STATE OF NORTH CAROLINA HENDERSON COUNTY FUSE 10, LLC, Plaintiff, v. CEDARS LODGE & SPA, L.L.C. and 719NOMAIN LLC, Defendants.	IN THE GENERAL COURT OF JUSTICE SUPERIOR COURT DIVISION 26CV001244-440 **ORDER**

1. The Court issues this Order on its own motion.

2. On 22 September 2026, the Court held a hearing on the Receiver's Motion to Approve Sale of Property and Sale Procedures (the "Motion"). (ECF No. 42; ECF No. 46.)

3. During the hearing, the Court ordered that a continuation of the hearing on the Motion be held on 6 October 2026. (ECF No. 64.)

4. In preparation for the continued hearing on the Motion, the Court **ORDERS** as follows:

a. Defendants shall provide the following, upon request, to all interested parties and non-parties by 5:00 p.m. on 29 September 2026:

i. Account records and statements relevant to any and all accounts in which condominium unit purchaser deposits[1] or loan proceeds[2] were deposited;

ii. All project/job costs and accounting records and ledgers with respect to the project which is the subject of this action, also known as Fairmont Heritage Place The Cedars.

b. The Receiver shall provide a copy of the forensic accounting report to all interested parties and non-parties by 5:00 p.m. on 29 September 2026.

c. Defendants and the Receiver shall additionally provide copies of any and all documents as required above to the Court's law clerk assigned to this case at emily.c.race@nccourts.org by 5:00 p.m. on 29 September 2026.

5. On 17 September 2026, Plaintiff filed a Response in Support of Receiver's Motion to Approve Sale of Property and Sale Procedures and in Opposition to any Request for Continuance of the Hearing (the "Response"). (ECF No. 53.)

6. As part of the Response, Plaintiff requested that should the Motion be denied, the Court grant Plaintiff immediate relief from the receivership sale so that it may begin foreclosure proceedings.

[1] The purchasers and the amount of their deposits are listed as Item Nos. 10–53 in Defendants' Schedules of Receivership Property, Creditors, Taxing Authorities and Regulatory Authorities, Schedule B – Creditors. (ECF No. 39.)

[2] The loans and their respective proceeds are listed as Item Nos. 1–3 in Defendants' Schedules of Receivership Property, Creditors, Taxing Authorities and Regulatory Authorities, Schedule B – Creditors. (ECF No. 39.)

7. With regard to the Response, the Court **ORDERS** as follows:

a. Any party opposing the requested relief in the Response is permitted to file a brief in opposition no later than 5:00 p.m. on 1 October 2026.

b. Plaintiff will then be permitted to file a reply to any brief in opposition no later than 12:00 p.m. on 5 October 2026.

SO ORDERED, this the 23rd day of September, 2026.

/s/ A. Graham Shirley

A. Graham Shirley
Special Superior Court Judge
for Complex Business Cases