

LAW OFFICES
NEIL J. BELLER, LTD.
A PROFESSIONAL CORPORATION
7408 WEST SAHARA AVENUE
LAS VEGAS, NEVADA 89117
AREA CODE 702-368-7767



1 OST
Neil J. Beller, Esq.
2 NEIL J. BELLER, LTD.
Nevada Bar No. 002360
3 7408 W. Sahara Ave.
Las Vegas, Nevada 89117
4 (702) 368-7767
(702) 368-7720 Facsimile
5 Attorney for Plaintiffs

FILED

JUN 6 12 11 PM '08

[Signature]
CLERK OF THE COURT

DISTRICT COURT
CLARK COUNTY, NEVADA

9 TED R. BURKE; MICHAEL R and LAURETTA)
L. KEHOE; JOHN BERTOLDO; PAUL)
10 BARNARD; EDDY KRAVETZ; JACKIE and)
FRED KRAVETZ; STEVEN FRANKS; PAULA)
11 MARIA BARNARD; PETER T. and LISA A)
FREEMAN; LEON GOLDEN; C.A. MURFF;)
12 GERDA FERN BILLBE; BOB and ROBYN)
TRESKA; MICHAEL RANDOLPH, and)
13 FREDERICK WILLIS,)

Case No. A558629
Dept. XIII

14 Plaintiffs,

15 vs.

MOTION FOR CLARIFICATION
OF THIS COURT'S MAY 28, 2008
DECISION AND ORDER; AND
ORDER SHORTENING TIME

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

20 Defendants,

21 and

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

24 Nominal Defendants.
25

Date of Hearing: 6/10/08

Time of Hearing: 9:00 Am

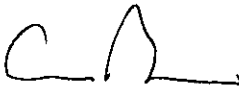
26 COMES NOW the Plaintiffs, by and through their attorney of record, NEIL J. BELLER,
27 ESQ., of the law firm of NEIL J. BELLER, LTD, and moves this Honorable Court for an Order
28 Shortening Time on their motion for clarification of this Court's Decision and Order signed May

1 28, 2008.

2 This Motion is made and based on the pleadings and papers on file herein, the Points and
3 Authorities, the attached Affidavits, and any argument of counsel at the time of the hearing of this
4 motion.

5 DATED this 6 day of June, 2008.

6 NEIL J. BELLER, LTD.

7
8 By: 
9 NEIL J. BELLER, ESQ.
10 Nevada Bar No. 2360
11 7408 W. Sahara Avenue
12 Las Vegas, Nevada 89117
13 (702)368-7767
14 Attorney for Plaintiffs

15 **ORDER SHORTENING TIME**

16 It appearing to the satisfaction of the Court, and good cause appearing therefor, IT IS
17 HEREBY ORDERED that the foregoing MOTION FOR CLARIFICATION OF THIS COURT'S
18 DECISION AND ORDER of May 28, 2008 shall be heard on the 10th day of June,
19 2008, at the hour of 9:00 a.m. in Department XIII.

20 **MARK R. DENTON**
21 DISTRICT COURT JUDGE

22 **AFFIDAVIT OF NEIL J. BELLER, ESQ.**
23 **IN SUPPORT OF ORDER SHORTENING TIME**

24 STATE OF NEVADA)
25 COUNTY OF CLARK) ss:

26 NEIL J. BELLER, ESQ., being first duly sworn, states that:

27 1. I am an attorney duly licensed to practice law in the State of Nevada and counsel for
28

1 Plaintiffs and I have personal knowledge of the matters in this action except for those matters stated
2 upon information and belief, and as to those matter, I believe them to be true.

3 2. There is insufficient time to hear this motion in the regular schedule of motion
4 hearings because pursuant to the Court Order dated May 22, 2008, Defendant Hahn has until June
5 10, 2008 to file a motion to require security. However, pursuant to this Court's Order dated May 28,
6 2008, the Order stated that the ruling by the Court disposes of Defendant's Motion for purposes of
7 NRS 41.520 (5). NRS 41.520 (5) provides that prosecution of the action must be stayed until 10
8 days after the motion has been disposed of.

9 3. The May 28, 2008 Order further stated that the application of Kokoweef, Inc. is
10 granted in part to extend the 30 day period not to exceed 60 days to permit Kokoweef, Inc. to refile
11 its motion to require security.

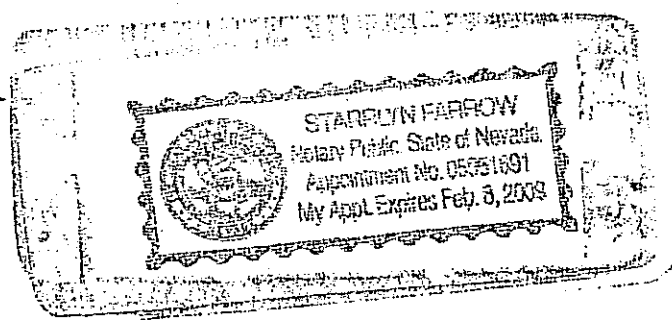
12 4. Plaintiffs request clarification whether it is this Court's intent that this action is stayed
13 until 10 days from the disposition of this Court's May 28, 2008 Order and the 10 day period would
14 end on Friday, June 13, 2008, and that since this action is stayed, then Defendant Hahn would not
15 be permitted to file a motion to require security from Plaintiffs on or before June 10, 2008, but that
16 Defendant would have to wait until June 13, 2008.

17 5. This Motion is not brought for the purpose of delay but to provide justice to the
18 Plaintiffs.

Neil J. Beller
NEIL J. BELLER, ESQ.

19
20
21 SUBSCRIBED AND SWORN TO before me
22 this 5 day of June, 2008

23
24 *[Signature]*
25 NOTARY PUBLIC



26
27
28 *///*

1 POINTS AND AUTHORITIES

2 NRS 41.520 (5) provides that if a motion to require security is filed, "the prosecution of the
3 actions must be stayed, until 10 days after the motion has been disposed of."

4 By Order of this Court dated May 22, 2008, this Court ordered that Defendant Hahn and
5 Hahn's World of Surplus "shall have to, and including, June 10, 2008, to file a motion to require
6 security pursuant to the provisions of NRS 41.520 (3);" and that the Court would take Kokoweef's
7 motion to require security under advisement. A copy of said Order is attached as **Exhibit "1"**.

8 By Order of this Court dated May 28, 2008, this Court granted in part Kokoweef, Inc.'s
9 motion to require security as an application to extend the 30 day period, not to exceed 60 days, to
10 file its motion; and, that "this ruling by the Court disposes of Defendant's Motion for purposes of
11 NRS 41.520 (5). A copy of said Order is attached as **Exhibit "2"**.

12 Plaintiffs request this Court to clarify its May 28, 2008 Order as to the following:

13 1. Whether the 10 day stay period pursuant to NRS 41.520 (5) is in effect until June 13,
14 2008.

15 2. If the stay is in effect until June 13, 2008, then Defendant Hahn will not be permitted
16 to file a motion to require security until the stay has ended.

17 Additionally, the Plaintiffs request clarification from this Court regarding whether the stay
18 is to remain in effect for Plaintiffs where evidence of wrongdoing and illegal activity by the
19 Defendants is ongoing.

20 Attached to this motion as **Exhibit "3"** is the affidavit of Paul Caruana, a shareholder of
21 Kokoweef, Inc. who swears that he never received notice of the annual meeting of shareholders of
22 Kokoweef, Inc., which was held on June 1, 2008. Pursuant to the ByLaws of Kokoweef, each
23 shareholder is to receive notice of the annual meeting of shareholders at least 10 days prior to that
24 meeting.

25 Four other Kokoweef, Inc. shareholders, C.A. Murff, Charlie Powers, Jim Hamhardt, and
26 Paul Caruana will be signing their affidavits and making the same assertions as sworn to by Mr.
27 Randolph in his affidavit. Additionally, a list of shareholders who never received notice of the
28 annual meeting is in the process of being prepared and will be submitted along with the affidavits

1 of shareholders who never received notice of the annual meeting. This information has just recently
2 been discovered by Plaintiff and it has been impossible to obtain all the signed affidavits prior to the
3 filing of this instant motion. Plaintiffs will supplement its motion with the signed affidavits.

4 Plaintiffs request clarification as to whether the stay remains in effect for Plaintiffs when
5 Defendants are permitted to conduct corporate activities in violation of its ByLaws.

6 Based on the foregoing, Plaintiffs request this Honorable court to clarify its Order of May
7 28, 2008.

8 DATED this 6 day of June, 2008.

9 NEIL J. BELLER, LTD.

10
11 By: 

12 (60) NEIL J. BELLER, ESQ.
13 Nevada Bar No. 2360
14 7408 W. Sahara Avenue
15 Las Vegas, Nevada 89117
16 (702)368-7767
17 Attorney for Plaintiffs

18 **CERTIFICATE OF SERVICE**

19 I HEREBY CERTIFY that on the 5 day of June, 2008, service of the foregoing
20 MOTION FOR CLARIFICATION and ORDER SHORTENING TIME, was made this date by
21 Fascimile to the following:

22 M. Nelson Segel, Chartered
23 M. Nelson Segel, Esq.
24 624 South 9th Street
25 Las Vegas, NV 89101
26 Attorneys for Defendant Larry Hahn and Hahn's World of Surplus, Inc.
27 Fax No. : (702) 382-2967

28 CLARY CANNON, LLP
Patrick C. Clary, Esq.
Curtis W. Cannon, Esq.
7201 West Lake Mead Boulevard, Suite 503
Las Vegas, NV 89129
Attorneys Defendant Kokoweef, Inc.
Fax No.: (702) 382-7277

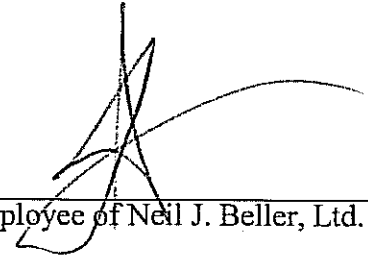

An employee of Neil J. Beller, Ltd.

EXHIBIT "1"

ORIGINAL

9

1 **ORDR**
 2 **M NELSON SEGEL, CHARTERED**
 3 **M NELSON SEGEL, ESQUIRE**
 Nevada Bar No. 0530
 4 624 South 9th Street
 Las Vegas, Nevada 89101
 Telephone: (702) 385-5266
 Attorneys for Defendants Larry Hahn
 5 and Hahn's World of Surplus, Inc.

FILED

May 27 11 35 AM '08

Cliff
CLERK OF THE COURT

DISTRICT COURT OF NEVADA

COUNTY OF CLARK

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

CASE NO. A558629

DEPT. XIII

Plaintiffs

vs.

16 **LARRY L. HAHN, individually, and as President**
 17 **of and Treasurer of Kokoweef, Inc., and former**
 18 **President and Treasurer of Explorations Incorporated**
 19 **of Nevada; HAHN'S WORLD OF SURPLUS, INC.,**
a Nevada corporation; DOES I-X, inclusive; DOE
OFFICERS, DIRECTORS and PARTICIPANTS
I-XX,

Defendants,

and

DATE: 05/19/08
TIME: 9:00 a.m.

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

Nominal Defendants.

ORDER REGARDING VARIOUS MOTIONS

27 Defendants' Motion to Extend Time to File Request for Security filed by Defendants Larry
 28 Hahn ("HAHN") and Hahn's World of Surplus, Inc. ("SURPLUS")("EXTEND MOTION"),

RECEIVED
MAY 27 2008
CLERK OF THE COURT

1 Defendant Kokoweef, Inc.'s Motion to Require Security From Plaintiffs ("SECURITY MOTION"),
2 Plaintiff's Motion to Strike Request for Security, or in the Alternative, Opposition to Motion to
3 Require Security from Plaintiffs ("STRIKE MOTION") and Plaintiff's Motion to Disqualify Law
4 Firm of Clary Cannon, LLP or in the Alternative, Motion to Disqualify Patrick C. Clary, Esquire and
5 Order Shortening Time ("DISQUALIFY MOTION") having come on for hearing on the 19th day of
6 May, 2008, Plaintiffs appearing by and through their attorney, NEIL BELLER, ESQUIRE,
7 Defendants HAHN and SURPLUS appearing by and through their attorney, M NELSON SEGEL,
8 ESQUIRE, and Defendant KOKOWEEF, INC. appearing by and through its attorneys, PATRICK
9 C. CLARY, ESQUIRE and CURTIS CANNON, ESQUIRE, the Court having reviewed the
10 pleadings and papers on file, having heard the arguments of counsel and good cause appearing
11 therefor; it is hereby

12 ORDERED that the DISQUALIFICATION MOTION be, and the same hereby is, denied,
13 without prejudice; and it is further

14 ORDERED that the STRIKE MOTION be, and the same hereby is, denied; and it is further

15 ORDERED that the EXTEND MOTION be, and the same hereby is, approved; and it is
16 further

17 ORDERED that HAHN and SURPLUS shall have to, and including, June 10, 2008, to file
18 a motion to require security pursuant to the provisions of NRS §41.520(3); and it is further

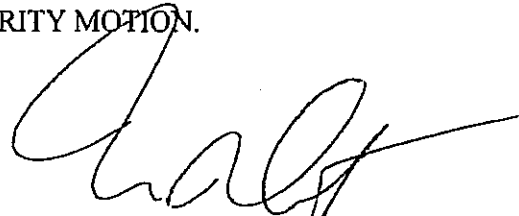
19 ORDERED that the Court shall take the SECURITY MOTION under advisement; and it is
20 further

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ORDERED that the stay, pursuant to NRS §41.520(5), shall remain in full force and affect pending the decision of the Court on the SECURITY MOTION.

DATED this 22nd day of May, 2008.



DISTRICT COURT JUDGE

gn

Submitted by:

M NELSON SEGEL, CHARTERED


By 
M NELSON SEGEL, ESQUIRE
Nevada Bar No. 0530
624 South 9th Street
Las Vegas, Nevada 89101
Attorneys for Defendants Larry Hahn
and Hahn's World of Surplus, Inc.

EXHIBIT "2"

ORIGINAL

May 28, 08
order

DISTRICT COURT
CLARK COUNTY, NEVADA

FILED

May 28 4 42 PM '08

CLERK OF THE COURT

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TED R. BURKE; MICHAEL R. and)
LAURETTA L. KEHOE; JOHN BERTOLDO;)
PAUL BERNARD; EDDY KRAVETZ; JACKIE)
and FRED KRAVETZ; STEVEN 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,)

CASE NO. A558629
DEPT. NO. XIII

Plaintiff(s),

Date: May 19, 2008
Time: 9:00 a.m.

vs.

LARRY L. 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, et al.,)

Defendant(s).

AND ALL RELATED CLAIMS.

DECISION AND ORDER

THIS MATTER having come before the Court on May 19,
2008 for hearing on, *inter alia*, Defendant's [Kokoweef, Inc.]
Motion to Require Security from Plaintiffs, and the Court having
considered the papers submitted in connection with the motion and
heard the arguments made on behalf of the parties and then taken
the matter under advisement for further consideration;

NOW, THEREFORE, the Court decides the submitted issues

as follows:

RECEIVED
MAY 28 2008

MARK R. DENTON
DISTRICT JUDGE
DEPARTMENT THIRTEEN
LAS VEGAS, NV 89155

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The Defendant is the "corporation" referred to in the first sentence of NRS 41.520(3)(b). Since that provision refers to "...the moving party, if other than the corporation..." it is not applicable to Defendant's Motion.

The Court is not persuaded that Defendant has at this time demonstrated 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..." NRS 41.520(3)(a)

The Court will not at this time deny the subject Motion, but will treat and GRANT the same IN PART as an "...an application of the corporation...to extend the 30-day period for an additional period...not exceeding 60 days." *Id.*¹ Such time will be computed from entry hereof.

This ruling by the Court disposes of Defendant's Motion for purposes of NRS 41.520(5).

NOW, THEREFORE, IT IS HEREBY SO ORDERED, ADJUDGED, AND DECREED.

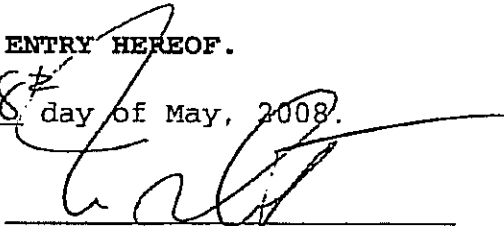
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¹The aforesaid statutory provision appears to authorize "additional...periods..." if necessary, apparently in recognition of the fact that it may require some time before it can be determined if the showing required can be made.

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COUNSEL FOR DEFENDANT KOKOWEEF IS DIRECTED TO PROVIDE
PROMPT WRITTEN NOTICE OF ENTRY HEREOF.

DATED this 28th day of May, 2008.



MARK R. DENTON
DISTRICT JUDGE

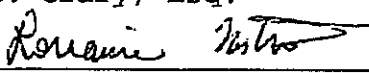
CERTIFICATE

I hereby certify that on the date filed, and as a
courtesy not comprising formal written notice of entry, I placed
a copy of the foregoing in the attorney's folder in the Clerk's
Office or mailed a copy to:

NEIL J. BELLER, ESQ.

M. NELSON SEGEL, ESQ.

CLARY CANNON
Attn: Patrick C. Clary, Esq.



LORRAINE TASHIRO
Judicial Executive Assistant
Dept. No. XIII

EXHIBIT "3"

Neil J. Beller, Esq.
NEIL J. BELLER, LTD.
Nevada Bar No. 002360
7408 W. Sahara Ave.
Las Vegas, Nevada 89117
(702) 368-7767
(702) 368-7720 Facsimile
Attorney for Plaintiffs

DISTRICT COURT

CLARK COUNTY, NEVADA

TED R. BURKE; MICHAEL R and LAURETTA)	
L. KEHOE; JOHN BERTOLDO; PAUL)	Case No. A558629
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FREEMAN; LEON GOLDEN; C.A. MURFF;)	
GERDA FERN BILLBE; BOB and ROBYN)	
TRESKA; MICHAEL RANDOLPH, and)	
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Plaintiffs,)	
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vs.)	
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LARRY L. 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; DOES)
I - X, inclusive; DOE OFFICERS, DIRECTORS)
and PARTICIPANTS I - XX,)

Defendants,,)

and)

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

Nominal Defendants.)

AFFIDAVIT OF PAUL CARUANA
IN SUPPORT OF MOTION FOR CLARIFICATION

STATE OF NEVADA)

) -ss-

COUNTY OF CLARK)

I, Paul Caruana, being first duly sworn upon oath depose and state as

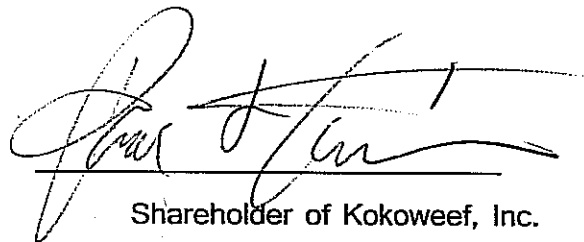
follows:

I am over the age of 21 years, am competent to testify is called upon and make this Affidavit in support of Plaintiffs' Motion for Clarification in the above entitled action.


2. The ByLaws of Kokoweef, Inc., Article II, Sections 2 and Section 5 provide a notice of annual meeting shall be delivered to each stockholder not less than 10 days before the date of the meeting.

3. I was informed verbally by Ted Burke of the annual meeting of the shareholders of Kokoweef, Inc. and did attend said meeting on June 1, 2008.

4. I never received by mail, e-mail or facsimile, the notice of the annual meeting of the Shareholders of Kokoweef, Inc.


Shareholder of Kokoweef, Inc.

Subscribed and Sworn to before me
this 5 day of June, 2008


NOTARY PUBLIC

