

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

~~Charles Newton O'Ball,~~

Defendant.

CIVIL NO. 6193

FILED

JUL - 8 1966

NOBLE C. HOOD
Clerk, U. S. District Court

DEFAULT JUDGMENT BY THE CLERK

This cause came on to be heard on motion of the plaintiff for default judgment for the relief demanded in the complaint, and it appearing the complaint and summons in this action were served on the defendant on June 21, 1965, as appears from the Marshal's return of service of said summons; that the time within which the defendant may answer or otherwise move as to the complaint has expired; that the defendant has not answered or otherwise moved and that the time for defendant to answer or otherwise move has not been extended.

It further appearing, as evidenced by the affidavit of the plaintiff, that the defendant is neither an infant nor incompetent person, and that the defendant is not in the military service of the United States.

It further appearing plaintiff's claim against the defendant is for a sum certain which can by computation be made certain.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the plaintiff recover of the defendant the amount prayed for in the sum of \$ 2,099.00 with interest on the sum of \$ 2,099.00 at the rate of 6 % per annum from February 1 19 58, until paid, and the costs of this action.

Dated this 4th day of July, 19 66.

NOBLE C. HOOD
Clerk, United States District
Court for the Northern District of
Oklahoma

By M. M. Earing
Deputy

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE
NORTHERN DISTRICT OF OKLAHOMA, AT TULSA.

OKLAHOMA

EDWIN C. HILL,

)
)
) Plaintiff,)
)

vs.)
)

JACK C. SHIRLEY,

)
)
) Defendant.)
)

Case No. 6445

JOURNAL ENTRY OF JUDGMENT

Now on this 5th day of July, 1966, comes on to be heard Application for Entry of Default Judgment, and Affidavits in support thereof; Plaintiff Edwin C. Hill was present by its attorneys of record John M. Freese and Clifford K. Cate, Jr., and the Defendant, Jack C. Shirley, answered not and was in default.

This Court finds that patently regular and valid service of summons was had upon Defendant Jack C. Shirley, and that the said Defendant has wholly failed to plead or answer and is in default and the premises; this Court further finds that it has jurisdiction of the said parties and of the subject matter incident thereto; thereupon, the Court proceeded to hear the evidence and argument of counsel, and to examine the sworn affidavits of the file herein, and being fully advised and upon consideration of the evidence and pleadings before it, finds that the Plaintiff has sustained all of the allegations of his Petition and is entitled to a judgment accordingly.

THIS COURT FURTHER FINDS AND IT IS ACCORDINGLY ORDERED,
ADJUDGED AND DECREED BY THIS COURT AS FOLLOWS:

1. That all of the foregoing findings of fact are herewith judicially determined, adjudicated and made a part of this order and decree.
2. That the Defendant offered and sold to Plaintiff certain undivided interests in various oil and gas leases in violation of the Securities Act of 1934, in the amount of \$7,025.00;

3. That Defendant assumed the exclusive charge, control and supervision of all of the said leases and occupied the position of a fiduciary with respect to the Plaintiff; that Plaintiff at all times trusted said Defendant and relied upon his figures and statements as being true and correct and was induced to invest monies with him in reliance thereupon;

4. That the Defendant did commit a fraud against the Plaintiff and did misappropriate the monies so paid to him by Plaintiff and commingled the said trust monies with his own;

5. That the Plaintiff seeks and is entitled to judgment against Defendant Jack C. Shirley for the amount solicited by him in violation of the Securities Act in the principal sum of \$7,025.00, together with interest thereon at the rate of 6% per annum from date of March 20, 1963 to July 7, 1966 in the amount of \$1,389.78; together with interest on said principal sum of \$7,025.00 at the rate of 6% per annum from date of July 8, 1966 until paid, and for an attorneys fee of \$1,682.95 and all costs incurred herein.

Robert C. Hood
Clerk of the United States District
Court for the Northern District
of Oklahoma

CERTIFICATE OF MAILING

I hereby certify that on the 8 day of July, 1966, I deposited a true and correct copy of the attached or foregoing pleading in the United States mails, in a sealed envelope, postage prepaid, addressed as follows: Jack C. Shirley, 137-1/2 N. W. 17th Street, Oklahoma City, Oklahoma.

Clifford K. Coate Jr

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,
vs.
771.88 Acres of Land, More or Less,
Situate in Pawnee and Creek Counties,
Oklahoma, and Helen W. Kenyon, et al,
and Unknown Owners,
Plaintiff,)
Defendants.)

Civil No. 4882

Tract Nos. D-441 & E

FILED

JUL 15 1966

AMENDMENT TO JUDGMENT

NOBLE C. HOOD
Clerk, U. S. District Court

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for an amendment to a judgment entered June 23, 1966, which judgment determined the ownership and the just compensation to be awarded the former owners of the above tracts.

2. The Court finds that paragraph (c) of the judgment entered June 23, 1966, should be amended by striking the name of W. T. Moore and inserting in lieu thereof the name of Thomas F. McCullough.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED THAT the judgment entered on June 23, 1966, in the above tracts and case, should be amended as provided above.

JUL 15 1966

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ Robert P. Santee

ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

Civil No. 5970

vs.

Pat Bell and Hazel Bell,

Defendants.

FILED

JUL 15 1966

NOBLE C. HOOD
Clerk, U. S. District Court

J U D G M E N T

This cause came on to be heard on March 22, 1966, on Stipulations, Depositions and Briefs and upon consideration thereof it is ORDERED, ADJUDGED and DECREED that plaintiff have and recover judgment from the defendants, Pat Bell and Hazel Bell, in the sum of \$5,864.07 with interest thereon at the rate of 5% per annum from March 22, 1966, until paid, plus the sum of \$2,633.52 accrued interest, together with the costs of this action; that plaintiff have and recover judgment from the defendant, Pat Bell, for the sum of \$2,757.35 with interest thereon at the rate of 5% per annum from March 22, 1966 until paid, plus the sum of \$1,259.75 accrued interest, together with the costs of this action, accrued and accruing.

Allen E. Barrow
UNITED STATES DISTRICT JUDGE

APPROVED:

Sam E. Taylor
SAM E. TAYLOR
Assistant U. S. Attorney

Robert J. Woolsey
ROBERT J. WOOLSEY
Attorney for Defendants

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

vs.

543.55 Acres of Land, More or Less,
Situate in Tulsa County, Oklahoma,
and C. M. Hirrlinger, et al, and
Unknown Owners,

Defendants.

CIVIL ACTION NO. 6297 ✓

Tract No. 5009E

FILED

JUL 15 1966

NOBLE C. HOOD *h.*
Clerk, U. S. District Court

J U D G M E N T

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final judgment determining the ownership and the just compensation to be awarded the former owners of the above tract.
2. The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action; that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties having compensable interests in the subject tract; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.
3. The Court finds, upon the evidence presented that the below-listed defendants were the sole owners of the above-captioned tract on the date of taking, and are entitled to receive the award therefor.
4. The Court finds the amount of \$521.00 is just compensation for the taking of the estates by the plaintiff in the above tract, as such estates and said tract are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$291.00 was deposited into the Registry of this Court as estimated just compensation for said tract upon the filing of the Declaration of Taking herein.
5. The Report of Commissioners filed herein on the 29th day of June, 1966, is hereby accepted and adopted as a finding of fact as to all interests except that of John and Goldie Abboud. The amount of just compensation for

all interests except that of John and Goldie Abboud is the sum of \$230.00, to be divided as follows:

Joe D. Davis - - - - -	\$46.00	(1/5)
Amos Russell - - - - -	\$46.00	(1/5)
Lillie Mae Fabela Davis - - - - -	\$46.00	(1/5)
Acee Phillip Gooden - - - - -	\$46.00	(1/5)
Ramona Leslie - - - - -	\$46.00	(1/5)

6. The Court finds that plaintiff and John and Goldie Abboud, defendants herein, have by the stipulation agreed that the just compensation to be paid by the plaintiff for the taking of the estate taken in the above tract is the sum of \$291.00, for their interests, inclusive of interest.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(a) The vesting in plaintiff of title to the estates set forth in the Complaint and Declaration of Taking in and to the lands hereinabove referred to, as said tract is described therein, is hereby confirmed;

(b) The just compensation to be paid by the plaintiff for the taking of the above tract is the sum of \$521.00;

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$230.00, with interest at 6% per annum on such deficiency from October 28, 1965 until paid into the Registry of the Court. Upon receipt of the last-mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw checks on the funds in the Registry of this Court in the amounts hereinafter set forth, payable to the order of the following-named payees:

John and Goldie Abboud - - - - - \$291.00 (No interest)

Bureau of Indian Affairs for the accounts of:
Joe D. Davis, Amos Russell, Lillie Mae Fabela Davis,
Acee Phillip Gooden and Ramona Leslie - - \$230.00 plus all
accrued interest

Entered: JUL 15 1966

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ Robert P. Santee

ROBERT P. SANTEE
Assistant U. S. Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,)
Plaintiff,)
vs.)
543.55 Acres of Land, More or Less,)
Situate in Tulsa County, Oklahoma,)
and C. M. Hirrlinger, et al, and)
Unknown Owners,)
Defendants.)

Civil No. 6297

Tract Nos. 5017E-1,

E-2 & E-3
FILED

JUL 15 1966

J U D G M E N T

NOBLE C. HOOD
Clerk, U. S. District Court

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for a final Judgment determining the ownership and the just compensation to be awarded the former owners of the above tracts.

2. The Court finds that the Declaration of Taking and Complaint were duly filed and that the Court has jurisdiction of the parties and the subject matter of this action; that service of process has been perfected either personally or by publication of notice, as prescribed by Rule 71A of the Federal Rules of Civil Procedure, on all parties having compensable interests in the subject tracts; that upon the date the Declaration of Taking and the Complaint were filed title to the estate taken, as set out therein, became vested in the United States of America.

3. The Court finds, upon the evidence presented that the below-listed defendants were the sole owners of the above-captioned tracts on the date of taking, and are entitled to receive the award therefor.

4. The Court finds the amount of \$2,081.90 is just compensation for the taking of the estates by the plaintiff in the above tracts, as such estates and said tracts are described and set forth in the Complaint and Declaration of Taking heretofore filed in this cause. The sum of \$1,710.00 was deposited into the Registry of this Court as estimated just compensation for said tracts upon the filing of the Declaration of Taking herein.

5. The Reports of Commissioners filed herein on the 29th day of June, 1966, are hereby accepted and adopted as a finding of fact as to all interests not owned by the Sand Springs Home, Inc. The amount of just compensation for those interests not owned by the Sand Springs Home, Inc., is the sum of \$121.90, to be divided as follows:

Robert Rogers -----	\$ 71.90
Investors Royalty Co. -----	50.00

Total -----	\$121.90

6. The Court finds that plaintiff and Sand Springs Home, Inc., defendant herein, have by the stipulation agreed that the just compensation to be paid by the plaintiff for the taking of the estate taken in the above tracts is the sum of \$1,960.00 for its interest, inclusive of interest.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED:

(a) The vesting in plaintiff of title to the estates set forth in the Complaint and Declaration of Taking in and to the lands hereinabove referred to, as said tracts are described therein, is hereby confirmed;

(b) The just compensation to be paid by the plaintiff for the taking of the above tracts is the sum of \$2,081.90.

(c) The plaintiff shall forthwith deposit into the Registry of this Court the deficiency in the amount of \$371.90, with interest at 6% per annum on such deficiency from October 28, 1965, until paid into the Registry of the Court. Upon receipt of the last-mentioned deficiency, the Clerk of this Court is hereby authorized and directed to draw checks on the funds in the Registry of this Court in the amounts hereinafter set forth, payable to the order of the following-named payees:

Bureau of Indian Affairs for the Account of Robert Rogers -----	\$71.90) Plus all) accrued) interest
Investors Royalty Co.-----	\$50.00	
Sand Springs Home, Inc. -----	\$1,960.00	(No interest)

Total -----	\$2,081.90	

Entered: JUL 15 1966

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ Robert P. Santee

ROBERT P. SANTEE
Assistant U. S. Attorney

ksm

IN THE UNITED STATES DISTRICT
COURT FOR THE NORTHERN DIS-
TRICT OF OKLAHOMA

MIDWESTERN DEVELOPMENTS,
INCORPORATED,

Plaintiff,

vs.

THE CITY OF TULSA, OKLAHOMA,
a municipal corporation,

Defendant.

NO. 5478 CIVIL

FILED

JUL 18 1966

NOBLE C. HOOD
Clerk, U. S. District Court

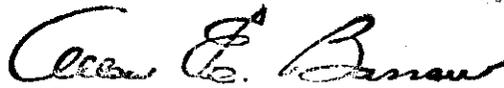
JUDGMENT

In conformity with the findings of fact and conclusions
of law filed by the Court in this case on this date,

IT IS HEREBY ORDERED AND DECREED that judgment is entered
in favor of the defendant, City of Tulsa, and against the plain-
tiff, Midwestern Developments, Incorporated.

IT IS FURTHER ORDERED that the City of Tulsa recover its
costs herein expended.

DATED this 18 day of July, 1966.



UNITED STATES DISTRICT JUDGE

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES FIDELITY AND ~~CASUALTY~~ *GUARANTY*
COMPANY, a corporation,)

Plaintiff,)

vs)

A. B. C. CONSTRUCTION COMPANY,
a corporation,)

Defendant.)

No. 6226

FILED

JUL 18 1966

J U D G M E N T

NOBLE C. HOOD
Clerk, U. S. District Court

Now on this 7th day of July, 1966, the court having
filed herein its findings of fact and conclusions of law:

IT IS ORDERED, ADJUDGED AND DECREED that the contract of
insurance between the U.S.F. & G. and the A. B. C. Construction
Company, denoted Comprehensive General Liability Policy No. RCG-
272911 for the policy period December 10th, 1961 to December 10th,
1962, does provide collapse coverage to the defendant, notwith-
standing endorsement No. 6 contained therein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the
plaintiff must defend the defendant in the case brought by Omaha
Steel Works, a corporation, against A. B. C. Construction Company
in the District Court of Douglas County, Nebraska, case Docket
No. 561 No. 15, and must indemnify the defendant from any loss that
it might sustain by reason of this litigation.

IT IS FURTHER ORDERED that the defendant recover its
cost in this litigation from the plaintiff.

Luther Bohannon
Luther Bohannon,
United States District Judge

APPROVED AS TO FORM:

Bill B. Kelly
Attorney for the Plaintiff

James G. Davidson
James G. Davidson,
Attorney for the Defendant

FILED

JUL 19 1966

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

NOBLE C. HOOD
Clerk, U. S. District Court

United States of America,)
Plaintiff,)
vs.)
600.49 Acres of Land, More or Less,)
Situate in Tulsa, Creek, and Pawnee)
Counties, Oklahoma, and Clifford Ward,)
et al, and Unknown Owners,)
Defendants.)

Civil No. 4854
Tract No. D-427

AMENDMENT TO JUDGMENT

1. On this day this cause came on for hearing upon the application of the United States of America, by its attorney, for an Amendment to the Judgment entered June 23, 1966, which judgment determined the ownership and the just compensation to be awarded the former owners of the above tract.

2. The Court finds that paragraph (c) of the judgment entered June 23, 1966, should be amended by striking the name of Cora A. McKee and inserting in lieu thereof the name of Garrett Logan.

IT IS, THEREFORE, BY THE COURT ORDERED AND ADJUDGED THAT the judgment entered on June 23, 1966, in the above tract and case should be amended as provided above.

Entered: JUL 19 1966

/s/ Allen E. Barrow

UNITED STATES DISTRICT JUDGE

APPROVED:

/s/ Robert P. Santee

ROBERT P. SANTEE
Assistant U. S. Attorney

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT
OF OKLAHOMA

J. L. ESSLEY,

Plaintiff,

vs.

LAS VEGAS TRUST, et al.,

Defendants.

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Civil No. 6106

FILED

JUL 19 1966

NOBLE C. HOOD
Clerk, U. S. District Court

JUDGMENT

This action came on for trial before the Honorable Luther Bohanon,
District Judge presiding, and the issues having been duly heard and a
decision having been duly rendered.

IT IS ORDERED AND ADJUDGED that plaintiff, J. L. Essley, recover
of the defendants, Las Vegas Trust and R. W. Coburn, the sum of
\$10,000.00 and the cost of the action.

Dated at Tulsa, Oklahoma, this 18th day of July, 1966.

(s) Luther Bohanon
Luther Bohanon, District Judge

FILED

JUN 19 1966

NOBLE C. HOOD
Clerk, U. S. District Court

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT
OF OKLAHOMA

THE AMERICAN INSURANCE COMPANY,
A Corporation,

Plaintiff,

vs.

MAURICE J. JOHNSON,

Defendant.

Civil Action File
No. 6205

FILED

JUL 19 1966

J U D G M E N T

NOBLE C. HOOD
Clerk, U. S. District Court

At Tulsa, within the Northern District of Oklahoma, on this 29th day of June, 1966, this cause comes on for trial before the Court, both parties appearing by counsel, and the Court, after hearing evidence of the parties and argument of counsel, and after being well and fully advised in the premises, finds all the issues in favor of the plaintiff and against the defendant and further specifically finds:

1. The note herein sued upon was not executed by the defendant under any threat of duress or prosecution by the plaintiff but was executed by the defendant voluntarily, and,
2. The note is supported by a valuable consideration and the plaintiff is entitled to judgment against the defendant thereon for the sum sued for in plaintiff's petition.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that plaintiff recover of defendant the sum of \$12,826.82, with interest thereon at the rate of 6% per annum from the 7th day of January, 1965, until paid, and an attorney fee of \$1923.90.

(2) Fred Daugherty
DISTRICT JUDGE

APPROVED AS TO FORM:

Wm. J. Thomsen
Attorney for Plaintiff

Robert J. Woolsey
Attorney for Defendant.

IN THE UNITED STATES DISTRICT COURT FOR
THE NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,
for the use and benefit of
CIRCLE-L-ELECTRIC COMPANY,
a partnership,

Plaintiff,

-vs-

HYDE CONSTRUCTION COMPANY, INC.,
a corporation, UNITED STATES
FIDELITY AND GUARANTY COMPANY,
a corporation, NATIONAL SURETY
CORPORATION, a corporation, and
AETNA CASUALTY AND SURETY
COMPANY, a corporation,

Defendants.

No. 5994 Civil

FILED

JUL 20 1966

NOBLE C. HOOD
Clark, U. S. District Court

JUDGMENT

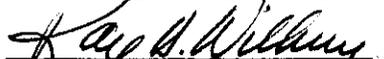
A MEMORANDUM OPINION having been rendered herein on
June 22, 1966, wherein the Findings of Fact and Conclusions of Law
are set out in detail and the issues resolved in favor of the defendants
and against the plaintiff.

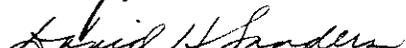
NOW, THEREFORE, BE IT ORDERED, ADJUDGED AND
DECREED by the Court that the Complaint and Amendment to Complaint
of the plaintiff is hereby and by these presents dismissed. *To which*
plaintiff excepts.
DATED this 20 day of June, 1966.



Fred Daugherty
United States District Judge

APPROVED AS TO FORM:


Attorney for Plaintiff


Attorney for Defendants

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF
OKLAHOMA

Lazzareschi Investment Co.,
formerly National Iron Works,
a California Corporation,

vs

Rudolph C. McDaniel

Plaintiff)

Defendant)

Civil No. 6120

FILED

JUL 20 1966

ORDER OF DISMISSAL

NOBLE C. HOOD
Clerk, U. S. District Court

It is ordered by the Court that this case is hereby dis-
missed without prejudice.

(5) *Luther Bohannon*
United States District Judge

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

W. WILLARD WITTE, SECRETARY OF LABOR)
UNITED STATES DEPARTMENT OF LABOR)
)
Plaintiff)
)
v.)
)
D. P. BONHAM TRANSFER, INCORPORATED)
)
Defendant)

CIVIL ACTION

FILE NO. 6375

FILED

JUL 20 1966

ORDER OF DISMISSAL

NOBLE C. HOOD
Clerk, U. S. District Court

This cause came on to be heard on plaintiff's motion for an order dismissing this action, and it appearing to the Court from the stipulation of the parties filed herein that the defendant, D. P. Bonham Transfer, Incorporated, has paid to plaintiff all the back wages claimed and as alleged in the Complaint for distribution to the employees named therein; that the defendant, D. P. Bonham Transfer, Incorporated, is now complying with the provisions of the Fair Labor Standards Act of 1938, as amended, and will continue to do so; that plaintiff, relying upon said agreements and representations, agrees that this action be dismissed,

It is therefore ORDERED that this action be, and it hereby is, dismissed without costs.

DATED this Tenth day of July, 1966.

Walter Luther Bohannon
UNITED STATES DISTRICT JUDGE

Plaintiff moves for entry of the
above Order:

Charles Bonshue
Charles Bonshue, Solicitor

M. J. Farmenter
M. J. Farmenter, Regional Attorney

Nathan Rachel
Nathan Rachel, Trial Attorney

UNITED STATES DEPARTMENT OF LABOR

Defendant consents to the entry
of the above Order:

D. F. Benham Transfer, Incorporated

By D. F. Benham
President

Conner, Winters, Randolph & Ballaine

By Thomas Conner
Attorneys for Defendant

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

U. S. INVESTMENT CORPORATION,
a corporation,

Plaintiff,

-vs-

GROUND SUPPORT EQUIPMENT CORPORATION,
DONALD H. ROBERTS and JEAN ROBERTS,
and GRIGSBY'S CARPETS & DRAPERIES,
INC., a corporation,

Defendants.

No. 6 3 3 0

FILED

JUL 22 1966

NOBLE C. HOOD
Clerk, U. S. District Court

O R D E R

THE ABOVE MATTER comes on for pre-trial hearing on this 1st day of June, 1966, plaintiff appearing by its attorney, WILLIAM LEITER of the firm of Ungerman, Grabel, Ungerman & Leiter, and the defendants, Grigsby's Carpets & Draperies, Inc., appearing by its attorney, MITCHELL O'DONNELL of the firm of Savage, O'Donnell & McNulty, and defendants, Donald H. Roberts, Jean Roberts and Ground Support Equipment Corporation, appearing by their attorney, JOHN C. MORAN, the Court file discloses that the issue between the plaintiff and defendants, Donald H. Roberts and Jean Roberts and Ground Support Equipment Corporation, has been disposed of by judgment in behalf of plaintiff and that the only issue to be determined at pre-trial is the lien rights of the defendant, Grigsby's Carpets & Draperies, Inc., on the property of defendants, Donald H. Roberts and Jean Roberts. The defendants, Grigsby's Carpets & Draperies, Inc., submitted the two lien statements to the Court which were attached to their amended complaint and which showed that the work was performed on June 8, 1964, and that one lien was filed in August, 1964, and another lien was filed in October, 1964, and defendant, Grigsby's Carpets & Draperies, Inc., advised the Court that they intended to rely on the statements contained in the lien statement that was filed in October, 1964.

Thereupon, the defendants, Donald H. Roberts and Jean Roberts, produced an invoice which showed that the actual work and labor was performed and furnished on March 17, 1964. The Court, after reviewing the documents, found that defendant, Grigsby's Carpets & Draperies, Inc., has no lien on the property involved in this action and as a result thereof, this Court is without jurisdiction to hear the said matter and, therefore, the claim of Grigsby's Carpets & Draperies, Inc. against the defendants, Donald H. Roberts and Jean Roberts, is dismissed and the defendant, Grigsby's Carpets & Draperies, Inc., is ordered to pay to JOHN C. MORAN, attorney for Donald H. Roberts and Jean Roberts the sum of \$100.00 as reasonable attorney fee herein.

IT IS ORDERED, ADJUDGED and DECREED by the Court that the defendant, Grigsby's Carpets & Draperies, Inc., do not have a mechanic's and materialmen's lien on the property of the defendants, Donald H. Roberts and Jean Roberts, and that the said action is hereby dismissed and the defendant, Grigsby's Carpets & Draperies, Inc., is ORDERED and DIRECTED to pay to JOHN C. MORAN, attorney for Donald H. Roberts and Jean Roberts, the sum of \$100.00 as a reasonable attorney fee and said fee to be paid within twenty (20) days from the date of this order.

July 22, 1966.

(S) *Luther Bohanon*

LUTHER BOHANON,

U. S. District Judge

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

THE COCA-COLA COMPANY, :
a corporation, :
Plaintiff. :

v. : CIVIL ACTION NO. 6474

G. W. FUGIT, an individual :
doing business as :
JERRY'S ROSE BOWL GRILL :
Defendant. :

FILED

JUL 22 1966

NOBLE C. HOOD
Clerk, U. S. District Court

FINAL JUDGMENT

This cause now coming on for hearing on the plaintiff's Complaint and it now appearing to the Court that the parties have consented to the entry of a final judgment of injunction against the defendant, and it appearing that plaintiff's costs have been paid and satisfied by the defendant and that plaintiff has waived any accounting for profits and attorneys' fees herein,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. That the Court has jurisdiction of this action for trade-mark infringement and unfair competition under the Trade-Mark Laws of the United States (The Trade-Mark Act of July 5, 1946), 15 U.S.C., Sec. 1051 ff., and under 28 U.S.C., Sec 1338, and of the parties to this suit.

2. That "Coca-Cola" and "Coke" are valid, registered trade-marks belonging exclusively to plaintiff.

3. That the defendant, its agents, attorneys, employees, servants, representatives, successors and assigns, and any and all persons acting by or under its authority or control, be and the same are hereby perpetually enjoined and restrained from:

a. Selling or supplying on calls for "Coke" or "Coca-Cola" any product other than plaintiff's product.

b. Selling or offering for sale in response to orders for "Coca-Cola" or "Coke" any product not the plaintiff's without at that time giving the customer verbal notice that he is being sold a product other than that manufactured by plaintiff.

c. Doing any other act or thing which is reasonably calculated to aid or encourage passing off any product not the plaintiff's on calls or orders for "Coca-Cola" or "Coke".

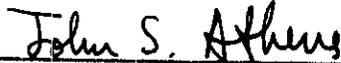
d. Infringing upon the trade-mark and trade rights of plaintiff and from the further commission of acts of infringement and unfair competition described in plaintiff's Complaint on file herein.

DATED at Tulsa, Oklahoma, this 22 of July, 1966.


United States District Judge
for the Northern District
of Oklahoma

Plaintiff consents to the entry of the foregoing judgment and hereby waives any accounting for profits and attorneys' fees and admits payment of the costs herein by defendant to plaintiff this 22nd day of July, 1966.

COINER, WINTERS, RANDOLPH &
BALLLAINE

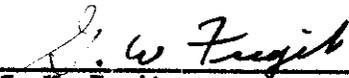
By 
John S. Athens
Attorneys for Plaintiff

John D. Goodloe
Julius R. Lunsford, Jr.

Of Counsel for Plaintiff

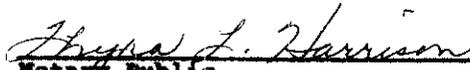
STATE OF OKLAHOMA)
) SS:
COUNTY OF TULSA)

G. W. FUGIT, being on oath duly sworn, says: That he is Defendant in the above styled and numbered case, that he has read the foregoing FINAL JUDGMENT and is familiar with the contents thereof; and that he hereby consents to the entry of the foregoing FINAL JUDGMENT without further notice and waives service thereof.



G. W. Fugit

SUBSCRIBED and sworn to before me this 22nd day of July, 1966.



Notary Public

My commission expires:
JANUARY 24, 1970

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

United States of America,

Plaintiff,

Civil No. 5757

vs.

Lamar G. Harris and
Barbara L. Harris,

Defendants.

FILED

JUL 26 1966

NOBLE C. HOOD
Clerk, U. S. District Court

J U D G M E N T

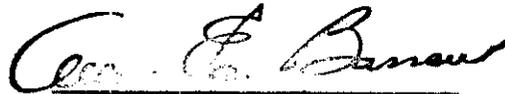
This matter comes on for disposition this 15 day of July 1966, the plaintiff appearing by Hugh V. Schaefer, Assistant United States Attorney for the Northern District of Oklahoma, the defendant, Lamar G. Harris, appearing in person and the defendant, Barbara L. Harris, appearing not.

The Court being fully advised herein and having examined the file, finds that service of summons and copy of complaint was duly served upon both defendants more than 20 days prior hereto and that said defendants, together with the plaintiff, have heretofore filed a stipulation, which stipulation contains an offer of compromise, which offer has been reviewed and investigated by the plaintiff.

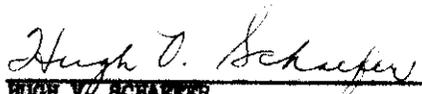
That the defendants, pursuant to the terms of said stipulation, have failed to file an answer or otherwise plead herein, and the defendant, Barbara L. Harris, should be and is hereby adjudged in default.

The Court further finds that the material allegations of plaintiff's complaint are true and correct. That the defendants, and each of them, are indebted to the plaintiff in the sum of \$3,239.07, together with accrued interest in the sum of \$630.93. The Court is further advised and finds that the defendant, Lamar G. Harris, has paid to the plaintiff the sum of \$1,500.00 upon the aforesaid principal and interest due the plaintiff. Whereupon the Court does find that the plaintiff is entitled to judgment against the defendants, Lamar G. Harris and Barbara L. Harris, and each of them, for the balance of the aforesaid debt, to-wit: The sum of \$2,370.00.

It Is, Therefore, ORDERED, ADJUDGED AND DECREED that the plaintiff have judgment against the defendants for the sum of \$2,370.00. It Is Further ORDERED that the defendants shall have up to March 22, 1967, to pay to the plaintiff the aforesaid sum without any further interest due and owing.


~~CLARENCE E. BANE~~
DISTRICT JUDGE

APPROVED:


~~HUGH V. SCHAEFER~~
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

Effie L. Morris,

Plaintiff,

vs.

John W. Gardner, Secretary of
Health, Education and Welfare,

Defendant.

Civil No. 6418

FILED

JUL 28 1966

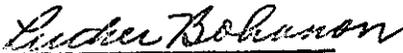
NOBLE C. HOOD
Clerk, U. S. District Court

O R D E R

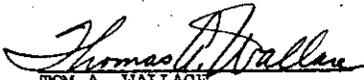
Now on this 28th day of July, 1966, there is before me,
the undersigned United States District Judge, the motion of the defendant to
remand the cause herein to the Secretary of Health, Education and Welfare for
the purpose of adducing further additional medical evidence and other matters
necessary to the completion of the record in this case.

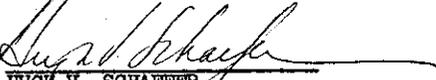
The Court finds, after examining the files and the briefs of counsel,
that there exists sufficient cause to sustain such motion and the Court finds
that such motion should be sustained.

It is, Therefore, ORDERED, ADJUDGED and DECREED that the cause herein be
remanded to the Secretary for the purposes herein assigned.


UNITED STATES DISTRICT JUDGE

APPROVED:


TOM A. WALLACE
Attorney for Plaintiff


HUGH V. SCHAEFER
Assistant U. S. Attorney
Attorney for Defendant

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

#10411

United States of America,

Libelant,

vs.

Civil No. 6464 ✓

An Article of device consisting of 87
Cartons of 12 clear plastic envelopes
each, each envelope containing 1 device
and card insert, labeled in part:
(Carton) "1 Doz. No. 581 Nippy-Kool water
cooled Teethers," (Card) "Nippy-Kool Water
filled teether and soother --- Cool,
Soothing and Safe --- made of specially
compounded extra strong vinyl plastic
--- the purified, filtered water is
permanently sealed in --- absolutely
safe --- Nippy Manufacturing Co., Inc.,
Jamaica 31, New York ---,"

FILED

DS

JUL 28 1966

NOBLE C. HOOD
Clerk, U. S. District Court

Respondent.

DE C R E E

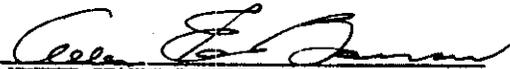
This matter coming on before me this 15 day of July, 1966,
and the Libelant, United States of America, appearing by and through
Lawrence A. McSoud, Assistant United States Attorney for the Northern
District of Oklahoma, and the claimant herein, S. H. Kress and Company,
4953 South 48th West Avenue, Tulsa, Oklahoma, appearing neither in
person nor by counsel, and

It appearing to the Court, after having examined the Libel of
Information and Monition heretofore filed in this case, that the various
articles of hazardous substance made the subject matter of the Libel of
Information are misbranded, as set forth in the Libel of Information, and
are therefore subject to seizure and destruction, pursuant to the provi-
sions of Title 21 U.S.C., Sec. 301, et seq.

It further appearing to the Court that the claimant herein,
S. H. Kress and Company, Tulsa, Oklahoma, the corporation from whom the
captioned articles were seized, has through its warehouse manager,
R. E. Childers, by letter dated July 1, 1966, addressed to Mr. Larry
McSoud, in care of the Office of the United States Attorney, Tulsa, Oklahoma,
has relinquished any interest which it may have had in such articles and has
further advised S. H. Kress and Company will not oppose the seizure nor make
any claim to any of the articles which are the subject matter of this case

and has further consented to disposition and destruction of the articles of hazardous substance as this Court might effect.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that all of the various articles of hazardous substance seized and held by the United States Marshall for the Northern District of Oklahoma be and they are hereby ordered condemned and destroyed by the United States Marshall or his authorized deputy or representative.

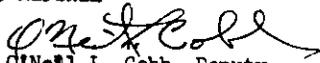

UNITED STATES DISTRICT JUDGE

R E T U R N

I hereby certify and return that I received this writ on the 18th day of July 1966, and on July 26, 1966 each of the Nippy-Kool water cooled T Teethers" were destroyed by cutting them into, and pouring the water down the drain. 129 and 11/12 dozen was destroyed. The plastic containers was burn in the Post Office incinerator.

1 ser \$3.00

Doyle W. Foreman
U. S. Marshal


By: O'Neil L. Cobb, Deputy

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

C. C. PRUDHOMME, JR.,)
)
 Plaintiff,)
)
 vs.)
)
 W. H..CURTIN & COMPANY,)
 a corporation, and)
 McKESSON & ROBBINS, INCORPORATED,)
 a corporation,)
)
 Defendants.)

No. 6374 Civil

FILED

JUL 29 1966

NOBLE C. HOOD
Clerk, U. S. District Court

ORDER

This matter is before the Court on the motion of the defendants requesting that the case be transferred to the United States District Court for the Southern District of Texas, Houston Division. This motion is based on the principles of convenience of the parties and witnesses and in the interest of justice as set out in 28 United States Code, Section 1404(a). It clearly appears that the plaintiff could have brought this action in the United States District Court for the Southern District of Texas, Houston Division.

The plaintiff resists the transfer, complaining that he will have to employ a Texas lawyer and that the defendants can better afford and will not notice the expense of trying the case in Tulsa, Oklahoma, whereas, he will suffer considerable expense in trying the case in Houston, Texas.

After the case was filed, it seems that the plaintiff changed his residence from Tulsa, Oklahoma, to Dallas, Texas, where he now resides.

The Court finds as follows:

- (1) The crux of this litigation involves three stock purchase agreements executed by the plaintiff in Houston, Texas, under which the plaintiff as an employee of the defendant W. H.

Curtin & Company was entitled to acquire stock of his employer but the employer, under the agreements, had the option to purchase any such stock in event the employment of the plaintiff was severed, either voluntarily or involuntarily.

(2) The defendant employer was and is a Texas resident with its principal place of business in Texas and the plaintiff was employed by and worked for said defendant for several years at Corpus Christi, Texas. The plaintiff voluntarily left the employment of this defendant on June 30, 1965. The defendant McKesson & Robbins, Incorporated is buying the other defendant.

(3) The defendant employer executed its purchase option in time and remitted \$7,215.48 for 108 shares of stock which had been issued to the plaintiff at \$66.81 per share book value as of May 31, 1965. The plaintiff had pledged this stock with the Houston Bank & Trust Company of Houston, Texas, to which the defendant employer paid \$4,704.90 (included in the above figure of \$7,215.48) to redeem the stock from the pledge. The plaintiff claims that the stock had a value of \$18,000.00 and has been wrongfully converted by the defendants.

(4) The plaintiff has identified no witness to this litigation on his behalf other than himself. The defendants assert that all their witnesses, their regular lawyers and their books and records are in Houston, Texas. The Houston Bank & Trust Company is also situated in Houston, Texas.

(5) The stock apparently was never physically located in the State of Oklahoma. The same appears to have been physically obtained by the defendant employer from the Houston Bank & Trust Company in Houston, Texas.

(6) The agreements involved were executed and to be performed in Texas and any conversion occurred in Texas.

The Court concludes as follows:

(1) Authority is present in 28 United States Code, Section 1404(a) to transfer this case to the United States District Court for the Southern District of Texas, Houston Division.

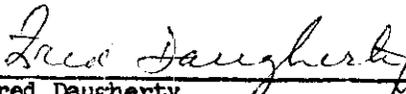
(2) The action could have been brought in said Court.

(3) This litigation will require witnesses so situated that the United States District Court for the Southern District of Texas, Houston Division, will be more convenient than the United States District Court for the Northern District of Oklahoma. Continental Grain Company v. Barge FEL-585, 364 U.S. 19, 4 L.Ed.2d 1540, 80 S.Ct. 1470 (1960); Van Dusen v. Barrack, 376 U.S. 612, 11 L.Ed.2d 945, 84 S.Ct. 805 (1964).

(4) The case will be governed by the law of the State of Texas and the interest of justice requires that the case be transferred to an appropriate United States Court in that State. Gulf Oil Corporation v. Gilbert, 330 U.S. 501, 91 L.Ed. 1055, 67 S.Ct. 839 (1947); Van Dusen v. Barrack, supra.

It is, therefore, ordered that this action be and the same is hereby transferred to the United States District Court for the Southern District of Texas, Houston Division. The Clerk of this Court is directed to take the necessary steps to effect this transfer and notify all concerned.

Dated this 29 day of July, 1966.


Fred Daugherty
United States District Judge