

David K. Broadbent, #0442
Mona L. Burton, #5399
Katherine Norman Hansen, #9573
HOLLAND & HART LLP
60 E. South Temple, Suite 2000
Salt Lake City, Utah 84111-1031
Telephone: (801) 799-5895
Fax: (801)799-5700

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH, CENTRAL DIVISION

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

vs.

VESCOR CAPTIAL CORP., a Nevada corporation,
VESCOR CAPITAL , INC. a Nevada corporation,
VESCORP CAPTIAL, LLC, a Nevada limited liability
company, VESCORP CAPITAL IV-A, LLC, a Nevada
limited liability compnay, VESCORP CAPTIAL IV-M,
LLC, a Nevada limited liability company, and VAL E.
SOUTHWICK,,

Defendant.

MOTION FOR RELIEF FROM
ORDER APPOINTING
RECEIVER

Civil Action No. 1:08cv12

Judge Dee Benson

Movant Grubb & Ellis Realty Investors, LLC (“Grubb & Ellis”), by and through the undersigned counsel, hereby moves the Court for Relief From Order Appointing Receiver. Specifically, Grubb & Ellis requests that the Court to rule that the Order Appointing Receiver does not allow the Receiver to take possession of certain funds in an Escrow Holdback and to rule that the Receiver is only entitled to those distributions to which ROCSEV is entitled.

Dated August 1, 2008.

Respectfully submitted,

s/ Katherine Norman Hansen

David K. Broadbent

Mona L. Burton

Katherine Norman Hansen

CERTIFICATE OF SERVICE

I hereby certify that on 8/1/2008, I have caused to be electronically filed the foregoing with the Clerk of Court using CM/ECF system which will send notification of such filing to the following e-mail addresses:

Karen L. Martinez: martinezk@sec.gov

Thomas M. Melton: meltont@sec.gov

William B. McKean: mckeanw@sec.gov

Max D. Wheeler: intakeclerk@scmlaw.com

Richard A. Van Wagoner: rvanwagoner@scmlaw.com

Rodney R. Parker: rparker@scmlaw.com

Samuel S. Harkness: intakeclerk@scmlaw.com

Jerome Romero: jromero@joneswaldo.com

Mark L. Callister: mlc@cnmlaw.com

Robert G. Wing: rgw@princeyeates.com

s/ Kathleen B. Kurtz