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COUNSEL FOR THE PETITIONING CREDITORS

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

In re: §
§ **CASE NO. 12-37921-7**
JEFFREY BARON, §
§ **INVOLUNTARY CHAPTER 7**
Debtor. § **PROCEEDING**

STIPULATION REGARDING SCOPE OF HEARING ON PETITIONING CREDITORS’ MOTION FOR SUMMARY JUDGMENT AND BRIEF IN SUPPORT

TO THE HONORABLE STACY G.C. JERNIGAN,
UNITED STATES BANKRUPTCY JUDGE:

Pronske & Patel, P.C., Shurig Jetel Beckett Tackett, Dean Ferguson, Gary G. Lyon, Robert Garrey, Powers Taylor, LLP, Jeffrey Hall, and David Pacione (together, the “Petitioning Creditors”) and Jeffrey Baron (the “Alleged Debtor”) respectfully submit this Stipulation Regarding Scope of Hearing on Petitioning Creditors’ Motion for Summary Judgment and Brief in Support (the “Summary Judgment Motion”) and would respectfully show the Court as follows:

1. The Petitioning Creditors and the Alleged Debtor hereby stipulate and agree that the sole summary judgment issue to be presented to the Court with respect to the bona fide dispute issue shall be whether prior orders issued in the District Court and this Court in a related bankruptcy matter legally foreclose any argument as to the existence of a bona fide dispute as to

the Petitioning Creditors' claims. The Petitioning Creditors and Alleged Debtor also stipulate and agree that there will be no requests for continuance of the hearing on the February 13, 2013 Summary Judgment Motion as to this discreet legal issue.

2. The Petitioning Creditors and the Alleged Debtor further hereby stipulate and agree that nothing herein shall prevent the Petitioning Creditors from reurging the evidence of their underlying claims at a later hearing, including a hearing on a second motion for summary judgment as to the Petitioning Creditors' underlying claims against the Alleged Debtor, nor shall it prohibit the Alleged Debtor from seeking judgment on his own motion as may be permitted by the Court.

3. The Petitioning Creditors and Alleged Debtor further stipulate and agree that nothing herein shall be construed as the Petitioning Creditors' agreement not to raise any other legal argument concerning the Alleged Debtor's insolvency or other requirements under 11 U.S.C. § 303(b) & (h)(1) for entry of an order for relief against the Alleged Debtor, and nothing herein shall be construed to be the Alleged Debtor's waiver of any objection to the Petitioning Creditors' urging such arguments concerning the same.

Dated: February 8, 2013.

Respectfully submitted and agreed,

/s/ Melanie P. Goolsby
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*with permission /s/ Melanie P. Goolsby

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