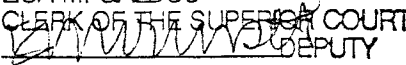


SUPERIOR COURT OF CALIFORNIA, COUNTY OF MONTEREY 1200 Aguajito Road Monterey, California 93940	<i>Reserved for Clerk's File Stamp</i> FILED
Forte, Eugene, Plaintiff/Petitioner vs. Flippo, Dean et al, Defendant/Respondent	MAY 16 2005 LISA M. GALDOS CLERK OF THE SUPERIOR COURT  DEPUTY
ORDER-COURT TRIAL	Case No. MAR125367

IT IS THE ORDER OF THIS COURT THAT:

- The motion to vacate the judgment is denied.
- The motion to vacate the judgment is granted.
- Other:
- ALL PARTIES ARE ORDERED TO APPEAR AT THE COURT ON: 5-23-2005 @ 8:30 A.M. 1200 Aguajito Road, Monterey CA 93940**

Date: 5/12/05



 RICHARD RUTLEDGE, Commissioner

CERTIFICATE OF MAILING

(Code of Civil Procedure Section 1013a)


I do hereby certify that I am not a party to the within stated cause, and that I deposited true and correct copies of the **Order-Motion to Vacate**, in sealed envelopes, with postage thereon fully prepaid, in the mail at Salinas, California, directed to each of the following named persons at their respective addresses, as hereinafter set forth:

Eugene Forte
 27438 Vista Del Toro
 Salinas, CA 93908

Dean Flippo and Terry Spitz
 Monterey County District Attorney
 240 Church St 101
 Salinas, CA 93902

Date: 5/16/05

Lisa M. Galdos, Clerk of the Court

By: 

 Deputy Clerk