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5 Attorneys for Petitioner and Plaintiff
6 NATIONAL CITY MORTGAGE CO.

7
8 SUPERIOR COURT OF THE STATE OF CALIFORNIA
9 FOR THE COUNTY OF SACRAMENTO

10 NATIONAL CITY MORTGAGE CO.,
11 Petitioner and Plaintiff,

12 v.

13 WILLIAM P. WOOD, in his official capacity as
the Commissioner of the California Department of
14 Corporations,
15 Respondent and Defendant.

Case No. 04CS00306

**NOTICE OF ENTRY OF ORDER
GRANTING NATIONAL CITY
MORTGAGE CO.'S MOTION FOR ORDER
LIFTING STAY OF PROCEEDINGS FOR
LIMITED PURPOSE OF RULING ON
LICENSE REVOCATION ORDER AND
STAYING LICENSE REVOCATION
DECISION AND ORDER**

Date: March 7, 2005
Time: 9:00 a.m.
Dept.: 25
Judge: Hon. Raymond M. Cadei

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1 TO EACH PARTY AND ATTORNEY OF RECORD IN THIS ACTION:

2 PLEASE TAKE NOTICE THAT, on April 4, 2005, the Court entered an Order on National
3 City Mortgage Co.'s Motion For Order Lifting Stay Of Proceedings For Limited Purpose Of Ruling
4 On Motion To Stay License Revocation Order And Staying License Revocation Decision And Order,
5 a true and correct copy of which is attached as Exhibit A.

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Respectfully submitted,

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KIRKPATRICK & LOCKHART
NICHOLSON GRAHAM LLP

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Date: April 6, 2005

By: _____

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Edward P. Spogster
Dylan B. Carp

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Attorneys for Petitioner and Plaintiff
NATIONAL CITY MORTGAGE CO.

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EXHIBIT A

COPY

ENDORSED
NPT 3-28
APR - 4 2005
By C. Miller, Deputy

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9 NATIONAL CITY MORTGAGE CO.

10 SUPERIOR COURT OF THE STATE OF CALIFORNIA
11 FOR THE COUNTY OF SACRAMENTO

12 NATIONAL CITY MORTGAGE CO.,

Case No. 04CS00306

13 Petitioner and Plaintiff,

ORDER GRANTING NATIONAL CITY
MORTGAGE CO.'S MOTION FOR ORDER
LIFTING STAY OF PROCEEDINGS FOR
LIMITED PURPOSE OF RULING ON
MOTION TO STAY LICENSE
REVOCATION ORDER AND STAYING
LICENSE REVOCATION DECISION AND
ORDER

14 v.

15 WILLIAM P. WOOD, in his official capacity as
16 the Commissioner of the California Department of
17 Corporations,

18 Respondent and Defendant.

Date: March 7, 2005
Time: 9:00 a.m.
Dept.: 25
Judge: Hon. Raymond M. Cadei

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20 The above matter was set for hearing before the Honorable Raymond M. Cadei on March 7,
21 2005 at 9:00 a.m. in Department 25, on Petitioner and Plaintiff National City Mortgage Co.'s Motion
22 For Order Lifting Stay Of Proceedings For Limited Purpose Of Ruling On And Granting Motion To
23 Stay Revocation Order; Or In The Alternative For Order Lifting Stay Of Proceedings And Ruling On
24 And Granting Motion For Peremptory Writ Of Mandamus.

25 After considering the briefs submitted by the parties and oral argument by counsel,

26 IT IS HEREBY ORDERED THAT the Motion is GRANTED. (1) The stay of proceedings in
27 this action is lifted for the limited purpose of ruling on National City Mortgage Co.'s motion to stay
28 the license revocation order. (2) Respondent and Defendant William P. Wood's Decision and Order

1 of February 10, 2004, in the administrative proceeding titled In the Matter of the Accusation of The
2 California Corporations Commissioner v. National City Mortgage Company, OAH No.
3 N2003050833 is hereby STAYED, under Code of Civil Procedure Section 1094.5(g), pending further
4 order of this Court.

5 DATED this 25 day of Mar, 2005.

~~RAYMOND M. CADEI~~
RAYMOND M. CADEI
Hon. Raymond M. Cadei
Judge, Sacramento County Superior Court

6 25 MAR 2005

8 APPROVED AS TO FORM:

9 Dated: March 18, 2005

Kimberly L. Gauthier, Esq.
Counsel for Respondent William P. Wood

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1 PROOF OF SERVICE

2 STATE OF CALIFORNIA, CITY AND COUNTY OF SAN FRANCISCO

3 I am employed in the county of San Francisco, State of California. I am over the age
4 of 18 and not a party to the within action; my business address is Kirkpatrick & Lockhart
Nicholson Graham LLP, 4 Embarcadero Center, 10th Floor, San Francisco, California
5 94111.

6 On April 7, 2005, I served the foregoing document(s):

7 **NOTICE OF ENTRY OF ORDER GRANTING NATIONAL CITY MORTGAGE CO.'S**
8 **MOTION FOR ORDER LIFTING STAY OF PROCEEDINGS FOR LIMITED PURPOSE**
9 **OF RULING ON LICENSE REVOCATION ORDER AND STAYING LICENSE**
10 **REVOCATION DECISION AND ORDER**

11 together with an unsigned copy of this declaration, on all interested parties in this action by
12 placing a true copy thereof enclosed in a sealed envelope(s) addressed and sent as follows:

13 **Kimberly L. Gauthier**
14 **Sr. Corporations Counsel**
15 **Corporations Counsel**
16 **Department of Corporations**
17 **1515 K Street, Suite 200**
18 **Sacramento, CA 95814**

19 **BY MAIL (By Following Office Business Practice):** I am readily familiar with this
20 firm's practice of collection and processing correspondence for mailing. It is
21 deposited with the U.S. Postal Service on that same day in the ordinary course of
22 business. I placed such envelope(s) for collection and mailing on that date following
23 ordinary business practice.

24 **BY FEDERAL EXPRESS:** I deposited such envelope in a box or other facility
25 regularly maintained by Federal Express, an express service carrier, or delivered to a
26 courier or driver authorized by said express service carrier to receive documents in
27 an envelope designated by the said express service carrier, addressed as above,
28 with delivery fees paid or provided for, to be transmitted by Federal Express.

I declare under penalty of perjury under the laws of the State of California that the
above is true and correct.

Executed on April 7, 2005, at San Francisco, California.

Lisa Engelken

PROOF OF SERVICE