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M NELSON SEGEL, CHARTERED

M NELSON SEGEL, ESQUIRE

Nevada Bar No. 0530

624 South 9th Street

Las Vegas, Nevada 89101

Telephone: (702) 385-5266

Attorneys for Defendants Larry Hahn

and Hahn's World of Surplus, Inc.

FILED

2009 APR 28 P 3 58

E. J. Hahn
CLERK OF THE COURT

DISTRICT COURT OF NEVADA

COUNTY OF CLARK

-o0o-

TED R. BURKE; MICHAEL R and LAURETTA
L. KEHOE; JOHN BERTOLDO; PAUL
BERNARD; EDDY KRAVETZ; JACKIE
and FRED KRAVETZ; STEVE FRANKS;
PAULA MARIA BARNARD; PETE T. and
LISA A. FREEMAN; LEON GOLDEN;
C.A. MURFF; GERDA FERN BILLBE; BOB and
ROBYN TRESKA; MICHAEL RANDOLPH, and
FREDERICK WILLIS,

Plaintiffs,

vs.

LARRY L. HAHN, individually, and as President
of and Treasurer of Kokoweef, Inc., and former
President and Treasurer of Explorations
Incorporated of Nevada; HAHN'S WORLD OF
SURPLUS, INC., a Nevada corporation;
PATRICK C. CLARY, an individual;
DOES 1 through 100, inclusive;

Defendants,

and

KOKOWEEF, INC., a Nevada corporation;
EXPLORATIONS INCORPORATED OF
NEVADA, a dissolved Nevada corporation;

Nominal Defendants.

CASE NO. A558629

DEPT. XIII

08A558629
74709



DEFENDANTS LARRY L. HAHN
AND HAHN'S WORLD OF
SURPLUS, INC.'S MOTION
TO QUASH SUBPOENAS

DATE: _____

TIME: _____

Defendants LARRY HAHN ("HAHN") and HAHN'S WORLD OF SURPLUS, INC.

("SURPLUS")(HAHN and SURPLUS sometimes collectively referred to herein as "HAHN

CLERK OF THE COURT

APR 28 2009

RECEIVED

1 DEFENDANTS”), by and through their attorney, M NELSON SEGEL, ESQUIRE, hereby move this
2 Court to Quash the five (5) subpoenas duces tecum attached hereto as Exhibit “B” and staying the
3 subpoenas pending the hearing on this matter and entering a protective order for the documentation
4 being sought (“Motion”). This Motion is made and based upon all of the pleadings and papers on
5 file, the points and authorities contained herein and the Declaration of M Nelson Segel, attached
6 hereto as Exhibit “A.”

7 **POINTS AND AUTHORITIES**

8 FACTUAL BACKGROUND

9 This action was initially commenced by the filing of the original so-called Verified
10 Derivative Complaint on or about the 7th day of March, 2008. An evidentiary hearing was held to
11 enable Judge Denton to make a determination pursuant to NRS §41.520(a)(3). Judge Denton held
12 that “that there is no reasonable possibility that the prosecution of the cause of action alleged in the
13 complaint against the moving party will benefit the corporation or its security holders.” Based upon
14 the evidentiary hearing, Plaintiffs were required to post security in the sum of Seventy Five
15 Thousand Dollars (\$75,000) for Defendants’ attorneys’ fees and costs.

16 Plaintiffs posted the security with the Court and filed a so-called Verified Amended
17 Derivative Complaint (“AMENDED COMPLAINT”) on or about the 22nd day of September, 2008.
18 The AMENDED COMPLAINT named Patrick C. Clary, Esquire (“CLARY”), the attorney for
19 Kokoweef, Inc. (“KOKOWEEF”) as a defendant.

20 The HAHN DEFENDANTS filed a Motion to Dismiss the AMENDED COMPLAINT
21 (“DISMISSAL MOTION”). CLARY and KOKOWEEF joined in the DISMISSAL MOTION.
22 Plaintiffs responded with a Motion to Appoint Receiver and Injunctive Relief (“RECEIVER
23 MOTION”). The Court granted the DISMISSAL MOTION, in part, denied the request for a receiver
24 but granted the injunction relief only to prohibit KOKOWEEF from taking actions that were
25 improper and to which all defendants had agreed would not take place.

26 Answers were filed by the Defendants and a joint case conference was held on Thursday,
27 April 9, 2009, at the hour of 9:00 a.m. On Friday, April 10, 2009, Defendants advised SEGEL that
28 various accounts of KOKOWEEF, Explorations Incorporated of Nevada (“EIN”) and the HAHN

1 DEFENDANTS had been subpoenaed. The subpoenas, copies of which are attached hereto as
2 Exhibit "B", were issued on or about the 27th day of March, 2009, although no notice was ever
3 provided to counsel for the Defendants. Said subpoenas sought documents from KOKOWEEF, EIN,
4 SURPLUS, HAHN and Christina Hahn ("CHRISTINA") who is not a party to this litigation!

5 Upon learning about the issuance of the subpoenas on Friday, April 10, 2009, SEGEL
6 attempted to reach Jennifer Taylor, Esquire ("TAYLOR"), the attorney for Plaintiffs. She responded
7 later in the day that she was leaving Las Vegas for the Easter holiday and would not return until
8 Thursday, April 16, 2009. She also stated that taking action to seek a protective order prior to her
9 return would not be reasonable and in violation of EDCR 2.34.

10 Various emails were traded between TAYLOR and SEGEL. A telephone call occurred on
11 Thursday, April 16, 2009, and again on Monday, April 20, 2009. An agreement was reached that
12 the Defendants would not object to the production of the records relating to KOKOWEEF and EIN
13 and Plaintiffs would withdraw the subpoenas as they related to HAHN and CHRISTINA,
14 individually. No agreement could be reached as to SURPLUS and that is the basis of this Motion.
15 The Declaration of SEGEL attached hereto as Exhibit "A" sets forth the factual basis for the entry
16 of a protective order.

17 LEGAL ARGUMENT

18 THE ISSUANCE OF THE SUBPOENAS WERE IMPROPER SINCE 19 THEY WERE ISSUED PRIOR TO THE NRCP 16.1 CONFERENCE AND FILING OF THE JOINT CASE CONFERENCE

20 NRCP 26(a) provides:

21 Discovery Methods. At any time after the filing of a joint case conference report, or
22 not sooner than 10 days after a party has filed a separate case conference report, or
23 upon order by the court or discovery commissioner, any party who has complied with
24 Rule 16.1(a)(1) may obtain discovery by one or more of the following additional
25 methods: depositions upon oral examination or written questions; written
interrogatories; production of documents or things or permission to enter upon land
or other property under Rule 34 or **Rule 45(a)(1)(C)**, for inspection and other
purposes; physical and mental examinations; and requests for admission. (Emphasis
added).

26 The actions of Plaintiffs that is in dispute in this Motion is the issuance of subpoenas *prior* to the
27 holding of the case conference pursuant to NRCP 16.1, as well as, failing to notify counsel for
28 Defendants that the subpoenas have been issued.

NRCP 45(a)(1)(C) provides:

a) Form; Issuance.

(1) Every subpoena shall

(A) state the name of the court from which it is issued; and

(B) state the title of the action, the name of the court in which it is pending, and its civil case number; and

(C) command each person to whom it is directed to attend and give testimony or to produce and permit inspection and copying of designated books, documents or tangible things in the possession, custody or control of that person, or to permit inspection of premises, at a time and place therein specified; and

(D) set forth the text of subdivisions (c) and (d) of this rule.

A command to produce evidence or permit inspection may be joined with a command to appear at trial or hearing or at deposition, or may be issued separately.

The subpoenas that were issued in this matter were done pursuant to NRCP 45(a)(1)(C) which is prohibited by NRCP 26. Since the subpoenas were issued in violation of NRCP 26, Defendants are entitled to an order quashing the subpoenas.

COUNSEL IS REQUIRED TO PROVIDE A COPY OF SUBPOENAS TO
OPPOSING COUNSEL AT THE TIME OF ISSUANCE TO AVOID WHAT HAS HAPPENED

The propriety of the conduct of Plaintiffs in this matter was addressed by Commissioner Bulla in the March 2009 edition of Nevada Lawyer. The article, entitled "Avoiding Common Mistakes During Discovery", provided:

6. Serve Subpoenas On All Parties

Attorneys who issue subpoenas must also serve the subpoenas on all parties so that any party desiring to object to the subpoena may do so before documents are produced. The subpoena may include language that the records may be produced pursuant to the subpoena in lieu of attending either a deposition (if a notice of deposition is served contemporaneously with the subpoena) or appearing at the time and date noticed in the subpoena for producing the documents.

In this case, Plaintiffs caused a subpoena to be issued on or about March 27, 2009, without notice to Defendants who only learned about the subpoenas from the HAHN DEFENDANTS' bank on or about April 10, 2009.

1 The HAHN DEFENDANTS were precluded from seeking a protective order by EDCR 2.34
2 which provides, in pertinent part:

3 (d) Discovery motions may not be filed unless an affidavit of moving counsel is
4 attached thereto setting forth that after a discovery dispute conference or a good faith
5 effort to confer, counsel have been unable to resolve the matter satisfactorily. A
6 conference requires either a personal or telephone conference between or among
7 counsel. Moving counsel must set forth in the affidavit what attempts to resolve the
8 discovery dispute were made, what was resolved and what was not resolved, and the
9 reasons therefor. If a personal or telephone conference was not possible, the affidavit
10 shall set forth the reasons.

11 If the responding counsel fails to answer the discovery, the affidavit shall set forth
12 what good faith attempts were made to obtain compliance. If, after request,
13 responding counsel fails to participate in good faith in the conference or to answer
14 the discovery, the court may require such counsel to pay to any other party the
15 reasonable expenses, including attorney's fees, caused by the failure. When a party
16 is not represented by counsel, the party shall comply with this rule.

17 Efforts were made to comply with EDCR 2.34, resulting in the delay of this Motion. SEGEL was
18 not able to speak to counsel for Plaintiffs until Thursday, April 16, 2009, when proposals for
19 resolution were initially discussed.

20 While all of the subpoenas were issued in violation of NRCP 26, and contrary to the rule set
21 forth in Commissioner Bulla's article, the Plaintiffs and Defendants have reached a partial
22 agreement. The Defendants are waiving the defects in the issuance of the subpoenas as they relate
23 to KOKOWEEF and EIN. Plaintiffs are withdrawing the subpoenas as they relate to HAHN and
24 CHRISTINA. Any documents produced for HAHN and CHRISTINA will be returned to SEGEL
25 without reviewing or otherwise disseminating the information. Any documents produced relating
26 to SURPLUS will be held by Plaintiffs' counsel, *in camera*, pending the outcome of this Motion.

27 PLAINIFFS HAVE NO LEGITIMATE BASIS FOR THE INVASION OF THE
28 PERSONAL AND BUSINESS RECORDS OF HAHN DEFENDANTS

The issue that could not be resolved is the attempt of Plaintiffs to obtain the financial records
of SURPLUS. Each of the subpoenas request the financial or credit card records of SURPLUS.

The main claim that is presently before the Court is whether HAHN or SURPLUS have
diverted assets of KOKOWEEF. Since Plaintiffs have been unable to show the Court that they have
a **possibility** of success, allowing them to intrude into the personal financial records of HAHN and

1 CHRISTINA and the business financial records of SURPLUS cannot be justified. Plaintiffs have
2 agreed to withdraw the request as it relates to HAHN and CHRISTINA, but continue to demand the
3 records of SURPLUS.

4 The HAHN DEFENDANTS do not believe their personal financial records are proper for
5 disclosure. It does not appear that this specific issue has been addressed in Nevada. The Supreme
6 Court has reviewed the issue in the context of punitive damages in the case *Hetter v. Eighth Judicial*
7 *District Court*, 110 Nev. 513, 874 P.2d 7 (1994). The Court was addressing the request for financial
8 records as they related to punitive damages. The Court recognized in appropriate circumstances,
9 disclosure would be appropriate.

10 In denying access to the financial records, the Court stated, at page 520:

11 While this state does not recognize a privilege for tax returns or necessarily require
12 that liability for punitive damages be established before discovery of financial
13 condition, public policy suggests that tax returns or financial status not be had for the
14 mere asking. Claims for punitive damages can be asserted with ease and can result
15 in abuse and harassment if their assertion alone entitles plaintiff to financial
16 discovery. *See Moran v. International Playtex, Inc.*, 103 A.D.2d 375, 480 N.Y.S.2d
6, 8 (1984). We hold that before tax returns or financial records are discoverable on
the issue of punitive damages, the plaintiff must demonstrate some factual basis for
its punitive damage claim. Disclosure of Hetter's tax returns at this point is
unwarranted.

17 In this case, Plaintiffs have not made a showing that the allegations contained in their pleading has
18 merit. The Court ordered them to post security for the attorneys' fees and costs incurred by
19 Defendants. Allowing the intrusion into the personal and business financial records of the HAHN
20 DEFENDANTS is not justified.

21 HAHN DEFENDANTS ARE ENTITLED TO A STAY OF THE SUBPOENAS

22 EDCR 2.34(e) provides, "(e) [t]he commissioner may stay any disputed discovery proceeding
23 pending resolution by the judge." In the present case, the HAHN DEFENDANTS need a stay to be
24 issued to prevent Plaintiffs from obtaining the confidential business records of SURPLUS. By
25 issuing the subpoenas without notice and prior to the filing of the Joint Case Conference Report as
26 required by NRCP 26, SURPLUS has been deprived of the right to seek an order quashing the
27 subpoenas. However, SURPLUS has been advised that certain documents are ready to be delivered.
28 In fact, Plaintiffs have agreed to allow SURPLUS until Tuesday, April 21, 2009, to file the present

1 Motion. While it is the understanding of SURPLUS that no effort will be make to obtain the records
2 prior to the hearing on this matter, SURPLUS cannot be assured that this will occur. Therefore a
3 stay is necessary to protect SURPLUS' interests.

4 CONCLUSION

5 Based upon the foregoing, the Court should enter an order quashing the subpoenas that were
6 issued prior to the filing of the Joint Case Conference Report and without notice to the HAHN
7 DEFENDANTS, an order shortening time should be issued; or alternatively a stay ordered pending
8 the hearing on this matter.

9 DATED this 20th day of April, 2009.

10 M NELSON SEGEL, CHARTERED

11
12 By 

13 M NELSON SEGEL, ESQUIRE

14 Nevada Bar No. 0530

15 624 South 9th Street

16 Las Vegas, Nevada 89101

17 Attorneys for Defendants Larry L. Hahn and
18 Hahn's World of Surplus, Inc.
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Exhibit A

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STATE OF NEVADA)
COUNTY OF CLARK) ss:

I, M NELSON SEGEL, under the penalty of perjury, state as follows:

1. I am attorney at law and am duly licensed to practice before this Court; make this declaration in support of Defendants Larry Hahn and Hahn's World of Surplus, Inc's Motion to Quash Subpoenas ("Motion"); this declaration is made from my own knowledge, unless stated upon information and belief; and I am competent to testify to the matters set forth herein.

2. I was retained by Larry Hahn (“HAHN”) and Hahn’s World of Surplus, Inc. (“SURPLUS”)(HAHN and SURPLUS sometimes collectively referred to herein as “HAHN DEFENDANTS”) to defend them in this matter. HAHN was sued as the President of Kokoweef, Inc. (“KOKOWEEF”) upon allegations that he diverted assets of KOKOWEEF to his own benefit. SURPLUS was sued on the basis that funds were diverted from KOKOWEEF to SURPLUS.

3. KOKOWEEf filed a motion to require security from Plaintiffs. After a lengthy evidentiary hearing, Judge Denton ruled “that there is no reasonable possibility that the prosecution of the cause of action alleged in the complaint against the moving party will benefit the corporation or its security holders.” Based upon the evidentiary hearing, Plaintiffs were required to post security in the sum of Seventy Five Thousand Dollars (\$75,000) for Defendants’ attorneys’ fees and costs.

4. The testimony in the hearing included allegations that KOKOWEEF checks (and checks of Explorations Incorporated of Nevada, Inc. (“EIN”)) were cashed at SURPLUS resulting in a diversion of KOKOWEEF funds to SURPLUS. The decision of Judge Denton showed that Plaintiffs failed to provide evidence of a “possibility” that SURPLUS would be liable.

5. The subpoenas sought records of KOKOWEEF, EIN, HAHN, SURPLUS and HAHN's wife, Christina Hahn ("CHRISTINA"), who is not a party to this case. The records sought are the bank statements and credit card records for everyone.

6. Plaintiffs caused the subpoenas to be issued on or about the 27th day of March, 2009. No notice was provided to Defendants. On or about April 10, 2009, I learned about the subpoenas through SURPLUS's bank. SURPLUS was notified of the subpoenas.

1 7. Ironically, the meet and confer pursuant to NRCP 16.1 occurred at 9:30 a.m. the day
2 before, Thursday, April 9, 2009. As soon as I learned about the improperly issued subpoenas, I
3 attempted to contact Jennifer Taylor, Esquire ("TAYLOR"), counsel for Plaintiffs. When I could
4 not reach her, I sent an email. She responded that afternoon to inform me that she was leaving Las
5 Vegas and would not return until Thursday, April 16, 2009. She informed me that I had to provide
6 her with a reasonable period of time to respond. In an effort to assure that I complied with EDCR
7 2.34, I waited to speak to her. It is my belief that this affidavit complies with the requirements of
8 EDCR 2.34. TAYLOR and I have spoke at least three times and have reached a resolution of a
9 number of issues and are presenting an issue that requires the attention of the Court.

10 8. Various emails were traded between TAYLOR and me. I spoke to her by telephone
11 call occurred on Thursday, April 16, 2009, and again on Monday, April 20, 2009. An agreement was
12 reached that the Defendants would not object to the production of the records relating to
13 KOKOWEEF and EIN and Plaintiffs would withdraw the subpoenas as they related to HAHN and
14 CHRISTINA, individually. No agreement could be reached as to SURPLUS and that is the reason
15 for the Motion.

16 9. TAYLOR advised me on Monday, April 20, 2009, that certain documents had been
17 produced to her. We reached an agreement that she would return the documents relating to HAHN
18 and CHRISTINA without review or disclosure. She also agreed to hold the documents produced for
19 SURPLUS, *in camera*, without disclosure pending the outcome of this Motion.

20 10. The issue that is presently before the Court is whether HAHN or SURPLUS have
21 diverted assets of KOKOWEEF. Since Plaintiffs have been unable to show the Court that they have
22 a **possibility** of success, allowing them to intrude into the personal financial records of HAHN and

23 ...

24 ...

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26 ...

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1 CHRISTINA and the business financial records of SURPLUS cannot be justified.

2 11. I believe the subpoena relating to SURPLUS should be quashed and a protective order
3 issued unless Plaintiffs can justify the intrusion.

4 The foregoing is true and correct to the best of my knowledge.

5 DATED this 20th day of April, 2009.

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8 _____
9 M NELSON SEGEL
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Exhibit B

ROBERTSON & VICK, LLP

401 N. Buffalo Dr., Suite 202

Las Vegas, Nevada 89145

Telephone: (702) 247-4661

Facsimile: (702) 247-6227

April 13, 2009

FACSIMILE TRANSMISSION COVER SHEET**CONFIDENTIALITY NOTICE**

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Number of pages in transmission, including cover sheet: 27

To: Patrick C. Clary, Esq.

Facsimile No. 382-7277

Telephone No. 382-0813

To: Nelson Segel, Esq.

Facsimile No. 382-2967

Telephone No. 385-5266

From: Jennifer L. Taylor

Matter: Burke, et al. v. Hahn, et al.

File No.: 5081.01

COMMENT: Attached please find courtesy copies of 5 subpoenas that were served regarding Burke, et al. v. Hahn on March 30, 2009. Signed copies will follow via regular mail.

- COR American Express Company
- COR Nevada State Bank
- COR Citibank (S.D.), N.A.
- COR Home Depot USA Inc.
- COR U.S. Bank National Association

To confirm, or to let us know if you did not receive all of the pages of this transmission, please contact Sue at (702) 247-4661.

1 CC03
2 ALEXANDER ROBERTSON, IV
3 State Bar No. 8642
4 JENNIFER L. TAYLOR
5 State Bar No. 5798
6 ROBERTSON & VICK, LLP
7 401 N. Buffalo Drive, Suite 202
8 Las Vegas, Nevada 89145
9 Telephone: (702) 247-4661
10 Facsimile: (702) 247-6227

11 Attorneys for Plaintiffs

12 DISTRICT COURT

13 CLARK COUNTY, NEVADA

14 TED R. BURKE; MICHAEL R. and
15 LAURETTA L. KEHOE; JOHN BERTOLDO;
16 PAUL BARNARD; EDDY KRAVETZ;
17 STEVE FRANKS; PAULA MARIA
18 BARNARD; PETER T. and LISA A.
19 FREEMAN; LEON GOLDEN; C.A. MURFF;
20 GERDA FERN BILLBE; BOB and ROBYN
21 TRESKA; MICHAEL RANDOLPH, and
22 FREDERICK WILLIS,

23 Plaintiffs,

24 vs.

25 LARRY H. HAHN, individually, and as
26 President and Treasurer of Kokoweef, Inc., and
27 former President and Treasurer of Explorations
28 Incorporated of Nevada; HAHN'S WORLD OF
29 SURPLUS, INC., a Nevada corporation; DOES
30 I-X, inclusive; DOE OFFICERS, DIRECTORS
31 and PARTICIPANTS I-XX,

32 Defendants,

33 and

34 KOKOWEEF, INC, a Nevada corporation;
35 EXPLORATIONS INCORPORATED OF
36 NEVADA, a dissolved corporation;

37 Nominal Defendants.

CASE NO. A558629
Dept. XIII

SUBPOENA DUCES TECUM

Exempt from Arbitration
(Shareholders Derivative Action-
Equitable Relief)

ROBERTSON
& VICK, LLP

1 **THE STATE OF NEVADA SENDS GREETINGS TO:**

2 Custodian of Records
3 American Express Company
4 c/o CT Corporation System
1200 South Pine Island Road
Plantation, Florida 33324

5 **YOU ARE HEREBY COMMANDED** that all singular, business and excuses set aside, you
6 appear and attend on the 30th day of April, 2009 at the hour of 3:00 p.m. at the Offices of
7 Robertson & Vick, 401 N. Buffalo Drive, Suite 202, Las Vegas, Nevada 89145 and to have with
8 you at the time and place the items listed in Exhibit "A". These items will be inspected and may
9 be copied at that time. You will not be required to surrender the original items. You may
10 comply with this subpoena by providing legible copies of the items to be produced to the attorney
11 whose name appears on this subpoena on or before the scheduled date of production. You may
12 condition the preparation of the copies upon the payment in advance of the reasonable cost of
13 preparation. You may mail or deliver the copies to the attorney whose name appears on this
14 subpoena and thereby eliminate your appearance at the time and place specified above. You have
15 the right to object to the production pursuant to this subpoena at any time before production by
16 giving written notice to the attorney whose name appears on this subpoena. **THIS WILL NOT**
17 **BE A DEPOSITION. NO TESTIMONY WILL BE TAKEN.**

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ROBERTSON
& VICK, LLP 28 ///

1 If you fail to:

2 (1) appear as specified; or

3 (2) furnish the records instead of appearing as provided above; or

4 (3) object to this subpoena,

5 you may be in contempt of court. You are subpoenaed to appear by the following attorney, and

6 unless excused from this subpoena by this attorney or the court, you shall respond to this

7 subpoena as directed.

8 Dated: _____

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ROBERTSON & VICK, LLP

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By _____
JENNIFER TAYLOR, ESQ.

13

14 ALEXANDER ROBERTSON, IV

15 Nevada Bar No. 8642

16 JENNIFER L. TAYLOR

17 Nevada Bar No. 5798

18 401 N. Buffalo Dr., Suite 202

19 Las Vegas, Nevada 89145

20 Attorneys for PLAINTIFFS

21

22

23

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25

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27

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ROBERTSON
& VICK, LLP

EXHIBIT "A"

ITEMS TO BE PRODUCED

All banking records including bank statements, copies of checks, deposit slips, signature cards, lock box information; all credit card statements, receipts, applications for credit, or related documents for any account in the name of Larry Lou Hahn, aka Larry Leslie Hahn, aka Larry Osc, or Hahn's Christine Hahn, World of Surplus, aka Hahn's Surplus, Kokoweef, Inc., Explorations Inc. of Nevada (aka EIN) and/or any other authorized user on the below accounts, as well as any and all accounts over which the above individuals have signatory power including the following account numbers from 2001 to the present including information on the following account numbers:

Credit Card American Express		3722-603651-62007
Credit Card American Express	EIN and Larry Lou Hahn	3722-603651-63005

ROBERTSON
& VICK, LLP

EXHIBIT B
NEVADA RULES OF CIVIL PROCEDURE

Rule 45

(c) Protection of Persons Subject to Subpoena

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include but is not limited to lost earnings and a reasonable attorney's fee.

(2)(A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises, need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(2)(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3)(A) On timely motion, the court by which the subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

(3)(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or,

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued, shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) Duties in Responding to Subpoena.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications or things not produced that is sufficient to enable the demanding party to contest the claim.

RETURN OF SERVICE

State of Nevada

County of Clark

District Court

Case Number: A558629 Court Date: 4/30/2009 3:00 pm

Plaintiff:

TED R. BURKE; MICHAEL R. and LAURETA L. KEHOE; JOHN BERTOLDO; PAUL BARNARD; EDDY KRAVETZ; STEVE FRANKS; PAULA MARIA BARNARD; PETER T. and LISA A. FREEMAN; LEON GOLDEN; C.A.A. MURFF; GERDA FERN BILLBE; BOB and ROBYN TRESKA; MICHAEL RANDOLPH, and FREDERICK WILLIS

vs.

Defendant:

LARRY H. HAN, Individually, and a President and Treasurer of Explorations Incorporated of Nevada; HAHN'S WORLD OF SURPLUS, INC., a Nevada corporation; DOES I-X, inclusive; DOE OFFICERS, DIRECTORS and PARTICIPANTS I-XX

For:

Jennifer L. Taylor, Esq.

Received by AM:PM Legal Solutions on the 30th day of March, 2009 at 9:20 am to be served on American Express Company, c/o CT Corporation System, Registered Agent /RC, 1200 S. Pine Island Rd., Plantation, FL 33324.

I, Eric Deal, do hereby affirm that on the 30th day of March, 2009 at 1:32 pm, I:

Served the within corporation by delivering a true copy of the Subpoena Duces Tecum; Exhibits on CT CORP SYSTEMS as Registered Agent, of the within named corporation, at 1200 S. Pine Island Rd., Plantation, FL 33324, pursuant to F.S. 48.081(3).

Additional Information pertaining to this Service:

For contact Donna Moch, Section Head Process for CT CORP.

I certify that I am over the age of 18, have no interest in the above action, and am a Special Process Server, in good standing, in the judicial circuit in which the process was served.

Under Penalties of Perjury, I declare I have read the foregoing document and the facts stated in it are true. NO NOTARY REQUIRED PURSUANT TO F.S. 92.525(2)


Eric Deal
SP8 336

AM:PM Legal Solutions
620 S. 7th Street
Suite B
Las Vegas, NV 89101
(702) 385-2676
Our Job Serial Number: 2009009049
Ref: 1114

1 CC03
ALEXANDER ROBERTSON, IV
2 State Bar No. 8642
JENNIFER L. TAYLOR
3 State Bar No. 5798
ROBERTSON & VICK, LLP
4 401 N. Buffalo Drive, Suite 202
Las Vegas, Nevada 89145
5 Telephone: (702) 247-4661
Facsimile: (702) 247-6227

6 Attorneys for Plaintiffs

7
8 DISTRICT COURT
9 CLARK COUNTY, NEVADA
10

11 TED R. BURKE; MICHAEL R. and) CASE NO. A558629
LAURETTA L. KEHOE; JOHN BERTOLDO;) Dept. XIII
12 PAUL BARNARD; EDDY KRAVETZ;)
STEVE FRANKS; PAULA MARIA)
13 BARNARD; PETER T. and LISA A.)
FREEMAN; LEON GOLDEN; C.A. MURFF;) SUBPOENA DUCES TECUM
14 GERDA FERN BILLBE; BOB and ROBYN)
TRESKA; MICHAEL RANDOLPH, and)
15 FREDERICK WILLIS,)

16 Plaintiffs,

17 vs.

18 LARRY H. HAHN, individually, and as)
President and Treasurer of Kokoweef, Inc., and)
19 former President and Treasurer of Explorations)
Incorporated of Nevada; HAHN'S WORLD OF) Exempt from Arbitration
20 SURPLUS, INC., a Nevada corporation; DOES) (Shareholders Derivative Action-
I-X, inclusive; DOE OFFICERS, DIRECTORS) Equitable Relief)
21 and PARTICIPANTS I-XX,)

22 Defendants,

23 and

24 KOKOWEEF, INC, a Nevada corporation;
25 EXPLORATIONS INCORPORATED OF
NEVADA, a dissolved corporation;

26 Nominal Defendants.
27

ROBERTSON
& VICK, LLP 28

1 THE STATE OF NEVADA SENDS GREETINGS TO:

2 Custodian of Records
3 Nevada State Bank
4 c/o CSC Services of Nevada, Inc.
5 502 E. John Street
6 Carson City, Nevada 89706

7 YOU ARE HEREBY COMMANDED that all singular, business and excuses set aside,
8 you appear and attend deposition on the 30th day of April, 2009 at 1:30 p.m. at the Offices of
9 Robertson & Vick, 401 N. Buffalo Drive, Suite 202, Las Vegas, Nevada 89145. Your attendance
10 is required to give testimony and/or to produce and permit inspection and copying of designated
11 books, documents or tangible things in your possession, custody or control, or to permit
12 inspection of premises. You are required to bring with you at the time of your appearance any
13 items set forth in Exhibit "A". If you fail to attend, you may be deemed guilty of contempt of
14 Court and liable to pay all losses and damages caused by your failure to appear. In lieu of
15 personal appearance, records may be produced to Robertson & Vick no later than April 17, 2009.
16 Please see Exhibit "B" attached hereto for information regarding the rights of the person subject
17 to this Subpoena.

18 ROBERTSON & VICK, LLP

19 By _____
20 ALEXANDER ROBERTSON, IV
21 Nevada Bar No. 8642
22 JENNIFER L. TAYLOR
23 Nevada Bar No. 5798
24 401 N. Buffalo Dr., Suite 202
25 Las Vegas, Nevada 89145
26 Attorneys for PLAINTIFFS

27 ROBERTSON
28 & VICK, LLP

EXHIBIT "A"

ITEMS TO BE PRODUCED

All banking records including bank statements, copies of checks, deposit slips, signature cards, lock box information; all credit card statements, receipts, applications for credit, or related documents for any account in the name of Larry Lou Hahn, aka Larry Leslie Hahn, aka Larry Osc, or Hahn's Christine Hahn, World of Surplus, aka Hahn's Surplus, Kokoweef, Inc., Explorations Inc. of Nevada (aka EIN) and/or any other authorized user on the below accounts, as well as any and all accounts over which the above individuals have signatory power including the following account numbers from 2001 to the present including information on the following account numbers:

Bank account Nevada State Bank	Hahn's Surplus	0072013139
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ROBERTSON
& VICK, LLP

EXHIBIT B
NEVADA RULES OF CIVIL PROCEDURE

Rule 45

(c) Protection of Persons Subject to Subpoena

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include but is not limited to lost earnings and a reasonable attorney's fee.

(2)(A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises, need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(2)(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3)(A) On timely motion, the court by which the subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

(3)(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or,

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued, shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) Duties in Responding to Subpoena.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications or things not produced that is sufficient to enable the demanding party to contest the claim.

AFFIDAVIT of SERVICE

DISTRICT COURT STATE OF NEVADA

COUNTY OF CLARK

TED R. BURKE, MICHAEL R. and LAURETTA L. KEHOE, JOHN BERTOLDO; PAUL BARNARD; EDDY KRAVETZ; STEVE FRANK; PAULA MARIA BARNARD; PETER T. and LISA A. FREEMAN; LEON GOLDEN; C.A. MURFF; GERDA FERN BILLBE; BOB and ROBYN TRESKA; MICHAEL RANDOLPH, and FREDERICK WILLIS,

Plaintiffs,

vs

LARRY H. HAN, individually, and as President and Treasurer of Kokowest, Inc., and former President and Treasurer of Exploration Incorporated of Nevada; HAHN'S WORLD OF SURPLUS, INC., a Nevada corporation; DOES I - X, inclusive; DOE OFFICERS, DIRECTORS and PARTICIPANTS I - XX,

Defendants,

CASE NO. A558629

DEPT. NO. XIII

AFFIDAVIT of SERVICE.

SUBPOENA DUCES TECUM

NEVADA STATE BANK

STATE OF NEVADA)
COUNTY OF WASHOE) Se:

PATRICK J. PEREGRIN, hereby states that affiant is over 18 years of age, licensed to serve civil process in the State of Nevada, and not a party to, nor interested in, the above-captioned action.

March 27, 2009, affiant received a Subpoena Duces Tecum service upon Nevada State Bank.

March 30, 2009 at 1:05 p.m., Affiant served a true and correct copy of the Subpoena Duces Tecum upon Nevada State Bank, accepted by Cyndy Woodgate of OSC Services of Nevada, Inc., as Resident Agent, at 502 E. John St., Ste., "E", in the City of Carson, State of Nevada.

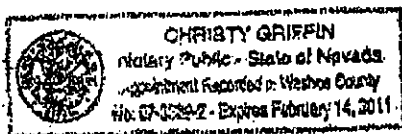
I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

FURTHER YOUR AFFIANT SAYETH NAUGHT**EXECUTED March 30, 2009**

SUBSCRIBED and SWORN to before me, March 30, 2009 by Patrick Peregrin

NOTARY PUBLIC

Patrick Peregrin



1 CC03
2 ALEXANDER ROBERTSON, IV
3 State Bar No. 8642
4 JENNIFER L. TAYLOR
5 State Bar No. 5798
6 ROBERTSON & VICK, LLP
7 401 N. Buffalo Drive, Suite 202
8 Las Vegas, Nevada 89145
9 Telephone: (702) 247-4661
10 Facsimile: (702) 247-6227

11 Attorneys for Plaintiffs

12 DISTRICT COURT
13 CLARK COUNTY, NEVADA

14 TED R. BURKE; MICHAEL R. and
15 LAURETTA L. KEHOE; JOHN BERTOLDO;
16 PAUL BARNARD; EDDY KRAVETZ;
17 STEVE FRANKS; PAULA MARIA
18 BARNARD; PETER T. and LISA A.
19 FREEMAN; LEON GOLDEN; C.A. MURFF;
20 GERDA FERN BILLBE; BOB and ROBYN
21 TRESKA; MICHAEL RANDOLPH, and
22 FREDERICK WILLIS,

23 Plaintiffs,

24 vs.

25 LARRY H. HAHN, individually, and as
26 President and Treasurer of Kokoweef, Inc., and
27 former President and Treasurer of Explorations
28 Incorporated of Nevada; HAHN'S WORLD OF
29 SURPLUS, INC., a Nevada corporation; DOES
30 I-X, inclusive; DOE OFFICERS, DIRECTORS
31 and PARTICIPANTS I-XX,

32 Defendants,

33 and

34 KOKOWEEF, INC, a Nevada corporation;
35 EXPLORATIONS INCORPORATED OF
36 NEVADA, a dissolved corporation;

37 Nominal Defendants.

38 CASE NO. A558629
39 Dept. XIII

40 SUBPOENA DUCES TECUM

41 Exempt from Arbitration
42 (Shareholders Derivative Action-
43 Equitable Relief)

1 THE STATE OF NEVADA SENDS GREETINGS TO:

2 Custodian of Records
3 Citibank S.D., N.A.
4 8725 W. Sahara Avenue
Las Vegas, Nevada 89117-5873

5 YOU ARE HEREBY COMMANDED that all singular, business and excuses set aside,
6 you appear and attend deposition on the 30th day of April, 2009 at 12:00 p.m. at the Offices of
7 Robertson & Vick, 401 N. Buffalo Drive, Suite 202, Las Vegas, Nevada 89145. Your attendance
8 is required to give testimony and/or to produce and permit inspection and copying of designated
9 books, documents or tangible things in your possession, custody or control, or to permit
10 inspection of premises. You are required to bring with you at the time of your appearance any
11 items set forth in Exhibit "A". If you fail to attend, you may be deemed guilty of contempt of
12 Court and liable to pay all losses and damages caused by your failure to appear. In lieu of
13 personal appearance, records may be produced to Robertson & Vick no later than April 17, 2009.
14 Please see Exhibit "B" attached hereto for information regarding the rights of the person subject
15 to this Subpoena.

16
17 ROBERTSON & VICK, LLP

18
19 By _____
20 ALEXANDER ROBERTSON, IV
21 Nevada Bar No. 8642
22 JENNIFER L. TAYLOR
23 Nevada Bar No. 5798
24 401 N. Buffalo Dr., Suite 202
25 Las Vegas, Nevada 89145
26 Attorneys for PLAINTIFFS

27
28 ROBERTSON
& VICK, LLP

EXHIBIT "A"

ITEMS TO BE PRODUCED

All banking records including bank statements, copies of checks, deposit slips, signature cards, lock box information; all credit card statements, receipts, applications for credit, or related documents for any account in the name of Larry Lou Hahn, aka Larry Leslie Hahn, aka Larry Osc, or Hahn's Christine Hahn, World of Surplus, aka Hahn's Surplus, Kokoweef, Inc., Explorations Inc. of Nevada (aka EIN) and/or any other authorized user on the below accounts, as well as any and all accounts over which the above individuals have signatory power including the following account numbers from 2001 to the present including information on the following account numbers:

Credit Card Citibank	EIN and Larry Lou Hahn	5472-3301-0142-4991
Credit Card Citibank	Larry Lou Hahn	5472-3301-0627-9325
Credit Card Citibank	name unknown	5424-1803-5218-1470

EXHIBIT B
NEVADA RULES OF CIVIL PROCEDURE

Rule 45

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(2)(A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises, need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(2)(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3)(A) On timely motion, the court by which the subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

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(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or,

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued, shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

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AFFIDAVIT OF SERVICE

State of Nevada

County of Clark

District Court

Case Number: A558629 DEPT. XIII Court Date: 4/30/2009

Plaintiff:

Ted R. Burke; Michael R. and Laurretta L. Kehoe; John Bertoldo; Paul
Barnard; Eddy Kravetz; Steve Franks; Paula Maria Barnard; Peter T.
and Lisa A. Freeman; Leon Golden; C.A. Murff; Gerda Fern Bille; Bob
and Robyn Traska; Michael Randolph; Frederick Willis

vs.

Defendant:

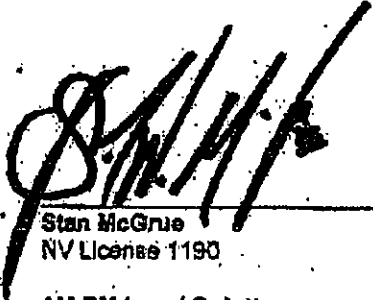
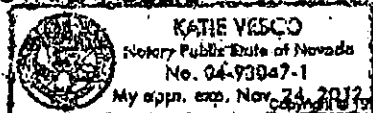
Larry H. Hahn; Individually and as President and Treasurer of
Kokoweef, Inc., and former President and Treasurer of Explorations
Incorporated of Nevada; Hahn's World of Surplus, Inc., a Nevada
corporation

Received by AM:PM Legal Solutions on the 27th day of March, 2009 at 3:15 pm to be served on COR for Citibank
S.D., N.A., 8725 W. Sahara Ave., Las Vegas, NV 89117.

I, Stan McGrupe, being duly sworn, depose and say that on the 30th day of March, 2009 at 10:31 am, I:

at all times herein was and is a citizen of the United States, over 18 years of age, not a party to or interested in the
proceeding in which this affidavit is made and served the within named Witness by delivering a true and correct
copy of the Subpoena Duces Tecum on the date and hour of service endorsed thereon by me, at the
aforementioned address, to, Diané Gonzalez (COR) as an individual agent authorized to accept service for the
within named Witness.

Subscribed and Sworn to me on the 30th day of
March, 2009.


NOTARY PUBLIC
Stan McGrupe
NV License 1190

AM:PM Legal Solutions
520 S. 7th St., Ste. B
Las Vegas, NV 89101
(702) 385-2676

Our Job Serial Number: 2009001110
Ref: 5081.01

1 CC03
ALEXANDER ROBERTSON, IV
2 State Bar No. 8642
JENNIFER L. TAYLOR
3 State Bar No. 5798
ROBERTSON & VICK, LLP
4 401 N. Buffalo Drive, Suite 202
Las Vegas, Nevada 89145
5 Telephone: (702) 247-4661
Facsimile: (702) 247-6227

6 Attorneys for Plaintiffs

8 DISTRICT COURT

9 CLARK COUNTY, NEVADA

10

11 TED R. BURKE; MICHAEL R. and) CASE NO. A558629
LAURETTA L. KEHOE; JOHN BERTOLDO;) Dept. XIII
12 PAUL BARNARD; EDDY KRAVETZ;)
STEVE FRANKS; PAULA MARIA)
13 BARNARD; PETER T. and LISA A.)
FREEMAN; LEON GOLDEN; C.A. MURFF;) SUBPOENA DUCES TECUM
14 GERDA FERN BILLBE; BOB and ROBYN)
TRESKA; MICHAEL RANDOLPH, and)
15 FREDERICK WILLIS,)

16 Plaintiffs,

17 vs.

18 LARRY H. HAHN, individually, and as)
President and Treasurer of Kokoweef, Inc., and)
19 former President and Treasurer of Explorations) Exempt from Arbitration
Incorporated of Nevada; HAHN'S WORLD OF) (Shareholders Derivative Action-
20 SURPLUS, INC., a Nevada corporation; DOES) Equitable Relief)
I-X, inclusive; DOE OFFICERS, DIRECTORS)
21 and PARTICIPANTS I-XX,)

22 Defendants,

23 and

24 KOKOWEEF, INC, a Nevada corporation;
EXPLORATIONS INCORPORATED OF
25 NEVADA, a dissolved corporation;

26 Nominal Defendants.

27 ROBERTSON
& VICK, LLP 28

1 THE STATE OF NEVADA SENDS GREETINGS TO:

2 Custodian of Records
3 Home Depot USA Inc.
4 c/o CSC Services of Nevada, Inc.
5 502 E. John Street
6 Carson City, Nevada 89706

7 YOU ARE HEREBY COMMANDED that all singular, business and excuses set aside,
8 you appear and attend deposition on the 30th day of April, 2009 at 10:30 a.m. at the Offices of
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17 to this Subpoena.

18 ROBERTSON & VICK, LLP

19 By _____

20 ALEXANDER ROBERTSON, IV
21 Nevada Bar No. 8642
22 JENNIFER L. TAYLOR
23 Nevada Bar No. 5798
24 401 N. Buffalo Dr., Suite 202
25 Las Vegas, Nevada 89145
26 Attorneys for PLAINTIFFS

27 ROBERTSON
28 & VICK, LLP

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Credit Card Home Depot	Hahn's Surplus	6035-3221-2957-3964
------------------------	----------------	---------------------

ROBERTSON
& VICK, LLP

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1 AFFIDAVIT of SERVICE

2
3
4 DISTRICT COURT STATE OF NEVADA
5 COUNTY OF CLARK6 TED R. BURKE, MICHAEL R. and LAURETTA L.
7 KEHOE, JOHN BERTOLDO; PAUL BARNARD; EDDY
8 KRAVETZ; STEVE FRANK; PAULA MARIA BARNARD;
9 PETER T. and LISA A. FREEMAN; LEON GOLDEN;
10 C.A. MURFF; GERDA FERN BILLBE; BOB and
11 ROBYN TRESKA; MICHAEL RANDOLPH, and
12 FREDERICK WILLIS,

13 Plaintiffs,

14 vs

15 LARRY H. HAN, individually, and as President and
16 Treasurer of Kokowee, Inc., and former President and
17 Treasurer of Exploration Incorporated of Nevada;
18 HAHN'S WORLD OF SURPLUS, INC., a Nevada
19 corporation; DOES I - X, inclusive; DOE OFFICERS,
20 DIRECTORS and PARTICIPANTS I - XX,

21 Defendants,

22 CASE NO. A538629

23 DEPT. NO. XIII

24 AFFIDAVIT of SERVICE

25 SUBPOENA DUCES TECUM

26 HOME DEPOT USA, INC.

27 STATE OF NEVADA }
28 COUNTY OF WASHOE } Ss:29 PATRICK J. PEREGRIN, hereby states that affiant is over 18 years of age, licensed to serve civil process in the State
30 of Nevada, and not a party to, nor interested in, the above-captioned action.

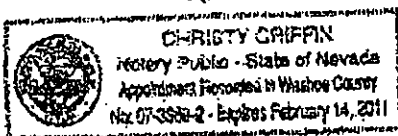
31 March 27, 2009, affiant received a Subpoena Duces Tecum service upon Home Depot USA, Inc.

32 March 30, 2009 at 1:05 p.m., Affiant served a true and correct copy of the Subpoena Duces Tecum upon Home
33 Depot USA, Inc., accepted by Cyndy Woodgate of CSC Services of Nevada, Inc., as Resident Agent, at 502 E. John
34 St., Ste., "E", in the City of Carson, State of Nevada.

35 I declare under penalty of perjury under the law of the State of Nevada that the foregoing is true and correct.

36 FURTHER YOUR AFFIANT SAYETH NAUGHT37 EXECUTED March 30, 200938 SUBSCRIBED and SWORN to before me, March 30, 2009 by Patrick Peregrin39 Christy Griffin
40 NOTARY PUBLIC

Patrick Peregrin



1 CC03
ALEXANDER ROBERTSON, IV
2 State Bar No. 8642
JENNIFER L. TAYLOR
3 State Bar No. 5798
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4 401 N. Buffalo Drive, Suite 202
Las Vegas, Nevada 89145
5 Telephone: (702) 247-4661
Facsimile: (702) 247-6227

6 Attorneys for Plaintiffs

7
8 DISTRICT COURT
9 CLARK COUNTY, NEVADA
10

11 TED R. BURKE; MICHAEL R. and) CASE NO. A558629
LAURETTA L. KEHOE; JOHN BERTOLDO;) Dept. XIII
12 PAUL BARNARD; EDDY KRAVETZ;)
STEVE FRANKS; PAULA MARIA)
13 BARNARD; PETER T. and LISA A.)
FREEMAN; LEON GOLDEN; C.A. MURFF;) SUBPOENA DUCES TECUM
14 GERDA FERN BILLBE; BOB and ROBYN)
TRESKA; MICHAEL RANDOLPH, and)
15 FREDERICK WILLIS,)

16 Plaintiffs,

17 vs.

18 LARRY H. HAHN, individually, and as)
President and Treasurer of Kokoweef, Inc., and)
19 former President and Treasurer of Explorations) Exempt from Arbitration
Incorporated of Nevada; HAHN'S WORLD OF) (Shareholders Derivative Action-
20 SURPLUS, INC., a Nevada corporation; DOES) Equitable Relief)
I-X, inclusive; DOE OFFICERS, DIRECTORS)
21 and PARTICIPANTS I-XX,)

22 Defendants,

23 and

24 KOKOWEEF, INC, a Nevada corporation;
EXPLORATIONS INCORPORATED OF
25 NEVADA, a dissolved corporation;

26 Nominal Defendants.
27

ROBERTSON
& VICK, LLP 28

1 THE STATE OF NEVADA SENDS GREETINGS TO:

2 Custodian of Records
3 U.S. Bank National Association
4 2200 E. Lake Mead Blvd.
North Las Vegas, Nevada 89030

5 YOU ARE HEREBY COMMANDED that all singular, business and excuses set aside,
6 you appear and attend deposition on the 30th day of April, 2009 at 9:00 a.m. at the Offices of
7 Robertson & Vick, 401 N. Buffalo Drive, Suite 202, Las Vegas, Nevada 89145. Your attendance
8 is required to give testimony and/or to produce and permit inspection and copying of designated
9 books, documents or tangible things in your possession, custody or control, or to permit
10 inspection of premises. You are required to bring with you at the time of your appearance any
11 items set forth in Exhibit "A". If you fail to attend, you may be deemed guilty of contempt of
12 Court and liable to pay all losses and damages caused by your failure to appear. In lieu of
13 personal appearance, records may be produced to Robertson & Vick no later than April 17, 2009.
14 Please see Exhibit "B" attached hereto for information regarding the rights of the person subject
15 to this Subpoena.

16
17 ROBERTSON & VICK, LLP

18
19 By _____
20 ALEXANDER ROBERTSON, IV
21 Nevada Bar No. 8642
22 JENNIFER L. TAYLOR
23 Nevada Bar No. 5798
24 401 N. Buffalo Dr., Suite 202
25 Las Vegas, Nevada 89145
26 Attorneys for PLAINTIFFS
27

28 ROBERTSON
& VICK, LLP

EXHIBIT "A"

ITEMS TO BE PRODUCED

All banking records including bank statements, copies of checks, deposit slips, signature cards, lock box information; all credit card statements, receipts, applications for credit, or related documents for any account in the name of Larry Lou Hahn, aka Larry Leslie Hahn, aka Larry Osc, or Hahn's Christine Hahn, World of Surplus, aka Hahn's Surplus, Kokoweef, Inc., Explorations Inc. of Nevada (aka EIN) and/or any other authorized user on the below accounts, as well as any and all accounts over which the above individuals have signatory power including the following account numbers from 2001 to the present including information on the following account numbers:

Bank account US Bank	Hahn's Surplus	153700849901
Bank account US Bank	EIN	153700554121
Bank account US Bank	Kokoweef	153790903683
Credit Card US Bank	Kokoweef	4798-1738-7000-0012
Credit Card US Bank	Kokoweef	4798-1738-7000-0020

ROBERTSON
& VICK, LLP

EXHIBIT B
NEVADA RULES OF CIVIL PROCEDURE

Rule 45

(c) Protection of Persons Subject to Subpoena

(1) A party or an attorney responsible for the issuance and service of a subpoena shall take reasonable steps to avoid imposing undue burden or expense on a person subject to that subpoena. The court on behalf of which the subpoena was issued shall enforce this duty and impose upon the party or attorney in breach of this duty an appropriate sanction, which may include but is not limited to lost earnings and a reasonable attorney's fee.

(2)(A) A person commanded to produce and permit inspection and copying of designated books, papers, documents or tangible things, or inspection of premises, need not appear in person at the place of production or inspection unless commanded to appear for deposition, hearing or trial.

(2)(B) Subject to paragraph (d)(2) of this rule, a person commanded to produce and permit inspection and copying may, within 14 days after service of the subpoena or before the time specified for compliance if such time is less than 14 days after service, serve upon the party or attorney designated in the subpoena written objection to inspection or copying of any or all of the designated materials or of the premises. If objection is made, the party serving the subpoena shall not be entitled to inspect and copy the materials or inspect the premises except pursuant to an order of the court by which the subpoena was issued. If objection has been made, the party serving the subpoena may, upon notice to the person commanded to produce, move at any time for an order to compel the production. Such an order to compel production shall protect any person who is not a party or an officer of a party from significant expense resulting from the inspection and copying commanded.

(3)(A) On timely motion, the court by which the subpoena was issued shall quash or modify the subpoena if it

(i) fails to allow reasonable time for compliance;

(ii) requires a person who is not a party or an officer of a party to travel to a place more than 100 miles from the place where that person resides, is employed or regularly transacts business in person, except that such a person may in order to attend trial be commanded to travel from any such place within the state in which the trial is held, or

(iii) requires disclosure of privileged or other protected matter and no exception or waiver applies, or

(iv) subjects a person to undue burden.

(3)(B) If a subpoena

(i) requires disclosure of a trade secret or other confidential research, development, or commercial information, or,

(ii) requires disclosure of an unretained expert's opinion or information not describing specific events or occurrences in dispute and resulting from the expert's study made not at the request of any party, the court may, to protect a person subject to or affected by the subpoena, quash or modify the subpoena or, if the party in whose behalf the subpoena is issued, shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship and assures that the person to whom the subpoena is addressed will be reasonably compensated, the court may order appearance or production only upon specified conditions.

(d) Duties in Responding to Subpoena.

(1) A person responding to a subpoena to produce documents shall produce them as they are kept in the usual course of business or shall organize and label them to correspond with the categories in the demand.

(2) When information subject to a subpoena is withheld on a claim that it is privileged or subject to protection as trial preparation materials, the claim shall be made expressly and shall be supported by a description of the nature of the documents, communications or things not produced that is sufficient to enable the demanding party to contest the claim.

AFFIDAVIT OF SERVICE

State of Nevada

County of Clark

District Court

Case Number: A558829 DEPT. XIII Court Date: 4/30/2009

Plaintiff:

Ted R. Burke; Michael R. and Lauretta L. Kehoe; John Bertoldo; Paul Barnard; Eddy Kravetz; Steve Franke; Paula Maria Barnard; Peter T. and Lisa A. Freeman; Leon Golden; C.A. Murff; Gerda Fern Billbe; Bob and Robyn Treska; Michael Randolph; Frederick Wills

vs.

Defendant:

Larry H. Hahn, individually and as President and Treasurer of Kokoweef, Inc., and former President and Treasurer of Explorations Incorporated of Nevada; Hahn's World of Surplus, Inc., a Nevada corporation

Received by AM:PM Legal Solutions on the 27th day of March, 2009 at 3:16 pm to be served on COR for U.S. Bank National Association, 2200 E. Lake Mead Blvd., N. Las Vegas, NV 89030.

I, Stan McGrue, being duly sworn, depose and say that on the 27th day of March, 2009 at 3:58 pm, I:

at all times herein was and is a citizen of the United States, over 18 years of age, not a party to or interested in the proceeding in which this affidavit is made and served the within named Witness by delivering a true and correct copy of the Subpoena Duces Tecum on the date and hour of service endorsed thereon by me, at the aforementioned address, to, Alicia Perez (Customer Service Manager) as an individual/agent authorized to accept service for the within named Witness.

Subscribed and Sworn to me on the 30th day of March, 2009.

NOTARY PUBLIC



KATIE VESCO
Notary Public State of Nevada
No. 04-93047-1
My appt. exp. 12/31/2011

Stan McGrue
NV License 1190

AM:PM Legal Solutions
620 S. 7th St., Ste. B
Las Vegas, NV 89101
(702) 385-2676

Our Job Serial Number: 2009001111
Ref: 5081.01

My appl. exp. 12/31/2011
Dishman Services, Inc. - Process Server's ToolBox V6.2k