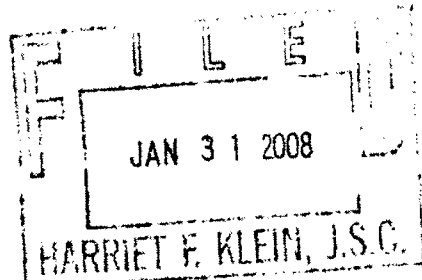


PREPARED BY THE COURT



MTGLQ INVESTORS, L.P., :

Plaintiff, :

vs. :

RUSSELL JAMES, et als., :

Defendants. :

SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION-ESSEX COUNTY
DOCKET NO.: F-8257-07

Civil Action

ORDER

THIS MATTER having been opened to the Court at a conference held on January 31, 2008, and it appearing that a case management conference was held on August 15, 2007 in which a discovery deadline of November 30, 2007, was set and a trial date of February 25, 2008 was scheduled, and it further appearing that Defendant has served two requests for production of documents and a request for admissions, the time for response to which has expired and no extension of time was sought, and good cause having been shown,

IT IS on this 31st day of January, 2008,

ORDERED, that the Complaint be and is hereby dismissed without prejudice for failure to provide discovery, pursuant to R. 4:23-5(a) (1).

HARRIET F. KLEIN, J.S.C.