

MAY 17 2004

UNITED STATES BANKRUPTCY COURT
District of Idaho

REC'D.
 CAMERON S. BURKE
 CLERK IDAHO

DATE	5.17.04	CASE NO: 03-21652 ✓ 04-6098
CASE NAME	Lindsay, Gerald	
PRESIDING JUDGE	Elsaesser vs Ioanc	
NATURE OF PROCEEDINGS	Terry L. Myers	
	✓	1) Trustee's Motion to Amend Voluntary Petition
	✓	2) Trustee's Motion for Turnover of Mail
	✓	3) Trustee's Motion for Turnover of Property
	✓	4) Trustee's Motion to Compel
	✓	5) Motion to Withdraw as Counsel - James Siebe
		6) Motion for Preliminary Injunction as to Nevak Mining

APPEARANCES

- Britan Groom - counsel for Debtor
- Warren Derbidge - counsel for IRS
- James Siebe - counsel for Searchlight Trust, Mountain Property Management & Trust, National Holding Trust, Equitable Financial Services, Mud Creek Mining Inc, Candle Mountain Mining Company Inc & River Mountain Ranch
- Dan Radakovich - counsel for Boyd Hopkins, Julie Fowler & H F Livestock Company
- Stephen McCrea - counsel for Nevak Mining
- Barry McHugh - counsel for Trustee
- Ford Elsaesser - Trustee



Randy French
 Courtroom Deputy

REPORT OF PROCEEDINGS

1) Trustee's Motion to Amend Voluntary Petition.

Motion WITHDRAWN.

2) Trustee's Motion for Turnover of Mail

After argument, motion GRANTED as it pertains to mail of the Debtors, Searchlight Trust and River Mountain Ranch.

Order forthcoming.

3) Trustee's Motion for Turnover of Property.

Gerald Lindsey & Julie Fowler sworn and examined for Trustee.

After argument motion GRANTED. Court finds that the Trustee is entitled to the combination to the security gate and the Debtor will provide it to the Trustee. Trustee to be allowed access to the property for purpose of inspection, inventory & to monitor property to insure that the preliminary injunction is being enforced.

4) Trustee's Motion to Compel.

Parties represent that the matter has been resolved by way of stipulation.

Order forthcoming.

5) Motion to Withdraw as Counsel - James Siebe.

After argument, motion GRANTED.

Order forthcoming and is to be served on all entities Mr Siebe purported to represent in earlier pleadings.

6) Final Hearing on Prelim Injunction as to Nevak Mining.

Stipulated agreement has been reached.

Agreement to be noticed for approval of the Court.

Randy French
Courtroom Deputy