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7 Attorneys for
THOMAS A. SEAMAN, RECEIVER

8 UNITED STATES DISTRICT COURT

9 CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

10 SECURITIES AND EXCHANGE
COMMISSION,

11 Plaintiff,

12 v.

13 LAMBERT VANDER TUIG (a/k/a/
14 LAMBERT VANDER TAG a/k/a
DEAN I. VANDER TAG), THE
15 CAROLINA DEVELOPMENT
COMPANY, INC. (a/k/a THE
16 CAROLINA COMPANY AT
PINEHURST, INC.), AND
17 JONATHAN CARMAN,

18 Defendants.

Case No. SACV06-172AHS(MLGx)

Complaint Filed: February 16, 2006

**NOTICE OF FIRST INTERIM FEE
APPLICATION OF NELSON
MULLINS RILEY &
SCARBOROUGH, LLP**

[First Interim Fee Application of Nelson
Mullins Riley & Scarborough and
Proposed Order filed concurrently
herewith]

Hearing:

Date: February 25, 2008

Time: 10:00 a.m.

Place: Courtroom 10A
411 W. Fourth Street
Santa Ana, California

1 PLEASE TAKE NOTICE THAT on February 25, 2008 at 10:00 a.m. in
2 Courtroom 10A of the United States District Court for the Central District of
3 California, Southern Division, located at 411 West Fourth Street, Santa Ana,
4 California 92701 (the "Court"), the First Interim Fee Application of Nelson Mullins
5 Riley & Scarborough, LLP will be heard for compensation for services performed
6 and costs incurred in connection with The Carolina Development Company, Inc.
7 Receivership. The First Interim Fee Application seeks compensation for fees and
8 reimbursement for costs incurred from May 8, 2007 through October 31, 2007 in the
9 amount of Five Thousand Ninety-Nine and No/100 Dollars (5,099.00).

10 PLEASE TAKE FURTHER NOTICE THAT in accordance with Local
11 Rule 7-9, any objections to the Fee Application must be filed with the Court not
12 later than fourteen (14) days before the date designated for the hearing of the motion
13 as well as served on Sheppard, Mullin, Richter & Hampton, 650 Town Center
14 Drive, Fourth Floor, Costa Mesa, California 92626, Attention: Michael A. Wallin.

15 Copies of the above-mentioned Fee Application is available at
16 www.carolinareceivership.com. If you lack access to the internet, a copy the
17 application can also be obtained by written request to Sheppard, Mullin, Richter &
18 Hampton, 650 Town Center Drive, Fourth Floor, Costa Mesa, California 92626,
19 Attention: Michael A. Wallin.

20 Dated: January 16, 2008

21 NELSON MULLINS RILEY &
22 SCARBOROUGH, LLP

23 */s/ Joseph S. Dowdy*

24 By _____

25 JOSEPH S. DOWDY
26 Counsel for Receiver
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PROOF OF SERVICE

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I, the undersigned, declare that I am, and was at the time of service of the papers herein referred to, employed in the County of Orange; over the age of eighteen years and not a party to the within entitled action or proceeding. My business address is 650 Town Center Drive, 4th Floor, Costa Mesa, California 92626-1993.

On **January 18, 2008**, I served the following document described as **NOTICE OF FIRST INTERIM FEE APPLICATION OF NELSON MULLINS RILEY & SCARBOROUGH, LLP** on the interested party(ies) in this action by placing true copies/ originals thereof enclosed in sealed envelopes and/or packages addressed as follows:

SEE ATTACHED SERVICE LIST

- BY MAIL:** I am “readily familiar” with the firm’s practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. postal service on that same day with postage thereon fully prepaid at Costa Mesa, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.
- BY FACSIMILE:** I served said document(s) to be transmitted by facsimile pursuant to Rule 2008 of the California Rules of Court. The telephone number of the sending facsimile machine was 714-513-5130. The name(s) and facsimile machine telephone number(s) of the person(s) served are set forth in the service list. The sending facsimile machine (or the machine used to forward the facsimile) issued a transmission report confirming that the transmission was complete and without error. Pursuant to Rule 2.306(g)(4), a copy of that report is attached to this declaration.
- BY OVERNIGHT DELIVERY:** I served such envelope or package to be delivered on the same day to an authorized courier or driver authorized by the overnight service carrier to receive documents, in an envelope or package designated by the overnight service carrier.
- FEDERAL:** I declare that I am employed in the office of a member of the bar of this Court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on **January 18, 2008**, at Costa Mesa, California.

/s/ Margaret N. Manns
Margaret N. Manns

SERVICE LIST

SACV06-172AHS(MLGx)

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Jonathan Charles Carman 22335 Carminto Arroyo Seco Laguna Hills, California 92653 Telephone: (714) 742-4272	In Pro Per
James Bastian, Esq. Marshack, Shulman, Hodges & Bastian 26632 Town Center Dr., Ste. 300 Foothill Ranch, CA 92610 Telephone: (949) 340-3400 Facsimile: (949) 340-3000	Attorneys for Certain Investors