/Lenard E. Schwartzer
20 LENARD E. SCHWARTZER, ESQ.
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