

Gustavo Torres' Motion for Relief from the Automatic Stay (the "Torres Motion")

By the Torres Motion, Gustavo Torres ("Torres") requests that the Court grant relief from the automatic stay to permit Torres to file a state court action for personal injuries against Debtor Engle Homes/Arizona Construction, Inc. ("Engle Homes").

Torres intends to file a personal injury action against Debtor Engle Homes in the State of Arizona, Maricopa County Superior Court. Torres alleges he was injured during an accident occurring on a job site of the Debtor prior to the Petition Date.

Torres alleges that Debtor Engle Homes maintained liability insurance coverage for any recovery obtained in the personal injury action and further stipulates that he will seek only to obtain payment on his damage claims from the Debtors' liability insurance carrier. Torres maintains that this action will have no other effect on the assets of Engle Homes or its other creditors. Furthermore, Torres claims that defense counsel for the Debtors will be provided by the liability carrier at no cost to the Debtors.

A hearing on the Torres Motion has been scheduled for August 14, 2008, and a corresponding objection deadline has been set for August 8, 2008.