

STATE OF NORTH CAROLINA
HENDERSON COUNTY

IN THE GENERAL COURT OF JUSTICE
SUPERIOR COURT DIVISION
26CV001244-440

FUSE 10, LLC,

Plaintiff,

v.

CEDARS LODGE & SPA, L.L.C. and
719NOMAIN LLC,

Defendants.

SCHEDULING ORDER

1. The Court issues this Scheduling Order on its own motion to address certain scheduling matters.
2. On 3 June 2026, Plaintiff Fuse 10, LLC filed its Motion for Appointment of Receiver, (ECF No. 6), and requested an expedited briefing and hearing schedule on the same.
3. Plaintiff's counsel represents that Plaintiff provided notice of the Complaint and its intention to seek appointment of a receiver "to counsel for Defendants, junior secured lenders, and counsel for the general contractor and certain subcontractors who had filed lien claims" on 29 May 2026. (ECF No. 6.) According to Plaintiff's counsel, he also consulted with counsel in accordance with Business Court Rule 7.3 and to date "has not heard from any party or party in interest that they intend to oppose or file a response to Lender's request for appointment of a receiver." (ECF No. 6.)
4. Having considered all relevant matters, the Court, in its discretion, has decided to shorten the briefing schedule and **ORDERS** as follows:

- a. Defendants shall file their response brief no later than 15 June 2026;
- b. No reply brief shall be permitted; and
- c. Plaintiff shall serve a copy of this Scheduling Order and the Notice of Hearing, (ECF No. 8), on Defendants and other interested nonparties and shall file a certificate of service of the same on the Court's electronic docket by 5:00 P.M. on 9 June 2026.

SO ORDERED, this the 5th day of June 2026.

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