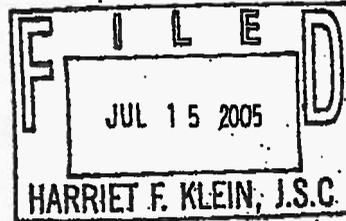


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PETER C. HARVEY, ATTORNEY
GENERAL OF NEW JERSEY, and
FRANKLIN L. WIDMANN, CHIEF, NEW
JERSEY BUREAU OF SECURITIES,

Plaintiffs,

vs.

WILLIAM SCHLOTH, NICHOLAS
THOMPSON AND DOUGLAS TOTH,
INDIVIDUALLY AND AS SUCCESSORS IN
INTEREST OF SOMERSET FINANCIAL
PARTNERS, INC., SOMERSET FINANCIAL
GROUP, INC., SOMERSET INVESTMENT
MANAGEMENT, LLC, SOMERSET
VENTURE PARTNERS, LLC and
SOMERSET VENTURE PARTNERS I, LLC.,

Defendants.

SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION
ESSEX COUNTY

DOCKET NO. ESX-C-225-03

CIVIL ACTION

ORDER

THIS MATTER being opened to the Court by Defendant, *and Nicholas Thompson* William Schloth ("Schloth"), for
an Order dismissing this case without prejudice or, in the alternative, to stay this action until the
completion of a criminal investigation and/or prosecution by the New Jersey Division of
Criminal Justice; and it appearing that service of a copy of the Notice of Motion and supporting
documents has been made upon the parties to this action, and a Certification of Service has been
filed; and the Court having considered the papers submitted in support of *defendants'* motion and
in opposition thereto; and for other good cause shown *and for the reasons set*
forth on the record on this date,

IT IS ON THIS 15TH DAY OF *July*, 2005;

ORDERED that ^{defendants'} Schloth's Motion to Dismiss this case without prejudice is GRANTED;
and

IT IS FURTHER ORDERED that Plaintiffs may re-file the complaint following written notice from the New Jersey Division of Criminal Justice that its investigation concerning the Defendants has been completed or, if an indictment results from the investigation, that a final judgment has been entered with respect to that indictment; and

IT IS FURTHER ORDERED that Defendants may not raise in opposition or response to the re-filed complaint the defenses of laches, estoppel, waiver and/or that the action is barred by the applicable statute of limitations; and

IT IS FURTHER ORDERED that Schloth's counsel shall serve a copy of this Order upon all counsel of record within five (5) days from the date of this Order.


HARRIET F. KLEIN, J.S.C.