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12 Attorneys for Defendant Kokoweef, Inc.

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CLARY CANNON LLP

DISTRICT COURT
CLARK COUNTY, NEVADA

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12 TED R. BURKE; MICHAEL R and LAURETTA L.)
13 KEHOE; JOHN BERTOLDO; PAUL BERNARD;)
14 EDDY KRAVETZ; JACKIE and FRED KRAVETZ;)
15 STEVEN FRANKS; PAULA MARIA BARNARD;)
16 PETE T. and LISA A. FREEMAN; LEON)
17 GOLDEN; C.A. MURFF; GERDA FERN BILLBE;)
18 BOB and ROBYN TRESKA; MICHAEL RANDOLPH,)
19 and FREDERICK WILLIS,)

CASE NO. A558629
DEPT. XIII

Plaintiffs

EMERGENCY MOTION TO
CONTINUE HEARINGS AND
EX PARTE MOTION FOR
ORDER SHORTENING TIME

vs.

20 LARRY L. HAHN, individually, and as)
21 President of and Treasurer of Kokoweef,)
22 Inc., and former President and)
23 Treasurer of Explorations Incorporated)
24 of Nevada; HAHN'S WORLD OF SURPLUS,)
25 INC., a Nevada corporation; DOES I-X,)
26 inclusive; DOE OFFICERS, DIRECTORS and)
27 PARTICIPANTS I-XX,)

DATE OF HEARING: 5/7/08
TIME OF HEARING: 9am

Defendants,

and

25 KOKOWEEF, INC., a Nevada corporation;)
26 EXPLORATIONS INCORPORATED OF NEVADA, a)
27 dissolved Nevada corporation;)

Nominal Defendants.

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1 KOKOWEEF, INC., a Nevada corporation ("the Company"), named as
2 a so-called Nominal Defendant in the above-captioned case, moves the
3 Court for an order (a) continuing the hearing reportedly scheduled for
4 May 12, 2008 at 9:00 a.m. to May 19, 2009 at 9:00 a.m., on the
5 Plaintiffs' (1) "Motion to Disqualify Law Firm of Clark Cannon, LLP,
6 Or in the Alternative, Motion to Disqualify Patrick C. Clary, Esq. and
7 Order Shortening Time" ("the Motion to Disqualify" herein) and (2)
8 "Motion to Strike Motion to Require Security from Plaintiffs Or, in
9 the Alternative, Opposition to Motion to Require Security from
10 Plaintiffs" ("the Motion to Strike" herein) (the Motion to Disqualify
11 and the Motion to Strike being referred to herein together as "the
12 Plaintiffs' Motions") and also continuing the hearing properly
13 scheduled for May 19, 2008 at 9:00 a.m. for at least one week
14 thereafter on the Company's Motion to Require Security from Plaintiffs
15 filed on April 11, 2008, on the ground that the undersigned counsel
16 will be out-of-town on the east coast May 8-13, 2008.

17 The Company further moves the Court for an *Ex Parte* Order
18 Shortening Time on the foregoing Motion.

19 This Motion is made and based upon all the pleadings and
20 documents on file herein, the Memorandum of Points and Authorities in
21 support hereof, and the Affidavit of Patrick C. Clary attached hereto
22 as Exhibit 1 and incorporated herein by this reference.

23 CLARY CANNON LLP

24
25 By 

Patrick C. Clary

26 Attorneys for Kokoweeff, Inc.
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28

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ORDER SHORTENING TIME

Upon consideration of the foregoing *Ex Parte* Motion for Order Shortening Time and good cause appearing, it is hereby

ORDERED that the hearing on the above and foregoing Emergency Motion to Continue Hearings will be held in Dept. No. XIII of the above-entitled Court, in the Regional Justice Center, 200 Lewis Avenue, Las Vegas, Clark County, Nevada on the 7th day of May, 2008, at the hour of 9:00 A. M.

DATED this 2nd day of May, 2008.

s/ Mark A. Denton
DISTRICT JUDGE

MEMORANDUM OF POINTS AND AUTHORITIES

The Plaintiffs' Motions (as defined in the foregoing Motion) are improper.

First of all, the Motion to Disqualify (as defined in the foregoing Motion) should be summarily denied by the Court because the relief sought therein is not permitted in light of the decision by the Supreme Court of Nevada in Dimartino v. Eighth Judicial District Court, 119 Nev. 199, 66 P.3d 945 (2003). See paragraph 7 of the Affidavit of Patrick C. Clary attached hereto as Exhibit 1 ("the Clary Affidavit") and Exhibit A thereto. The Motion to Disqualify (as defined in the foregoing Motion) is equally defective and provides no basis whatsoever for the Court's striking the Motion to Require Security from Plaintiffs.

Moreover, the Orders Shortening Time, setting the Plaintiffs'

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1 Motions for hearing on May 12, 2008, should not have been considered
2 by the Court, and the Plaintiffs' Motions (if they have been filed)
3 should not have been accepted for filing, because this case was stayed
4 by virtue of the filing of the Motion to Require Security from
5 Plaintiffs on April 11, 2008, pursuant to the provisions of Subsection
6 5 of Section 41.520 of Nevada Revised Statutes. See paragraph 4 of the
7 Clary Affidavit.

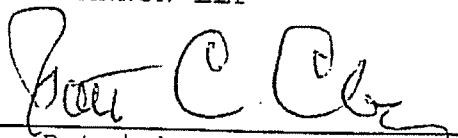
8 Furthermore, there was no justification for the Plaintiffs'
9 counsel's seeking the Orders Shortening Time based on the false
10 allegations of their counsel's Affidavit in support thereof. See
11 paragraphs 5 and 6 of the Clary Affidavit.

12 In any event, as set forth in paragraph 3 of the Clary Affidavit,
13 the undersigned counsel will be out of town on May 12, 2008, the date
14 set for the hearing on the Plaintiffs' Affidavits. Accordingly, that
15 hearing should be continued to May 19, 2008, and the hearing on the
16 Motion to Require Security from Plaintiffs should be continued from
17 May 19, 2008 to at least one week later.

18 Respectfully submitted,

19 CLARY CANNON LLP

20
21 By


Patrick C. Clary

22 Attorneys for Kokoweef, Inc.
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AFFIDAVIT OF PATRICK C. CLARY

1
2 STATE OF NEVADA)
3) : ss.
4 COUNTY OF CLARK)

5 I, PATRICK C. CLARY, having been first duly sworn, upon my oath,
6 depose and state as follows:

7 1. I am the sole officer, director and stockholder of Patrick C.
8 Clary, Chartered, a Nevada professional corporation, which is a
9 partner of Clary Cannon LLP, a Nevada limited-liability partnership,
10 counsel for Kokoweef, Inc., named as a so-called Nominal Defendant in
11 the above-captioned case ("the Company" herein), and I make this
12 Affidavit in support of the Company's Emergency Motion to Continue
13 Hearings and *Ex Parte* Motion for Order Shortening Time ("the Subject
14 Motion"), to which this Affidavit is attached.

15 2. The Plaintiffs' Motions (as defined in the Subject Motion)
16 were received by me via regular mail on April 29, 2008. They were
17 dated as of April 28, 2008, but the proposed Order Shortening Time
18 included therewith was not filled in or signed, and the Plaintiffs'
19 Motions did not bear the file stamp of the Clerk of the Court. On
20 April 29, 2008, I also received via FAX a letter from the Plaintiffs'
21 counsel, Neil J. Beller, Esq. ("Mr. Beller"), included with which was
22 a FAX transmission from this Court stating that the Orders Shortening
23 Time on the Plaintiffs' Motions had been signed and that the hearing
24 thereon had been set on May 12, 1008 at 9:00 a.m. For the foregoing
25 reasons set forth in this paragraph, the Plaintiffs' Motions have not
26 been properly served on me, and the time is not running on the due
27 date for me to serve and file an opposition thereto.

28 3. I am presently scheduled to fly to Florida on May 8, 2008 and
will not return to Las Vegas until May 13, 2008. More specifically,

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1 I am scheduled to meet with an important client from Europe in Miami
2 Beach, Florida, on May 11 and 12, 2008. Accordingly, unless my
3 schedule is almost entirely disrupted, it is impossible for me to
4 attend the hearing presently scheduled for May 12, 2008 before this
5 Court. (On May 16, 2008, I am scheduled to fly to Reno to attend the
6 Nevada State Democratic Convention as a delegate and am scheduled to
7 return to Las Vegas on Sunday, May 18, 2008, so that I can be
8 available for the hearing on the Company's Motion to Require Security
9 from Plaintiffs on Monday, May 19, 2008.) Therefore, as set forth in
10 the Subject Motion, I am requesting the Court to continue the hearing
11 on the Plaintiffs' Motions to May 19, 2008 and to continue the hearing
12 on the Motion to Require Security from Plaintiffs from May 19, 2008
13 to a date which is at least one week later.

14 4. There was no justification whatsoever for Mr. Beller's request
15 for the Orders Shortening Time on the Plaintiffs' Motions. First of
16 all, as stated in the Company's Motion to Require Security from
17 Plaintiffs, under Subsection 5 of Section 41.520 of Nevada Revised
18 Statutes, this case is stayed, and even the filing of the Plaintiffs'
19 Motions (if they have been filed), let alone the entry of the Orders
20 Shortening Time at Mr. Beller's request, violates the stay.

21 5. Furthermore, in one of the Affidavits of Neil J. Beller, Esq.
22 in Support of Order Shortening Time, he falsely states as follows:

23 This Motion needs to be heard on an order shortening time
24 to eliminate the stay of the prosecution of this action as a
25 result of Defendants' motion for security, which stay will
26 permit Defendants to further their ongoing breach of fiduciary
27 duties owed to Plaintiffs.

28 While in their Complaint herein (which is denominated as a
"Shareholders [sic] Derivative Action-Equitable Relief") the
Plaintiffs seek unspecified equitable relief, nowhere have they filed

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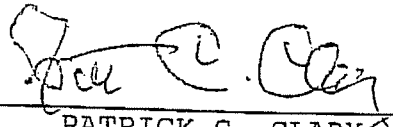
any motion for such equitable relief, so, while the claim of breach of fiduciary duty is hereby denied, there is nothing that restrains or enjoins such alleged misconduct that the stay or anything else for that matter allows!

6. In his said Affidavit, Mr. Beller goes on with the following equally false statement:

The latest example of this [the alleged breach of fiduciary duty] is that those Plaintiffs who are directors of Kokoweef, Inc. were not provided with notice of a special meeting of the board of directors where at that meeting three of those Plaintiffs were removed as directors as a result of filing this action against Defendants.


The truth is that the directors referred to were removed as directors by the stockholders pursuant to statutory law prior to the notices of the meeting also referred to and, therefore, were no longer directors of the Company when the notices were issued and the meeting was held!

7. Finally, attached hereto as Exhibit A is a copy of a letter that I transmitted today to Mr. Beller which speaks for itself.



PATRICK C. CLARY

SUBSCRIBED AND SWORN TO before me on May 2, 2008.


Sandra Rodriguez
NOTARY PUBLIC
STATE OF NEVADA
Appt. No. 07-1152-1
My Appt. Expires January 5, 2011

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May 2, 2008

Via FAX 702.368.7720 and
Original by Regular Mail

Neil J. Beller, Esq.
Neil J. Beller, Ltd.
7408 West Sahara Avenue
Las Vegas, Nevada 89117

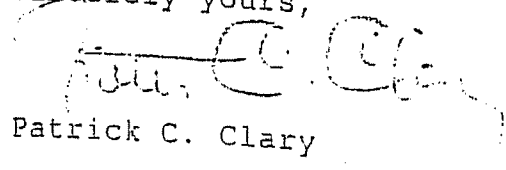
Re: Burke, et al. v. Hahn, et al. -Case No. A558629

Dear Neil:

Your motion to disqualify me or the above-named law firm in the above-captioned case violates Rule 11(b) of the Nevada Rules of Civil Procedure, because you should have been aware of the decision by the Supreme Court of Nevada in Dimartino v. Eighth Judicial District Court, 119 Nev. 119, 66 P.3d 945 (2003).

If you do not withdraw your said motion forthwith, I will timely prepare, serve and file a motion for sanctions against you.

Sincerely yours,


Patrick C. Clary

PCC:bhc
cc: M Nelson Segel, Esq.

Exhibit A