

1 PRESTON DuFAUCHARD  
California Corporations Commissioner  
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7 Attorneys for Party in Interest  
CALIFORNIA CORPORATIONS COMMISSIONER  
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9 SUPERIOR COURT OF CALIFORNIA

10 COUNTY OF SAN LUIS OBISPO

11	CENTENNIAL LIVESTOCK, a partnership;	)	Case No. CV080534
12	JOHN BELL and SHERRI BELL, a married	)	
13	Couple; DONALD BUNDREN and JANET	)	NOTICE OF JOINDER IN
14	BUNDREN, individually and as Trustees of the	)	PLAINTIFF'S APPLICATION
15	Donald and Janet Bundren Revocable Trust	)	FOR APPOINTMENT OF A
16	Dated August 19, 1988; TED ENGELHARDT	)	RECEIVER
17	And BARBARA ENGELHARDT, individually	)	
18	And as Trustees of the Engelhardt Family Trust	)	
19	Dated November 17, 2005; GAIL	)	
20	MARSHALL ARNOLD, an individual	)	Assigned Judge: Hon. Barry T. LaBarbera
21		)	
22	Plaintiffs,	)	
23		)	DATE: July 22, 2008
24	v.	)	TIME: 9:00 a.m.
25		)	DEPT.: 2
26	ESTATE FINANCIAL, INC., a California	)	
27	Corporation; KAREN GUTH, an individual;	)	
28	JOSHUA YAGUDA, an individual; and DOES	)	
	1 through 100,	)	
		)	
	Defendants.	)	
		)	

23 The California Corporations Commissioner ("Commissioner"), acting on behalf of the  
24 People of the State of California, seeks leave of this Court to file this Notice of Joinder In Plaintiff's  
25 Application For Appointment Of A Receiver. On July 22, 2008 this Court set an Order to Show  
26 Cause hearing to address why a receiver should not be appointed for the Estate Financial Mortgage  
27 Fund, LLC and why a preliminary injunction should not issue to prevent Estate Financial, Inc.,  
28 Karen Guth, and Joshua Yaguda from further removing, transferring, assigning, encumbering, or

1 otherwise disposing of any assets of the Estate Financial Mortgage Fund.

2 Having reviewed the present motion brought by Plaintiff's, CENTENNIAL LIVESTOCK, a  
3 partnership; JOHN BELL and SHERRI BELL, a married Couple; DONALD BUNDREN and  
4 JANET BUNDREN, individually and as Trustees of the Donald and Janet Bundren Revocable Trust  
5 Dated August 19, 1988; TED ENGELHARDT And BARBARA ENGELHARDT, individually and  
6 as Trustees of the Engelhardt Family Trust Dated November 17, 2005; GAIL MARSHALL  
7 ARNOLD, an individual, the Commissioner, acting on behalf of the People of the State of  
8 California, joins in the Plaintiff's Application for Appointment of a Receiver to take possession of  
9 the books, records, accounts and assets of Estate Financial Mortgage Fund, LLC ("Fund") and to  
10 provide an independent and objective accounting of the Fund assets and amounts owed by  
11 Defendants and their affiliates to the Fund, and that Defendants be ordered to cooperate with the  
12 receiver, and turn over to the receiver all books, records, accounts and assets of the Fund.

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14  
15 In considering the Fund's present financial status, and for the reasons set forth in the  
16 Commissioner's Accusation filed on April 28, 2008 and the Order Revoking The Effectiveness of  
17 Permit filed on May 28, 2008 (attached as Exhibit A, filed herewith), the Commissioner is of the  
18 opinion that the appointment of a receiver is in the best interests of creditors, Fund members, and the  
19 People of the State of California.  
20

21 Accordingly, the Commissioner recommends that the Court issue an order appointing a  
22 receiver for Estate Financial Mortgage Fund, LLC.

23 Dated: June 26, 2008, at Sacramento, California.

24  
25 PRESTON DuFAUCHARD  
California Corporations Commissioner

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27 By: \_\_\_\_\_  
MARY ANN SMITH  
Attorney for California Corporations Commissioner  
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