

STATE OF NEW MEXICO  
COUNTY OF BERNALILLO  
SECOND JUDICIAL DISTRICT COURT

FINANCIAL INSTITUTIONS DIVISION,  
Petitioner,

v.

NO. D-202-CV-2017-03838  
HON. NAN NASH

DESERT STATE LIFE MANAGEMENT,  
PAUL A. DONISTHORPE,  
SPECTRUM CAPITAL MARKETS, LLC,  
CORAZON CATTLE,  
CORAZON-PITCHFORD, LLC,  
PAUL A. DONISTHORPE, LLC, AKA PAD, LLC,  
Respondents.

**ORDER GRANTING MOTION FOR EXPEDITED HEARING**  
**AND**  
**TEMPORARY RESTRAINING ORDER**

THIS MATTER having come before the Court for hearing on the Motion for Expedited Hearing filed by Petitioner, the Financial Institutions Division (FID) on July 5, 2017, FID appearing by and through counsel, Kevin A. Graham, affected party Helen Bennet appearing by and through counsel, A. Blair Dunn, interested party Darrell Pitchford appearing by and through counsel, Scott Fuqua, and all other named defendants and affected parties having failed to appear, the Court having heard the concerns of all parties appearing and being otherwise fully advised, FINDS:

1. The above-captioned matter was first brought before this Court on the date of May 31, 2017, with the filing of Petitioner's "Verified Petition for Declaratory Judgment, Permanent Injunctive Relief and Appointment of Receiver."

2. The "Motion for Expedited Hearing" on the above-captioned matter was likewise

filed with this court on May 31, 2017.

3. A copy of the “Motion for Expedited Hearing” and a notice of the hearing for the date and time of July 5, 2017, at 3:00 P.M. were appropriately and timely served on the named defendants and affected parties by the Petitioner.

4. Respondents and affected parties have until July 17, 2017, to file responses to the Petition.

5. The alleged facts of the case, as described in the verified Petition and in the “Affidavit of Christopher Moya,” Acting Director of the FID, filed May 31, 2017, set out sufficient cause for this Court to grant the Petitioner’s “Motion for Expedited Hearing” due to the ongoing nature of providing trust services to the trust beneficiaries and other clients of Desert State Life Management, as well as the time-sensitive need to act to preserve assets of the company and of the individual trusts serviced by the company.

6. The alleged facts of the case, as described in the verified Petition and in the Moya affidavit, set out sufficient cause for this Court to issue temporary orders restricting access to all financial accounts and business records of Desert State Life Management, and further to restrict the sale, disbursement or transfer of all financial assets or funds under the control of Desert State Life Management or directly attributable to funds that should properly be under the control of Desert State Life Management.

THEREFORE THE COURT ORDERS as follows:

A. Petitioner’s “Motion for Expedited Hearing” is GRANTED. A hearing on the “Verified Petition for Declaratory Judgment, Permanent Injunctive Relief and Appointment of Receiver” shall commence at 1:30 P.M. on the date of August 3, 2017 (Courtroom 720).

B. From the date of the filing of the ORDER until such time as the conclusion of the hearing on the Petition for the above-captioned matter, no funds or property contained within any bank account, investment account or other financial services account under the control of Desert State Life Management may be liquidated, disbursed, transferred or encumbered by any party without the prior written consent of the Acting Director of the FID, Christopher Moya.

C. From the date of the filing of the ORDER until such time as the conclusion of the hearing on the Petition for the above-captioned matter, all records of accounts or any other records of business obligations or dealings concerning Desert State Life Management shall be preserved by any party or affected individual in possession of such records and no such records shall be disposed of or altered in any way without the prior written consent of the Acting Director of the FID, Christopher Moya.

D. From the date of the filing of the ORDER until such time as the conclusion of the hearing on the Petition for the above-captioned matter, no funds, financial instruments, real property or other property that may be shown to have been purchased or redeemed, in whole or in part, from funds alleged to have been improperly taken from the accounts of Desert State Life Management or from investment accounts or other accounts under the control of Desert State Life Management over the time period running from calendar year 2006 through calendar year 2017 shall be sold, transferred, disposed of, materially altered or encumbered without the prior written consent of the Acting Director of the FID, Christopher Moya.

**IT IS SO ORDERED.**



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**NAN NASH**  
**District Judge, Division XVII**

INSTRUCTIONS ON SERVICE:

A copy of the foregoing order shall be timely served by Petitioner FID on each of the following:

1. Desert State Life Management  
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