## Exhibit B

## FILED DISTRICT COURT Third Judicial District

FEB 2 6 2009

**BALT LAKE COUNTY** 

Deputy Clerk

David M Wahlquist (Bar No. 3349) Rod N. Andreason (Bar No. 8853) KIRTON & McCONKIE 1800 Eagle Gate Tower

60 East South Temple P.O. Box 45120

Salt Lake City, Utah 84145-0120

Telephone: (801) 328-3600 dwahlquist@kmclaw.com

randreason@kmclaw.com FER 19 2009

Attorneys for Plaintiffs Fairstar Resources Ltd and Goldlaw Pty Ltd

458161

255 5468

FEB 2 6 2009

IN THE

080916464 AMERICAN INSTITUTIONAL PAR

FAIRSTAR RESOURCE

GOLDLAW PTY LTD,

Plaintiffs,

v.

AMERICAN INSTITUTIONAL PARTNERS, LLC; AIP LENDING, LLC; and MARK ROBBINS.

Defendants.

MOTION AND ORDER IN SUPPLEMENTAL PROCEEDINGS

(American Institutional Partners, LLC)

Civil No. 080916464

Judge Sandra N. Peuler

## MOTION FOR SUPPLEMENTAL ORDER

Plaintiffs Fairstar Resources Ltd and Goldlaw Pty Ltd, by and through counsel, hereby represent to the Court that on November 24, 2008, this Court entered judgment in their favor and against Defendants American Institutional Partners, LLC, AIP Lending, LLC, and Mark Robbins in the amount of Two Million Two Hundred Ninety-Six Thousand Six Hundred Fifty-One Dollars and Thirty-Eight Cents (\$2,296,651.38) plus interest thereon at the legal rate from

November 21, 2008 until paid in full, as well as attorney fees and costs incurred in collection of said judgment, and that Defendants have failed to satisfy this judgment.

Upon the foregoing grounds, Plaintiffs hereby move the Court pursuant to Rule 64(c)(2) and (c)(3) of the Utah Rules of Civil Procedure to issue the attached order requiring Defendant American Institutional Partners, LLC to appear before the Court at a specific time and place to answer concerning its property and to produce any and all documentation related to any and all of its assets.

The documents that shall be produced by Defendant American Institutional Partners, LLC include, but are not limited to, bank account numbers, bank statements, titles or deeds to real or personal property, local state and federal tax returns, mutual fund statements, retirement accounts, stocks, bonds, or insurance policies, and business interests or memberships, plus any and all other documentation of any assets or income.

DATED this May of February, 2009.

KIRTON & McCONKIE

David M. Wahlquist Rod N. Andreason Attorneys for Plaintiffs

## SUPPLEMENTAL ORDER

Upon motion of counsel for Plaintiffs Fairstar Resources Ltd and Goldlaw Pty Ltd, and for good cause appearing therefrom:

appear at the Third Judicial District Court, Salt Lake County, at 450 South State Street, Salt Lake Tuesday Warch 3
City, Utah, 846114 on Hurshay, FEBRUARY 26, 2009 at 2:00 P.m.,
Courtroom W-32, to answer concerning their property and provide documentation as requested in Plaintiffs' Motion and Order in Supplemental Proceedings. If Defendant American Institutional Partners, LLC fails to appear at this examination, it may be deemed in contempt of court, and an arrest warrant may be issued and/or appropriate sanctions imposed by the Court.

IT IS FURTHER ORDERED that Defendants may not dispose of any non-exempt property owned by them pending this examination.

MADE AND ENTERED this 17 day of February, 2009.

BY THE COURT:

Third District Court Judge

Service shall be made personally on

Defendant American-Institutional Partners, LLC at:

Jeffrey.M. Jones

Registered Agent, American Institutional Partners, LLC

Durham Jones & Pinegar

111 East Broadway, #900

Salt Lake City, Utah 84111

FAX NO. 8012555714

P. 03

cet #458603

CONSTABLES RETURN

Case/Judge: 080916464 SNP AMERICAN INSTITUTIONAL

I, ORSON MADSEN

ig first duly sworn on oath and say: I am a duly appointed Deputy Constable, SALT LAKE County, State of UT, a citizen of the ted States over the age of 21 years at the time of service herein, and not a part of or interested in the within action.

I received the within and hereto annexed,
MOTION AND ORDER IN SUPPLEMENTAL PROCEEDINGS

February 26, 2009 and served the same upon AMERICAN INSTITUTIONAL PARTNERS, LLC

within named Defendant in said article(s) by serving a true copy of said article(s) for the defendant with

JEFFREY M. JONES (ATTORNEY)
person of sultable age and discretion there residing at
111 EAST 300 SOUTH #900, SALT LAKE CITY
is/her usual place of BUSINESS.

on February 26, 2009

further certify that at the time of service of the said article(s), I endorsed the date and place of service and added my name and official title thereto.

on February 26, 2009

Deputy

SL 802

ROBERT J. REITZ, CONSTABLE, SALT LAKE County 7026 SOUTH COMMERCE PARK DR. SUITE 1-B, MIDVALE, UT 84047, 801-265-5468

SERVICE CHARGES:

15,00

TOTAL CHARGES:

\$15 00

NOTES

SAL) LAKE USIARTHENT BY DEPUTY CLERK

09 FEB 26 PM 4:35

THIST DISTRICT COURT

. . . .