

GREGORY J. CHARLES, ESQ. #208583
Law Offices of Gregory Charles
2131 The Alameda, Suite C-2
San Jose, CA 95126
P: 408.493.0363
F: 408.852.0233
greg@gregcharleslaw.com
Counsel for Patriot Scientific Corp.

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE:
TECHNOLOGY PROPERTIES LIMITED, LLC
DEBTORS.

Case No. 13-51589 SLJ

Chapter 11

PATRIOT SCIENTIFIC CORP.'S MOTION TO
MODIFY THE AUTOMATIC STAY

DATE: JULY 22, 2014

TIME: 10.00 AM

PLACE: UNITED STATES BANKRUPTCY
COURT

280 S. FIRST STREET, ROOM 3099
SAN JOSE, CA 95113

JUDGE: HONORABLE STEPHEN L. JOHNSON

To the extent necessary, Patriot Scientific Corp. ("Patriot") seeks relief from the automatic stay to amend a demand in a pending arbitration to add Technology Properties Limited, LLC ("TPL") as a respondent. Patriot further seeks relief to prosecute the arbitration to final award.

This motion is based upon the following undisputed facts.

1. Patriot and TPL are members of a joint venture, Phoenix Digital Solutions, LLC ("PDS").
2. The PDS Operating Agreement provides for three managers.
3. Patriot and TPL each appoint one manager, and they mutually select an independent manager.
4. TPL will not consent to the appointment of an independent manager.

1 5. The PDS Operating Agreement specifically states that the American
2 Arbitration Association will appoint the third manager in the event that an agreement
3 cannot be reached.

4 6. Patriot does not seek monetary relief in the Arbitration.

5 This motion is based upon the contemporaneously filed Notice of Hearing,
6 Memorandum of Points and Authorities in support of the motion, the Declaration of
7 Clifford Flowers and its exhibits, and the entire record of this proceeding.

8 Pursuant to B.L.R. 4001-1 Patriot hereby advises that TPL should appear
9 personally or by counsel at the preliminary hearing.

10 Dated: July 1, 2014

Law Offices of Gregory Charles

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12 By: s/ Gregory Charles
13 Gregory Charles
14 Attorneys for the Plaintiffs
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UNITED STATES BANKRUPTCY COURT
Northern District of California

In re:

Debtor(s)

Bankruptcy No.:

R.S. No.:

Hearing Date:

Time:

Relief From Stay Cover Sheet

Instructions: Complete caption and Section A for all motions. Complete Section B for mobile homes, motor vehicles, and personal property. Complete Section C for real property. Utilize Section C as necessary. If moving party is not a secured creditor, briefly summarize the nature of the motion in Section D.

(A) Date Petition Filed: _____ Chapter: _____
Prior hearings on this obligation: _____ Last Day to File §523/§727 Complaints: _____

(B) Description of personal property collateral (e.g. 1983 Ford Taurus):

Secured Creditor ☐ or lessor ☐

Fair market value: \$ _____

Source of value: _____

Contract Balance: \$ _____

Pre-Petition Default: \$ _____

Monthly Payment: \$ _____

No. of months: _____

Insurance Advance: \$ _____

Post-Petition Default: \$ _____

No. of months: _____

(C) Description of real property collateral (e.g. Single family residence, Oakland, CA):

Fair market value: \$ _____

Source of value: _____

If appraisal, date: _____

Moving Party's position (first trust deed, second, abstract, etc.):

Approx. Bal. \$ _____

Pre-Petition Default: \$ _____

As of (date): _____

No. of months: _____

Mo. payment: \$ _____

Post-Petition Default: \$ _____

Notice of Default (date): _____

No. of months: _____

Notice of Trustee's Sale: _____

Advances Senior Liens: \$ _____

Specify name and status of other liens and encumbrances, if known (e.g. trust deeds, tax liens, etc.):

Position	Amount	Mo. Payment	Defaults
1 st Trust Deed: _____	\$ _____	\$ _____	\$ _____
2 nd Trust Deed: _____	\$ _____	\$ _____	\$ _____
_____:			
_____:			
_____:			
(Total)	\$ _____	\$ _____	\$ _____

(D) Other pertinent information:

Dated: 7/8/14

s/ Greogory Charles

Signature

Print or Type Name

Attorney for _____ Patriot Scientific Corporation