

JOSEPH MANZEK, JR.,
Plaintiff

v.


BRIAN MANZEK and
MARCIA BALDWIN
Defendants

: IN THE COURT OF COMMON PLEAS OF
: SUSQUEHANNA COUNTY, PENNSYLVANIA
:
: CIVIL ACTION LAW
: NO. 2009-349-CP
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ORDER

AND NOW this 4~~th~~ day of April, 2013, the duly appointed Liquidating Receiver of Manzek Land Company, Drake D. Nicholas, is ordered and shall have full authority to liquidate all remaining assets of Manzek Land Company, inclusive of all real estate and oil and gas rights appurtenant thereto, at public or private sale and in a manner the Liquidating Receiver deems appropriate, and in accordance with such liquidation, the Receiver is authorized: (i) to satisfy all current administrative costs and expenses and liabilities of Manzek Land Company as set forth on Schedule "A" hereto; and (ii) to satisfy all future administrative costs and expenses and liabilities incurred in accordance with the final liquidation of the Company and to complete the winding up of the Company's affairs and the distribution of any surplus assets to the Company's shareholders after paying or providing for all liabilities of the Company. The Receiver is further ordered to complete the final liquidation of the Company's pension plan assets.

BY THE COURT:


KENNETH W. SEAMANS, P.J.

FILED
SUSQUEHANNA COUNTY
2013 APR 4 PM 1:13
PROCLAMATORY

2/4/13 Copy attys Keyhart, Schaub, Zebowicz, Nicholas

JOSEPH MANZEK, JR.

VS.

BRIAN MANZEK AND
MARCIA BALDWIN

: IN THE COURT OF COMMON PLEAS

: SUSQUEHANNA COUNTY, PENNA.

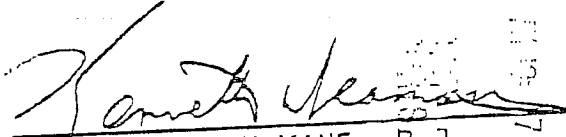
: NO. 2009-349-CP

O R D E R

NOW TO WIT, this 13th day of May 2009, this matter having come before the Court pursuant to a petition, and the parties being present with their respective counsel, and having given their asset before the open Court, it is hereby ordered that Drake P. Nicholas be appointed as receiver for the Manzek Land Company, with all the powers as provided by law and a requirement of any future order as may be executed by this Court.

It is further ordered that this matter be set down for further hearing to be held on July 10th, 2009, commencing at 2:00 p.m.

BY THE COURT:


KENNETH W. SEAMANS, P.J.

FILED
JUL 13 2009
CLERK OF COURT
SUSQUEHANNA COUNTY

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JOSEPH MANZEK, JR.,

Plaintiff

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SUSQUEHANNA COUNTY
2009 JUL 10 PM 3:32
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CLERK OF COURTS

ORDER

AND NOW this 10th day of July, 2009, the Court hereby clarifies its May 13, 2009 Order appointing Drake D. Nicholas, Esquire (the "Receiver"), as receiver for the Manzek Land Company (the "Company") as follows:

1. The Receiver is appointed pursuant to 15 Pa.C.S.A. § 1985 relating to liquidating receivers.
2. The Company's shareholders, employees, professionals and consultants shall turn over to the Receiver all records of the Company within 10 days of the date of this Order. The Receiver may house possession of such Company records at a safe and secure location of his choosing.
3. No party other than Receiver shall be authorized to make any disbursements from accounts of the Company, transfer any assets of the Company, engage any employees, consultants or professionals on behalf of the Company or transact any business on behalf of the Company.

4. The Receiver shall be provided with reasonable time within which to obtain appraisals of all Company assets and to recommend to the Court a plan of liquidation regarding the assets of the Company.

5. Upon approval of Receiver's plan of liquidation by the Court, the Receiver is authorized to take any and all actions necessary to liquidate the Company, including, but not limited to, selling the assets of the Company, authorizing all disbursements from Company accounts, authorizing the payment of expenses of the Company, authorizing the defense and or prosecution of any claims on behalf of the Company and transferring title to properties.

6. Prior to and subsequent to the approval of a plan of liquidation by the Court, as submitted by the Receiver, the Receiver is authorized to engage such professionals as he deems necessary and appropriate to discharge his duties and responsibilities, including, but not limited to, the engagement of qualified appraisers, valuers, accountants, auctioneers and legal counsel.

7. Prior to and subsequent to the approval of a plan of liquidation by the Court, as submitted by the Receiver, the Receiver is authorized to liquidate Company assets, in his discretion, in order to assure payment of the Receiver's fees and expenses and the fees and expenses of all professionals engaged by the Receiver.

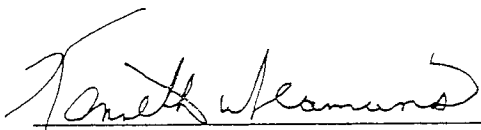
8. The Receiver shall submit monthly statements of his time and expenses to the Court for approval prior to payment by the Company. The Company shall immediately pay all invoices upon approval by the Court.

9. The Receiver is authorized to provide any Order of this Court establishing the authority, powers and duties of the Receiver to any third party who requests verification of the Receiver's authority and such third parties may rely on such authority of this court.

10. The Receiver shall provide status reports to the Court every sixty (60) days.

11. All other provisions of the May 13, 2009 Order remain in effect.

BY THE COURT:


KENNETH W. SEAMANS, P.J.

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