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COMMISSION
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IN THE CIRCUIT COURT FOR
THE ELEVENTH JUDICIAL
CIRCUIT IN AND FOR MIAMI-
DADE COUNTY, FLORIDA

GENERAL JURISDICTION DIVISION

In Re:

CASE NO.: 06-025317 CA 20

NTERA, INC.
a Florida corporation,

Assignor,

To:

THE ORIGINAL
FILED ON:

KENNETH A. WELT,

DEC 08 2008

Assignee.

IN THE
CIRCUIT COURT DADE CO. FL

**EX-PARTE MOTION TO SHORTEN NOTICE PERIOD
REQUIRED ON SECOND MOTION TO APPROVE INTERIM
APPLICATION FOR FEES AND EXPENSES OF ASSIGNEE'S COUNSEL**

ADORNO & YOSS, LLP ("A&Y"), as counsel to Kenneth A. Welt

("Assignee"), assignee for the benefit of creditors of Ntera, Inc., hereby moves, on an ex-parte basis, for the shortening of the notice period required before the payment of the fees and expenses requested by the Second Motion to Approve Interim Application for Fees and Expenses of Assignee's Counsel filed on even date herewith (the "A&Y Fee Motion"). In support of this motion, A&Y states as follows:

1. Pursuant to Fla. Stat. §727.111(4), professional persons employed by the

COM _____

ECR _____

GCL _____

OPC _____

RCP _____

SSC _____

SGA _____

ADM _____

CLK _____

Assignee must provide 20 days notice prior to the payment of fees and expenses.

Contemporaneous with this motion, A&Y, counsel to the Assignee, filed the A&Y Fee

Motion. Based upon the statutory notice period, the notice period would end during the

holiday period between Christmas Day and New Year's Day. At this time, many parties-

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in-interest and their counsel may be unavailable. More importantly, Your Honor will conduct his last motion calendar for this calendar year on December 18, 2008. By this motion, A&Y is requesting a shortening of the notice period for consideration of the A&Y Fee Motion to nine (9) days so that the Court may conduct a hearing on the A&Y Fee Motion on December 18, 2008.

WHEREFORE, A&Y respectfully requests the entry of an Order, on an ex-parte basis, reducing the notice period required for the Court's consideration of the A&Y Fee Motion to ten (10) days and for such other and further relief as this Court deems just and proper.

Dated this 8th day of December, 2008.

ADORNO & YOSS LLP

By: 

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