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FILED

SUPERIOR COURT OF CALIFORNIA
COUNTY OF ORANGE
CENTRAL JUSTICE CENTER

JUN 23 2021

DAVID H. YAMASAKI, Clerk of the Court

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Attorneys for Plaintiff
UMB BANK, N.A., as successor by merger to
MARQUETTE TRANSPORTATION FINANCE, LLC

**SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF ORANGE**

UMB BANK, N.A., a national banking
association, as successor by merger to
MARQUETTE TRANSPORTATION
FINANCE, LLC

Plaintiffs,

v.

SYNRGO, INC. f/k/a DOCUMENT
PROCESSING SOLUTIONS, INC., a
California corporation; and Does 1 through
50, inclusive,

Defendants.

Case No.: 30-2021-01201461-CU-BC-CJC

**ORDER GRANTING JOINT
EX PARTE APPLICATION OF
PLAINTIFF AND RECEIVER FOR
ORDER ALLOWING RECEIVER TO
ISSUE RECEIVER'S CERTIFICATES**

Hon. Martha K. Gooding
Department C32

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~~CONFIDENTIAL~~ **ORDER**

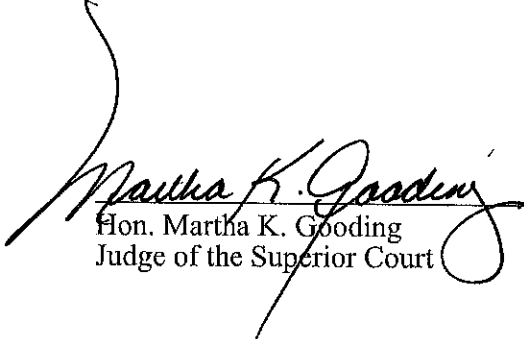
This matter came before the Court on June 18, 2021, at 8:45 a.m., in Department C32, upon *Ex Parte* Application for Order Allowing Receiver to Issue Receiver's Certificates. The Court has reviewed the Application, the supporting declarations, and other relevant documents, and has heard the argument of counsel as noted in the record.

IT IS HEREBY ORDERED:

1. The *Ex Parte* Application of Plaintiff and Receiver for Order Allowing Receiver to Issue Receiver's Certificates is GRANTED.
2. The Receiver is hereby authorized to:
 - i. Issue a priority receiver's certificate to Plaintiff UMB Bank N.A. in the form attached to this Order, in the amount of \$386,167.82 and with an interest rate of 9.25% per annum, to cover expenses of the receivership estate that the Receiver has identified as of June 15, 2021, and for which UMB has agreed to loan funds; and
 - ii. Issue additional receiver's certificates in the form attached to this Order, in an amount of up to \$500,000 under the same terms to cover ordinary and necessary expenses of the receivership estate as they become due, to the extent Plaintiff UMB Bank N.A. agrees to make additional loans pursuant to those terms.

IT IS SO ORDERED.

Dated: 6/23/2021


Hon. Martha K. Gooding
Judge of the Superior Court

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association, as successor by merger to
MARQUETTE TRANSPORTATION
FINANCE, LLC

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v.

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50, inclusive,

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Case No.: 30-2021-01201461-CU-BC-CJC
RECEIVER'S CERTIFICATE NO. XX

1 1. For good and valuable consideration, receipt of which is hereby acknowledged,
2 Douglas P. Wilson, the Court appointed Receiver in the above-referenced case (“**Receiver**”),
3 solely in his capacity as Receiver herein, hereby issues this Receiver’s Certificate in the sum of
4 \$ _____ to UMB Bank, N.A., a national banking association, whose address is 1010
5 Grand Boulevard, Kansas City, Missouri, 64106 (“**UMB**”), in exchange for an advance of funds
6 from UMB of the like sum. The Receiver shall use such funds to perform his duties pursuant to
7 the Amended Order Appointing Receiver, dated June 9, 2021 (the “**Receivership Order**”),
8 entered in the above captioned case, and as expressly authorized by UMB.

9 2. This Certificate shall constitute a lien and charge upon the property of the
10 receivership estate, and shall be prior and superior to the rights, titles and interests in the
11 receivership estate of all parties to this action, and shall also be prior and superior to and the
12 interest or lien of all judgment holders, mechanic’s lien claimants, partners, members,
13 shareholders and creditors of defendant Synrgo, Inc. (“**Synrgo**”), except for such receivership
14 costs of administration (including the costs and fees of the Receiver and any attorneys and other
15 professionals employed by the Receiver) as approved by the Court, and, with respect to the real
16 property located at 590 W. Lambert Rd., Brea, CA 91765; 595 Vanguard Way, Brea, CA 91765;
17 and 1210 Nevada Street, Redlands, CA 92374, this Certificate shall be subject to and junior to
18 only the Deeds of Trust duly recorded in the Official County Records of the appropriate counties
19 against such properties by Bank of Hemet.

20 3. This Certificate is issued under the authority of the Orange County Superior Court
21 and its Receivership Order.

22 4. This Certificate bears simple interest from the date of receipt by the Receiver of
23 each advance hereunder at the annual rate of 9.25% (“**Interest**”). All Interest shall accrue and not
24 be due and owing until the maturity date of this Certificate, which shall be on [DATE] (the
25 “**Maturity Date**”).

26 5. This Certificate is subject to redemption at any time before the Maturity Date,
27 without any prepayment penalty, by payment to UMB of the principal and interest then owing
28 when, in the discretion of the Receiver, there are sufficient funds on hand in the receivership estate

1 to make such payment, or as otherwise ordered by the Court. Upon payment in full of this
2 Certificate, UMB shall immediately return the original Certificate marked "Paid" to the Receiver.

3 6. If, upon the Maturity Date, the Receiver does not have sufficient funds to, or for
4 any other reason fails to, redeem this Certificate in full, then UMB may pursue its rights and
5 remedies under applicable law to foreclose upon its lien; provided, however, that UMB may seek,
6 but is not required to seek, an order of this Court approving the timing and procedure for the
7 foreclosure sale. In the event that such foreclosure proceedings and/or enforcement proceedings
8 occur are instituted, or UMB elects to pursue any other remedy under applicable law, or UMB
9 otherwise incurs any costs to protect its rights under this Certificate, any and all out-of-pocket
10 costs (including costs of title insurance) and attorneys' fees UMB actually incurs shall be added to
11 the unpaid balance of this Certificate.

12 7. This Certificate evidences an obligation of the receivership estate in the above-
13 entitled action and is not a personal obligation of the individual who acts as the Receiver thereof.

14 8. This Certificate will be effective when signed by the Receiver and the funds to be
15 advanced are received by the Receiver.

16 9. The holder of this Certificate may record this Certificate with the County Recorder
17 for Orange County and/or San Bernardino, and may also record this Certificate with the California
18 Secretary of State, so as to afford notice to all parties interested in the Property that is held by the
19 receivership estate. The holder of this Certificate shall thereafter record any satisfaction of this
20 Certificate with any such County Recorder. The Receiver has no such recordation responsibility.

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22 Dated:

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24 DOUGLAS P. WILSON, RECEIVER