RODGER M. LANDAU (State Bar No. 151456)
SHARON M. KOPMAN (State Bar No. 164449)
LANDAU & BERGER LLP
1801 Century Park East, Suite 1460
Los Angeles, California 90067
Telephone: (310) 557-0050
Facsimile: (310) 557-0056
rlandau@lblawllp.com
skopman@lblawllp.com

Counsel for Vineyard National Bancorp

UNITED STATES BANKRUPTCY COURT

FOR THE CENTRAL DISTRICT OF CALIFORNIA

RIVERSIDE DIVISION

In re VINEYARD NATIONAL BANCORP, Debtor.	Bk. No. 6:09-bk-26401-RN Chapter 11 **DUE TO CLERICAL ERROR AND USE OF INCORRECT EVENT CODE, WITHDRAWAL OF NOTICE OF MOTION AND MOTION PURSUANT TO SECTIONS 105 AND 363(B) OF THE BANKRUPTCY CODE FOR ENTRY OF AN ORDER (1) APPROVING THE USE OF CERTAIN ESTATE FUNDS TO TERMINATE THE DEBTOR'S EMPLOYEE STOCK OWNERSHIP PLAN, (2) AUTHORIZING DEBTOR TO FORGIVE, DISCHARGE AND CANCEL THE PROMISSORY NOTE EXECUTED BY THE EMPLOYEE STOCK OWNERSHIP PLAN TRUST, AND (3) GRANTING SUCH OTHER AND FURTHER RELATED RELIEF; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF; AND DECLARATION OF DONALD H. PELGRIM IN SUPPORT THEREOF (DOCKET NO. 38)**

In re: VINEYARD NATIONAL BANCORP, Debtor.	CHAPTER 11 CASE NUMBER 09-26401-RN

PROOF OF SERVICE OF DOCUMENT

I, Natalie M. Cereseto, am employed in the city and county of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is: Landau & Berger LLP, 1801 Century Park East, Suite 1460, Los Angeles, CA 90067.

A true and correct copy of the foregoing document described: **DUE TO CLERICAL ERROR AND USE OF INCORRECT EVENT CODE, WITHDRAWAL OF NOTICE OF MOTION AND MOTION PURSUANT TO SECTIONS 105 AND 363(B) OF THE BANKRUPTCY CODE FOR ENTRY OF AN ORDER (1) APPROVING THE USE OF CERTAIN ESTATE FUNDS TO TERMINATE THE DEBTOR'S EMPLOYEE STOCK OWNERSHIP PLAN, (2) AUTHORIZING DEBTOR TO FORGIVE, DISCHARGE AND CANCEL THE PROMISSORY NOTE EXECUTED BY THE EMPLOYEE STOCK OWNERSHIP PLAN TRUST, AND (3) GRANTING SUCH OTHER AND FURTHER RELATED RELIEF; MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT THEREOF; AND DECLARATION OF DONALD H. PELGRIM IN SUPPORT THEREOF (DOCKET NO. 38)** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner indicated below:

I. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING ("NEF") – Pursuant to controlling General Order(s) and Local Bankruptcy Rule(s) ("LBR"), the foregoing document will be served by the court via NEF and hyperlink to the document. On September 08, 2009, I checked the CM/ECF docket for this bankruptcy case and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the email address(es) indicated below:

Henkie F Barron hbarron@winston.com
Jeffrey W Broker jbroker@brokerlaw.biz
Timothy J Farris timothy.j.farris@usdoj.gov
Jesse S Finlayson jfinlayson@faw-law.com, wmills@faw-law.com
Ivan L Kallick ikallick@manatt.com, ihernandez@manatt.com
Sharon M Kopman skopman@lblawllp.com; ncereseto@lblawllp.com
Rodger M Landau rlandau@lblawllp.com, kmoss@lblawllp.com
John W Mills jmills@kilpatrickstockton.com
Hydee J Mulichak Hydee.Mulichak@sbgk.com
United States Trustee (RS) ustpregion16.rs.ecf@usdoj.gov

☐ Service information continued on attached page

II. SERVED BY U.S. MAIL OR OVERNIGHT MAIL (indicate method for each person or entity served):

On September 08, 2009, I served the following person(s) and/or entity(ies) at the last known address(es) in this bankruptcy case by placing a true and correct copy thereof in a sealed envelope in the United States Mail, first class, postage prepaid, and/or with an overnight mail service addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

BY U.S. MAIL

Honorable Richard M. Neiter
U.S. Bankruptcy Court
255 East Temple Street, Suite 1652
Los Angeles, CA 90012

☒ Service information continued on attached page

III. SERVED BY PERSONAL DELIVERY, FACSIMILE TRANSMISSION OR EMAIL (indicate method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on_____, I served the following person(s) and/or entity(ies) by personal delivery, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on the judge will be completed no later than 24 hours after the document is filed.

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

September 08, 2009	Natalie M. Cereseto	NMCereseto
Date	*Type Name*	*Signature*

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

January 2009

F 9013-3.1

VINEYARD BANCORP SERVICE LIST

Debtor, Creditors Committee, & Special Notice

Debtor

Vineyard National Bancorp
4000 Barranca Parkway Suite 250
Irvine, CA 92604

Secured Lender

First Tennessee Bank NA
Attn David Work
845 Crossover Lane Suite 150
Memphis, TN 38117

Creditors Committee

Julie J. Becker, Vice President
Wilmington Trust Company
50 South Sixth Street, Suite 1290
Minneapolis, MN 55402-1544

J. Chris Mathews, Vice President
The Bank of New York Trust Co., N.A.
601 Travis 16th Floor
Houston, Texas 77002

James H. Byrnes, Vice President
Vineyard Statutory Trust I
One Federal St. 3rd Floor
Boston, MA 02110

Counsel for Secured Lender

Leonard M. Shulman
Shulman, Hodges & Bastian LLP
26632 Towne Centre Drive, Suite 300
Foothill Ranch, CA 92610

Special Notice List

John C. Grosvenor
Manatt, Phelps & Phillips, LLP
695 Town Center Drive
Costa Mesa, California 90064

Securities and Exchange Commission
Attn: Sarah D. Moyed
5670 Wilshire Boulevard, 11th Floor
Los Angeles, CA 90036

Counsel for Wilmington Trust Co.

Todd C. Meyers, Esq.
Sameer K. Kapoor, Esq.
Kilpatrick Stockton LLP
1100 Peachtree Street, Suite 2800
Atlanta, Georgia 30309-4530

Counsel to Creditor's Committee

Robert A. Julian, Esq.
Todd J. Dressel, Esq.
Winston & Strawn LLP
101 California Street
San Francisco, CA 94111-5894

Eric E. Sagerman, Esq.
Winston & Strawn LLP
333 South Grand Avenue, 38th Floor
Los Angeles, California 90071