



DAVID J. COOK, ESQ. (State Bar # 060859)
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THOMAS E. CARLSON
U.S. Bankruptcy Judge

THIS ORDER HAS BEEN
MODIFIED BY THE COURT.

Attorneys for Plaintiff
CHARLES E. SIMS, Trustee in Bankruptcy

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

In re)
AMTRADE COMMODITIES, INC.,)
Debtor.)

CASE NO. 99 3 0680 STC
Chapter 7

CHARLES E. SIMS, Trustee in
Bankruptcy,

ADV. NO. 01-3053

Plaintiff.

ORDER GRANTING MOTION FOR
ASSIGNMENT OF RIGHTS, RESTRAINING
ORDER, AND TURNOVER ORDER

vs.

CESAR DIOMAMPO,

Defendant.

Said notice of motion and motion for assignment of rights having come on regularly for hearing this 7th day of October, 2005 at 9:30 a.m. before the Honorable Thomas E. Carlson, Judge of the United States Bankruptcy Court. and Plaintiff CHARLES E. SIMS, Trustee in Bankruptcy, having submitted the matter based upon the Court's Ruling. and no opposition nor appearance filed by the Defendant CESAR DIOMAMPO, and no claim of exemption having been filed therein, and for good cause appearing. therefore,

ORDER GRANTING MOTION FOR ASSIGNMENT OF RIGHTS, RESTRAINING ORDER,
AND TURNOVER ORDER - CASE NO. 99 3 0680 STC/ADV. NO. 01-3053

1 IT IS HEREBY ORDERED that the motion for assignment of rights, turnover order, and
2 restraining order is hereby granted.

3 IT IS FURTHER ORDERED that all accounts, accounts receivable, rights to payment of
4 money, contract rights, rights to payment of money from third parties, contingent rights, deposits
5 and deposit accounts, claims against third parties, monies due from third parties, due and in favor
6 of and for the benefit of Defendant, or any of Defendant's family members, business associates,
7 partners, assignees, and other persons acting on his behalf, due Defendant CESAR DIOMAMPO
8 are hereby assigned to Plaintiff CHARLES E. SIMS, Trustee in Bankruptcy, care of its attorney,
9 David J. Cook, Cook, Perkiss & Lew, P.L.C., 333 Pine Street, Third Floor, San Francisco, CA
10 94104 for purposes of payment of the Judgment in the amount of \$828,000, plus interest and costs
11 as may be allowed, until such Judgment is paid in full.

12 IT IS FURTHER ORDERED that Defendant CESAR DIOMAMPO is hereby stayed,
13 prohibited and enjoined, from cashing, negotiating, advancing, collecting, any and all accounts,
14 accounts receivable, rights to payment of money, claims for payment of money due from third
15 parties, or other rights subject to the assignment herein.

16 IT IS FURTHER ORDERED that Defendant CESAR DIOMAMPO is hereby prohibited,
17 stayed and enjoined, from the assignment, mortgage, lien, or sale of any of the accounts, accounts
18 receivable, rights to payment of money, and claims for payment of money due from third parties,
19 the subject matter of the assignment hereunder.

20 IT IS FURTHER ORDERED that Defendant CESAR DIOMAMPO shall deliver all
21 checks, cash, notes, instruments, deposits, deposit accounts, checks, drafts or warrants, to the
22 Marshall, Northern District of California, 450 Golden Gate Avenue, Room 20-6888, San
23 Francisco, CA 94102.

24
25 Certificate of Service served on 8/26/05, Docket No. 48.

26 ** END OF ORDER **
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NOTICE TO JUDGMENT DEBTOR

PLEASE TAKE NOTICE THAT THE COURT HAS ENTERED AN ORDER
ASSIGNING CERTAIN RIGHTS AND PROVIDING FOR A RESTRAINING ORDER, AND
OTHER RELIEF. FAILURE TO COMPLY WITH THIS ORDER MAY RESULT IN
CONTEMPT IN WHICH YOU MAY BE INCARCERATED IN THE COUNTY JAIL OF NOT
MORE THAN 5 DAYS AND PAYMENT OF NOT MORE THE SUM OF \$1,000 PURSUANT
TO CALIFORNIA CODE OF CIVIL PROCEDURE SECTION 1209.

F:\DJC\diom.assignord

CERTIFICATE OF SERVICE

CESAR DIOMAMPO
1013 Metropolitan Avenue
Makati City Manila 1205
Philippines
Fax: 899 6761

CESAR DIOMAMPO
23 Cruzada Street
Makati, Manila
Philippines

CESAR DIOMAMPO
East Service Road
UPS-1
Paranaque City
Makati City, Manila
Philippines

CESARIO DIOMAMPO
9 Malantio Street
San Lorenzo
Makati City, Manila
Philippines

CESAR DIOMAMPO
c/o TENSOREX INDUSTRIAL
CORPORATION
91 West Avenue
Quezon City 1104
Philippines

I declare:

I am employed in the County of San Francisco, California. I am over the age of eighteen (18) years and not a party to the within cause. My business address is 333 Pine Street, 3rd Floor, San Francisco, CA 94104. On the date set forth below, I served the attached:

ORDER GRANTING MOTION FOR ASSIGNMENT OF RIGHTS, RESTRAINING
ORDER, AND TURNOVER ORDER

on the above-named person(s) by:

XXX (BY MAIL) Placing a true copy thereof, enclosed in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California, addressed to the person(s) served above.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on October 19, 2005 at San Francisco, California.

/s/ Karene Jen
Karene Jen