

- Entered

FILED

1983 103

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FRANK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
vs.	)	CIVIL ACTION NO. 82-C-994-B
)	
BUEL W. CULVER, JR.,)	
)	
Defendant.)	

AGREED JUDGMENT

This matter comes on for consideration this 31 day of August, 1983, the Plaintiff appearing by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Peter Bernhardt, Assistant United States Attorney, and the Defendant, Buel W. Culver, Jr., appearing pro se.

The Court, being fully advised and having examined the file herein, finds that the Defendant, Buel W. Culver, Jr., was personally served with Alias Summons and Complaint on May 9, 1983. The Defendant has agreed that he is indebted to the Plaintiff and that Judgment may accordingly be entered against him in the amount of \$753.66, plus interest at the legal rate from the date of this Judgment until paid.

IT IS THEREFORE, ORDERED, ADJUDGED, AND DECREED that the Plaintiff have and recover Judgment against the Defendant, Buel W. Curver, Jr., in the amount of \$753.66, plus costs and

interest at the legal rate from the date of this Judgment until paid.

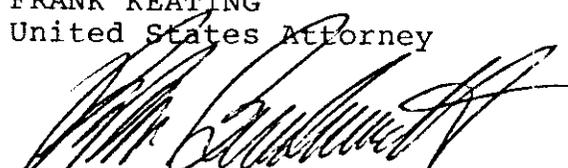
S/ THOMAS R. BRETT.

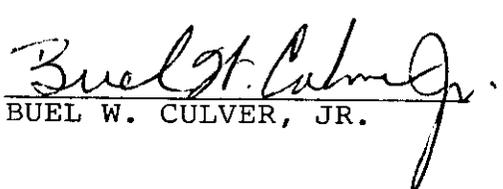
UNITED STATES DISTRICT JUDGE

APPROVED:

UNITED STATES OF AMERICA

FRANK KEATING
United States Attorney


PETER BERNHARDT
Assistant U.S. Attorney


BUEL W. CULVER, JR.

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
LARRY E. WILLIAMSON,)
)
Defendant.)

AUG 21 1983
Jack C. Baker, Clerk
U. S. DISTRICT COURT

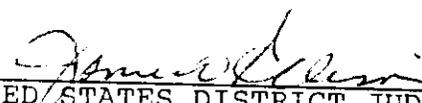
CIVIL ACTION NO. 83-C-618-E

DEFAULT JUDGMENT

This matter comes on for consideration this 30th day of August, 1983, the Plaintiff appearing by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Nancy A. Nesbitt, Assistant United States Attorney, and the Defendant, Larry E. Williamson, appearing not.

The Court being fully advised and having examined the file herein finds that Defendant, Larry E. Williamson, was served with Summons and Complaint on July 24, 1983. The time within which the Defendant could have answered or otherwise moved as to the Complaint has expired and has not been extended. The Defendant has not answered or otherwise moved, and default has been entered by the Clerk of this Court. Plaintiff is entitled to Judgment as a matter of law.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the Plaintiff have and recover Judgment against Defendant, Larry E. Williamson, for the principal sum of \$1,647.96, plus interest at the legal rate from the date of this Judgment until paid, and costs of this action.


UNITED STATES DISTRICT JUDGE

FILED
U. S. DISTRICT COURT
U. S. DISTRICT COURT

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

DONALD R. WRIGHT and CLEM H.)
STEPHENSON,)
)
Plaintiffs.)
)
vs.)
)
ROUGEOT OIL & GAS CORPORATION,)
)
Defendant.)

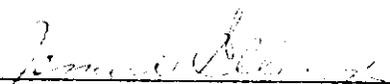
No. 82-C-370-E

JUDGMENT

This action came on for jury trial before the Court, Honorable James O. Ellison, District Judge, presiding, and the issues having been duly tried and a decision having been duly rendered by the jury,

IT IS ORDERED AND ADJUDGED that the Plaintiffs, Donald R. Wright and Clem H. Stephenson, take nothing, that the action be dismissed on the merits, and that the Defendant Rougeot Oil and Gas Corporation recover of the Plaintiffs its costs of action.

DATED at Tulsa, Oklahoma this 3/5 day of August, 1983.



JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

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

FILED

W. AUG 11 1983

Jack C. Silver, Clerk
U. S. DISTRICT COURT

HALSTEAD INDUSTRIES, INC., a)
Pennsylvania Corporation,)
)
Plaintiff,)
)
vs.)
)
PROCESS SYSTEMS, INC., an)
Oklahoma Corporation,)
)
Defendant.)

No. 83-C-283-C

ORDER

The above-styled cause having come on before me, the undersigned Judge, for pretrial hearing on the 11th day of August, 1983, the Plaintiff appearing by its attorney, Ted L. Moore; Defendants appearing by their attorney, John Brewer, his associate, Thomas H. Wagenblast, and Brad Heckenkemper, first counsel for Defendant. The Court, having heard arguments, stipulations, and agreements of counsel Finds:

1. That Plaintiff has agreed to dismiss, in its entirety, Plaintiff's cause of action against Lee W. Murray, an individual, in accordance with Defendant's Amended Answer and Motion To Dismiss, or alternatively Motion To Strike, filed August 11, 1983;

2. That Plaintiff has agreed to strike its prayer for punitive damages against Defendant, Process Systems, Inc.

IT IS THEREFORE ORDERED

1. That Plaintiff's cause of action against Lee W. Murray, an individual Defendant herein, be dismissed; and

2. That so much of Plaintiff's complaint as prays for punitive damages or makes allegations in support of a prayer for punitive damages be dismissed by mutual agreement.

Executed this 31st day of August, 1983.

s/H. DALE COOK

Judge H. Dale Cook

John Brewer, Attorney for Defendant

Ted L. Moore

Ted L. Moore, Attorney for Plaintiff

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

FILED

APR 31 1983

Jack C. Greer, Clerk
U. S. DISTRICT COURT

ROBERT E. COTNER,)
)
Plaintiff,)
)
vs.) No. 82-C-966-E
)
BILL MUSSEMAN, et al.,)
)
Defendants.)

ORDER GRANTING DEFENDANTS' MOTION TO DISMISS

The Court has before it the motion of the Defendants Bill Musseman and S. M. Fallis, Jr. to dismiss pursuant to 12B(2) and 12B(6) of the Federal Rules of Civil Procedure. In support of their motion, Defendants assert that this Court lacks jurisdiction over their persons pursuant to Rule 12B(2) in that at the time of the alleged acts complained of both parties were immune from suit as prosecutors. The Defendants also assert this Court lacks subject matter jurisdiction because the Plaintiff has failed to state a claim upon which relief can be granted pursuant to Rule 12B(6). The Court, upon consideration of the pleadings and the record herein, finds that both Defendants are immune from damage claims under Title 42 U.S.C. § 1983. It will therefore be unnecessary for the Court to reach Defendants' other arguments.

The Supreme Court held in Imbler vs. Pachtman, 424 U.S. 409, 96 S.Ct. 984 (1976) that prosecutors have absolute immunity from suit for money damages in regard to actions performed as part of their prosecutorial function.

We hold only that in initiating a prosecution and in presenting the state's case, the prosecutor is immune from a civil suit for damages under § 1983. 424 U.S. at 430, 96 S.Ct. at 955.

To be sure this immunity does leave the genuinely wronged defendant without civil redress against a prosecutor whose malicious or dishonest action deprives him of liberty. But the alternative of qualifying a prosecutor's immunity would disserve the broader public interest. It would prevent the vigorous and fearless performance of the prosecutor's duty that is essential to the proper functioning of the criminal justice system (footnotes omitted). 424 U.S. at 427, 96 S.Ct. at 993.

The question for the Court then is whether the prosecutor was acting in his quasi-judicial capacity. The handling of evidence is clearly within the sweep of "initiating and presenting the state's case" and the prosecutors here are immune from § 1983 liability. See Henderson vs. Fisher, 631 F.2d 1115 (3rd Cir. 1980); Hall vs. Flathead County Attorney, 478 F.Supp. 644 (D.C. Montana 1979 ; Heidelbert vs. Hammer, 577 F.2d 429 (7th Cir. 1978).

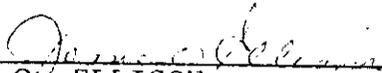
The Court here intends no comment on the merits of the allegations of the Petitioner herein since absolute immunity defeats a damage suit at the pleading stage. Gorman Towers Inc. vs. Bogoslavsky, 626 F.2d 607 (8th Cir. 1980). The Court is precluded from exercising personal jurisdiction over these parties pursuant to Rule 12E(2) of the Federal Rules of Civil Procedure. Petitioner's allegations concerned the alleged destruction of evidence held in the Police Property Room which consisted of personal property of Petitioner. Such activities even if true would fall under the absolute immunity afforded

prosecutors in the initiation and presentation of the state's case under Imbler vs. Pachtman, supra. This Court finds therefore that it must dismiss the Petitioner's suit herein.

IT IS THEREFORE ORDERED AND ADJUDGED that the motion of the Defendants Bill Musseman and S. M. Fallis, Jr. to dismiss be and hereby is granted.

IT IS FURTHER ORDERED that the Petitioner's civil rights complaint pursuant to 42 U.S.C. § 1983 be and hereby is dismissed.

ORDERED this 30th day of August, 1983.



JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 JOSEPH E. MOUNTFORD; BANK OF)
 QUAPAW; PHOENIX FEDERAL)
 SAVINGS AND LOAN ASSOCIATION;)
 CONTINENTAL FIDELITY LIFE)
 INSURANCE COMPANY; THE BANK OF)
 WYANDOTTE, a corporation;)
 COUNTY TREASURER, OTTAWA)
 COUNTY, OKLAHOMA; BOARD)
 OF COUNTY COMMISSIONERS,)
 OTTAWA COUNTY, OKLAHOMA;)
 LELAND SCHUBERT and NARCISSA)
 IMPLEMENT CO., INC.; THE FIRST)
 NATIONAL BANK AND TRUST OF)
 MIAMI, OKLAHOMA; W. C.)
 SELLERS, PAUL N. ATKINS, JR.,)
 M.D.; GENE SWAZE; FRANKLIN J.)
 APPL; and SAM CASSIDY,)
)
 Defendants.)

FILED

AUG 31 1983

Jack C. Jones, Clerk
U. S. DISTRICT COURT

CIVIL ACTION NO. 82-C-1006-C

JUDGMENT OF FORECLOSURE

THIS MATTER COMES on for consideration this 31st day
of August, 1983. The Plaintiff, United States of America
on behalf of its agent and instrumentality, the Small Business
Administration, appearing by Frank Keating, United States
Attorney for the Northern District of Oklahoma, through Nancy A.
Nesbitt, Assistant United States Attorney; the Defendant Joseph
E. Mountford appearing pro se; the Defendant Bank of Quapaw
appearing by its attorney Ben Loring; the Defendant Continental
Fidelity Life Insurance Company appearing by its attorney Melvin
H. Landers; the Defendant The Bank of Wyandotte appearing by its
attorney Robert E. Nesbitt; the Defendants Leland Schubert and

Narcissa Implement Company, Inc., appearing by their attorney Robert G. Haney; the Defendants W. C. Sellers, Paul N. Atkins, Jr., M.D., Gene Swaze, and Sam Cassidy appearing by their attorney Sam Cassidy; the Defendant Franklin J. Appl appearing by his attorney Edward L. Ray; and the Defendants Phoenix Federal Savings and Loan Association, County Treasurer, Ottawa County, Oklahoma, Board of County Commissioners, Ottawa County, Oklahoma, and The First National Bank and Trust Company of Miami, Oklahoma, appearing not.

The Court being fully advised and having examined the file herein finds that the Defendant Joseph E. Mountford was served with Summons and Complaint on November 13, 1982, and with Summons and Amendment to Complaint on January 20, 1983; that the Defendant Bank of Quapaw was served with Summons and Complaint on November 1, 1982, and with Summons and Amendment to Complaint on January 17, 1983; that the Defendant Phoenix Federal Savings and Loan Association was served with Summons and Complaint on November 1, 1982, and with Summons and Amendment to Complaint on January 18, 1983; that the Defendant Continental Fidelity Life Insurance Company was served with Summons and Complaint on October 26, 1982, and with Summons and Amendment to Complaint on January 25, 1983; that the Defendant The Bank of Wyandotte was served with Summons and Complaint on November 1, 1982, and with Summons and Amendment to Complaint on January 17, 1983; that the Defendants County Treasurer, Ottawa County, Oklahoma, and Board of County Commissioners, Ottawa County, Oklahoma, were served with Summons and Complaint on November 1, 1982, and with Summons and Amendment to Complaint on January 28,

1983; that the Defendants Leland Schubert and Narcissa Implement Company, Inc., were served with Summons, Complaint, and Amendment to Complaint on January 17, 1983; that the Defendant The First National Bank and Trust Company of Miami, Oklahoma, was served with Summons, Complaint, and Amendment to Complaint on January 28, 1983; that the Defendants W. C. Sellers and Sam Cassidy, were served with Summons, Complaint, and Amendment to Complaint on January 18, 1983; that the Defendant Paul N. Atkins, Jr., M.D., was served with Summons, Complaint, and Amendment to Complaint on January 17, 1983; that the Defendant Gene Swaze was served with Summons, Complaint, and Amendment to Complaint on January 25, 1983; and that the Defendant Franklin J. Appl was served with Summons, Complaint, and Amendment to Complaint on January 20, 1983.

It appears that the Defendant Joseph E. Mountford filed his Answer to the Complaint on January 20, 1983, and that on August 11, 1983, the Court granted Plaintiff's Motion for Summary Judgment against said Defendant; that the Defendant Bank of Quapaw filed its Answer to the Complaint on December 9, 1982, and its Answer to the Amendment to Complaint on January 27, 1983; that the Defendant Continental Fidelity Life Insurance Company filed its Answer to the Complaint on November 12, 1982; that the Defendant The Bank of Wyandotte filed its Disclaimer herein on November 4, 1982; that the Defendants Leland Schubert and Narcissa Implement Company, Inc., filed their Answer to the Complaint and Amendment to Complaint on January 26, 1983; that the Defendants W. C. Sellers, Paul N. Atkins, Jr., M.D., Gene Swaze, and Sam Cassidy filed their Answer to the Complaint and

Amendment to Complaint on April 26, 1983, in which said Defendants disclaim any interest in the real property described below; that the Defendant Franklin J. Appl filed his Answer to the Complaint and Amendment to Complaint on March 17, 1983, in which he disclaims any interest in the real property described below; and that the Defendants Phoenix Federal Savings and Loan Association, County Treasurer, Ottawa County, Oklahoma, Board of County Commissioners, Ottawa County, Oklahoma, and The First National Bank and Trust Company of Miami, Oklahoma have failed to answer the Complaint and/or the Amendment to Complaint, or otherwise plead, and that their default has therefore been entered by the Clerk of this Court.

The Court further finds that this is a suit based upon a note and for foreclosure of a mortgage securing said note upon the following-described real property located in Ottawa County, Oklahoma, within the Northern Judicial District of Oklahoma:

The Southeast Quarter of the Northwest Quarter (SE/4 NW/4) of Section Twenty-Six (26), Township Twenty-nine (29) North, Range Twenty-three (23) East of the Indian Meridian;

The South Half (S/2) of Section Thirty-four (34), Township Twenty-nine (29) North, Range Twenty-three (23) of the I.M.

The Southeast Quarter of the Northwest Quarter (SE/4 NW/4) of Section Thirty-four (34), Township Twenty-nine (29) North, Range Twenty-three (23) E.I.M.

All of the Southwest Quarter (SW/4) of Section Twenty-six (26), Township Twenty-nine (29) North, Range Twenty-three (23) East of the Indian Meridian, Ottawa County, Oklahoma, LESS all that part of the West Half (W/2) of the Southeast Quarter (SE/4) of the Southwest Quarter (SW/4), lying South and East of Frisco Railroad, LESS a tract of land

beginning at a point 121 feet East of the Southwest corner of the Northeast Quarter (NE/4) of the Southwest Quarter (SW/4); thence E 538.7 ft; thence N 636 ft to a point in the East line of the St. L.S.F. RR; thence southwesterly on and along said Frisco Railroad right-of-way 835.5 feet to the point of beginning, containing 3.92 acres, more or less; LESS beginning at a point 652.3 ft East of the Southwest corner of the Southwest Quarter (SW/4) of Southwest Quarter (SW/4); thence E 667.3 ft to the Southeast corner thereof; thence N 660 ft; thence W 437.5 ft, more or less to the East right-of-way line of the St. L.S.F. R.R.; thence in a southwesterly direction on and along said right-of-way line to a point directly north of the point of beginning and 350 ft more or less therefrom thence South 350 ft, more or less to point of beg., containing 9.6 acres, more or less; LESS beginning at the Southeast corner of the Southeast Quarter (SE/4) of the Southwest Quarter (SW/4); thence W to the East right-of-way line of U.S. Highway #66; thence Northeasterly on and along said East right-of-way line to the East line of said Southeast Quarter (SE/4) of Southwest Quarter (SW/4); thence South to the point of beginning, containing 5.5 acres, more or less; LESS beginning at a point in the East line of the Southwest Quarter (SW/4) of Southwest Quarter (SW/4); 660 ft North of the Southeast corner thereof; thence North on and along said East line 521 ft to the point in the East right-of-way line of St. L.S.F. R.R.; thence Southwesterly on and along said right-of-way line a distance of 681 ft; thence E 437.5 ft to beginning, and beginning at a point in the South line of Southwest Quarter (SW/4) of Southwest Quarter (SW/4), 667.3 ft W of the Southeast corner thereof; thence North 390 ft to point in East right-of-way of St. L.S.F. R.R.; thence Southwesterly on and along said right-of-way line 512.8 ft to a point in the S line of Southwest Quarter (SW/4) of Southwest Quarter (SW/4); thence East on and along said line a distance of 334 ft to the point of beginning; LESS all that part of the East Half (E/2) of the Southeast Quarter (SE/4) of the Southwest Quarter (SW/4), lying North and West of U.S. Highway 66.

THAT the Defendant Joseph E. Mountford, did on the 24th day of April, 1980, execute and deliver to the United States of America through its agent and instrumentality the Small Business Administration, his note and mortgage in the sum of \$146,000.00, payable in annual installments, with interest thereon at the rate of three percent (3%) per annum.

The Court further finds that Defendant Joseph E. Mountford, made default under the terms of the aforesaid note by reason of his failure to make the annual installments due thereon, which default has continued, and that by reason thereof the above-named Defendant is indebted to the Plaintiff in the sum of \$147,069.00, plus interest accrued to August 23, 1982, in the sum of \$9,953.40, plus interest accruing thereafter at the rate of \$12.26 per day, plus the costs of this action accrued and accruing.

The Defendant Bank of Quapaw had an interest in the above-described real property by virtue of a real estate mortgage dated December 27, 1976. Said real estate mortgage has been paid in full and released of record and no longer constitutes a lien against the above-described real property.

The Defendant Continental Fidelity Life Insurance Company had an interest in the above-described real property by virtue of a judgment entered November 18, 1981, and by virtue of a deficiency judgment entered May 10, 1982. Said judgments have been paid in full and released of record and no longer constitute liens against the above-described real property.

The Defendants Leland Schubert and Narcissa Implement Company, Inc., had an interest in the above-described real

property by virtue of a judgment entered March 17, 1982. Said judgment has been paid in full and released of record and no longer constitutes a lien against the above-described real property.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Plaintiff have and recover judgment against Defendant Joseph E. Mountford, in the sum of \$147,069.00, plus interest accrued to August 23, 1982, in the sum of \$9,953.40, plus interest accruing thereafter at the rate of \$12.26 per day, plus the costs of this action accrued and accruing.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that upon the failure of the previously named Defendant to satisfy the money judgment herein, an Order of Sale shall be issued to the United States Marshal for the Northern District of Oklahoma, commanding him to advertise and sell with appraisement the real property herein, and apply the proceeds thereof as follows:

First:

In payment of the costs of this action, accrued and accruing, including the costs of sale;

Second:

In payment of the judgment rendered herein in favor of Plaintiff.

The surplus of said sale, if any, shall be deposited with the Clerk of the Court to await further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that from and after the sale of the above-described real property, under and by virtue of this judgment and decree, the Defendants and all

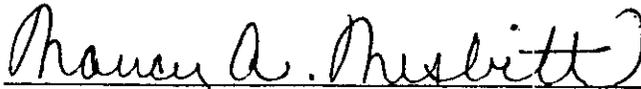
persons claiming under them since the filing of the Complaint and the Amendment to Complaint herein, be and they are forever barred and foreclosed of any right, title, interest or claim in or to the subject real property or any part thereof.

s/H. DALE COOK

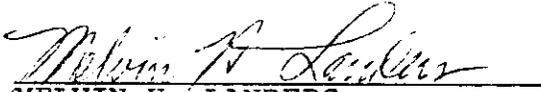
UNITED STATES DISTRICT JUDGE

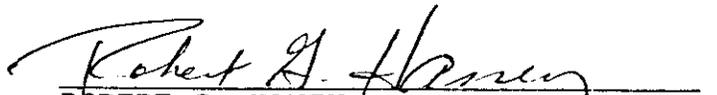
APPROVED AS TO FORM AND CONTENT:

FRANK KEATING
United States Attorney


NANCY A. NESBITT
Assistant United States Attorney


BEN LORING
Attorney for Bank of Quapaw


MELVIN H. LANDERS
Attorney for Continental
Fidelity Life Insurance Company


ROBERT G. HANEY
Attorney for Leland Schubert and
Narcissa Implement Company, Inc.

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

JAMES S. BRASSFIELD,)
)
 Plaintiff,)
)
 vs.)
)
 IRA DALE FITZGERALD and)
 CLIFFORD L. RIGGINS, d/b/a)
 RIGGINS TRUCKING COMPANY, INC.,)
 and EMPIRE FIRE AND MARINE)
 INSURANCE COMPANY, et al.,)
)
 Defendants.)

D. C. [unclear]

NO. 83-C-14-E

ORDER

Upon the application of the plaintiff and for good cause shown, this cause of action and Complaint is hereby dismissed with prejudice.

Entered this 30th day of August, 1983.

S/ JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

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

PATRICIA COMPTON HARNESS,)
)
 Plaintiff,)
)
 vs.) No. 82-C-1112-E
)
 DR. J. D. WEATHERS,)
)
 Defendant.)

ORDER OF DISMISSAL WITHOUT PREJUDICE

NOW, on this 10th day of August, 1983, the Application of Plaintiff for Order of Dismissal Without Prejudice comes on for hearing before the Court, Plaintiff appearing by her counsel, James B. Browne, and Defendant appearing by counsel, Joseph M. Best. The Court examines the files in such cause and hears the statements of Plaintiff's counsel wherein Plaintiff states that she has been unable to provide a medical report from a proper expert witness for Defendant's consideration and requests to dismiss this action without prejudice, upon the stipulation that the action will not be refiled against the Defendant within the statutory one year period unless present counsel for Plaintiff or any successor counsel for Plaintiff first provides to the attorneys for the Defendant a report from a qualified expert witness, to which such statement Defendant's counsel concurs.

IT IS THEREFORE ORDERED by the Court that the above styled and numbered cause of action be dismissed without prejudice but it being further directed by the Court that Plaintiff's counsel or any successor counsel not refile this action within the statutory one year period without first providing

PAGE TWO

to Defendant's counsel a report from a qualified medical expert witness.

JAMES O. ELLISON

JAMES E. ELLISON
UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

JAMES B. BROWNE and
TOM LEE

By:

James B. Browne

JAMES B. BROWNE
2611 First City Place
Oklahoma City, Oklahoma 73102
405/235-6275

ATTORNEYS FOR THE PLAINTIFF

BEST, SHARP, THOMAS, GLASS & ATKINSON

By:

Joseph M. Best

JOSEPH M. BEST
300 Oil Capital Building
Tulsa, Oklahoma 74103
918/582-8877

ATTORNEYS FOR THE DEFENDANT

F I L E
U. S. DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

LEROY SMITH, JR.
Plaintiff,

v.

DEQUEEN AND EASTERN RAILROAD
A corporation,
Defendant.

)
)
)
) Civil Action 82-C-588-E
)
)
)
)
)

ORDER OF DISMISSAL

The Court having been informed by counsel for the parties
that this action has been settled,

IT IS HEREBY ORDERED that this action is dismissed with
prejudice and without costs to either party.

DATED this 30th day of Aug., 1983.

S/ JAMES O. ELLISON

United States District Judge

IT IS SO STIPULATED:

John T. Peak
John T. Peak
Attorney for Plaintiff

Robert E. Martin
Robert E. Martin
Attorney for Plaintiff

J. Dennis Ryan
J. Dennis Ryan
Attorney for Plaintiff

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

91 10

AUG 30 1983

SECURITY PACIFIC CORPORATION,)
a Delaware corporation,)
)
Plaintiff,)
)
vs.)
)
SAMUEL JAMES PARKER)
)
Defendant.)

Jack C. Silver, Clerk
U. S. DISTRICT COURT

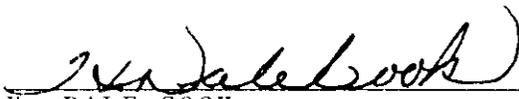
No. 83-C-732-C

O R D E R

Now before the Court, sua sponte, is the defendant's Petition for Removal. After a careful review of the record herein the Court has determined that the instant action was removed improvidently and without jurisdiction to this Court from the District Court within and for Tulsa County, State of Oklahoma. See 28 U.S.C. Sections 1441(a)&(b) and 1446 (a)&(b).

It is therefore the Order of this Court that the instant action should be and is hereby remanded to the District Court within and for Tulsa County, State of Oklahoma, pursuant to 28 U.S.C. Section 1447(c). The Clerk of this Court shall forthwith take those steps necessary to remand this action to the State court from which it was improvidently removed.

It is so Ordered this 30th day of August, 1983.



H. DALE COOK
Chief Judge, U. S. District Court

FILED

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

OCT 29 1982

JACK C. SILVER, CLERK
DISTRICT COURT

CARLA R. HELMS,)	
)	
Plaintiff,)	
)	
vs.	)	No. 82-C-752-C
)	
INDEPENDENT SCHOOL DISTRICT)	
NO. 3 OF BROKEN ARROW, TULSA)	
COUNTY, OKLAHOMA; OKLAHOMA)	
STATE DEPARTMENT OF EDUCATION,)	
)	
Defendants.)	

O R D E R

Now before the Court for its consideration are the cross motions of the plaintiff, Carla R. Helms and defendants, Independent School District No. 3 of Broken Arrow, Oklahoma and the Oklahoma State Department of Education for summary judgment pursuant to Fed.R.Civ.P. 56. On October 4, 1982 the parties filed a joint stipulation of facts in which all parties have stipulated to the relevant factual matters before this Court and have agreed that there are no material facts at issue in this case. After carefully reviewing the entire record herein, the applicable law and the arguments of counsel for the parties the Court concludes that the defendants' motions for summary judgment should be denied and that plaintiff's motion for summary judgment should be granted.

The central issue in this case is whether the plaintiff should receive free appropriate public special education until the age of twenty-one.¹ This action was instituted pursuant to 20 U.S.C. Section 1415(e), under the authority of the Education for All Handicapped Children Act of 1975, 20 U.S.C. Section 1401 et seq. (hereafter EHCA). At the time the action was instituted, plaintiff was classified as a trainable mentally handicapped person nineteen years of age. Plaintiff resides in the territorial boundaries of defendant Broken Arrow Public Schools. On or about March 15, 1982, the parents of the plaintiff requested of defendant Broken Arrow the convening of a due process hearing to consider the appropriateness of the educational program being offered to plaintiff, or the lack of such an offer by Broken Arrow. This request was made pursuant to 20 U.S.C. Section 1415(b)(2). This request was honored and a hearing was held on April 16, 1982.

Thereafter, on or about June 18, 1982, the Hearing Officer issued her decision wherein she held that while public schools in Oklahoma are not generally required to provide education to handicapped students ages eighteen through twenty-one if the student has already received twelve years of public education,

¹ Though the plaintiff is entitled under the relevant law to receive appropriate public education only until she is twenty-one years old, the defendants have stipulated that if the Court determines she is entitled to two additional years of education the Broken Arrow School District will provide such education beyond plaintiff's twenty-first birthday. At the time this action was instituted, the plaintiff was nineteen years old. She did not attend the Broken Arrow schools during the 1982-83 school year.

that in plaintiff's case the Broken Arrow Public Schools were to provide an additional two years of education to plaintiff.

Defendant Broken Arrow filed a timely appeal of that decision to the Appeal Team Review Board, Oklahoma State Department of Education, Special Education Section. On July 20, 1982 the Appeal Team Review Board issued its decision overturning the Hearing Officer's ruling, and held that Broken Arrow had completed its legal obligation to provide plaintiff with the required minimum number of years of education, i.e. twelve years. Plaintiff filed this action on August 5, 1982. Further, the Broken Arrow School District stipulated in open court that Oklahoma state law does not mandate a maximum of twelve years of public special education to persons in plaintiff's classification and defendants stipulated in open court that plaintiff has not completed her secondary education in any traditional sense and the record herein clearly reflects that plaintiff is not capable of performing in a "normal" secondary program.

In a case such as that presented here, 20 U.S.C. Section 1415(e)(2) provides in relevant part as follows: "[T]he court shall receive the records of the administrative proceedings, shall hear additional evidence at the request of a party, and basing its decision on the preponderance of the evidence, shall grant such relief as the Court determines is appropriate." The parties have submitted the administrative record for this Court's review and neither party has requested that additional evidence be heard by the Court.

20 U.S.C. Section 1412(2)(B) provides in pertinent part as follows:

In order to qualify for assistance under this sub-chapter in any fiscal year, a State shall demonstrate to the Commissioner that the following conditions are met:

(2) The State has developed a plan pursuant to section 1413(b) of this title in effect prior to November 29, 1975, and submitted not later than August 21, 1975, which will be amended to comply with the provisions of this paragraph. Each such amended plan shall set forth in detail the policies and procedures which the State will undertake in order to assure that --

(B) a free appropriate public education will be available for all handicapped children between the ages of three and twenty-one within the State not later than September 1, 1980, except that, with respect to handicapped children aged three to five and aged eighteen to twenty-one, inclusive, the requirements of this clause shall not be applied in any State if the application of such requirements would be inconsistent with State law or practice, or the order of any court, respecting public education within such age groups in the State
(emphasis added)

The defendants contend that the State of Oklahoma falls within the exception set forth in 20 U.S.C. Section 1412(2)(B). This Court cannot agree. Section 1412(2)(B) is clear and unambiguous and evidences Congress's intent to exempt those states that do not provide public education to any children in the excepted age groups. In other words, if a state by its law or practice, or by the order of some court did not provide free public education to non-handicapped students in the exempted age groups it would not be required to provide education to handicapped students in those same age groups. The statute is

clear in this regard. It neither allows for nor promotes a state scheme which would condone discrimination against handicapped students in these age groups.

The legislative history of the EHCA is also clear in the above regard. See Sen.Rept. No. 94-168 p.19 (1975), reprinted in (1975) U.S.CODE CONG.&AD.NEWS 1442-1443; 121 Cong.Rec. 19492 (1975) (remarks of Sen. Williams). A review of the cases which prompted the passage of the EHCA evidence the clear intent of Congress to provide handicapped students with equal access to public education. See Pennsylvania Association for Retarded Children v. Commonwealth of Pennsylvania (PARC), 334 F.Supp. 1257 (1971), 343 F.Supp. 279 (E.D.Pa. 1972); Mills v. Board of Education of the District of Columbia, 348 F.Supp. 866 (D.C. 1972). The Supreme Court of the United States in a recent opinion has clearly acknowledged that the EHCA's intent was to provide equal access to handicapped persons, but that such right of access does not signify "[A]ny notion of absolute equality of opportunity regardless of capacity." Board of Education of the Hendrick Hudson Central School District Bd. of Ed., Westchester County v. Rowley, _____ U.S. _____, 102 S.Ct. 3034, 73 L.Ed.2d 690 (1982).

The defendants have argued a position that is simply untenable with the clear language of Section 1412(2)(B) and the intent of Congress. It should be noted that neither defendant has alleged that Oklahoma does not participate in and benefit from federal financial assistance under the EHCA. "The receipt of this federal money is contingent upon the state's performing

certain affirmative duties with respect to the education of the handicapped." New Mexico Association for Retarded Citizens v. State of New Mexico, 678 F.2d 847, 853 (10th Cir. 1982) (emphasis in original). One affirmative duty is to comply with Section 1412(2)(B). If the state provides or assures the provisions of free public education to non-handicapped children in the age groups at issue it must provide a free public education to handicapped children in these age groups.

The defendants rely on OKLA.STAT.ANN. tit. 70, Section 13-102 to support their position that state law is inconsistent with the federal scheme set forth in Section 1412(2)(B). Section 13-102 reads in pertinent part as follows:

The determination whether a child is eligible for special education shall be made by the board of education of the school district in which such child resides, under rules and regulations approved by the State Board of Education; provided, however, that the eligibility of exceptional children shall be re-evaluated at least once every three (3) years. Any child determined to be eligible shall be permitted to receive such special education for a minimum period of twelve (12) years.

The defendants contend that, because plaintiff has already received twelve years of free public education, the state has fulfilled all of its obligations to her. This argument is without merit. OKLA.STAT.ANN. tit. 70, Section 1-114(A) provides in relevant part:

Effective with the school year beginning 1980-81, all children between the ages of five (5) years on or before September 1, and twenty-one (21) years on or before September 1, shall be entitled to attend school free of charge in the district in which they reside.

As can be seen from a quick review of these two Oklahoma statutes a non-handicapped student has a statutory right to attend public school until the age of twenty-one, but a handicapped student, such as plaintiff, has a right to only twelve years of education, evidently regardless of the student's placement or capabilities at the end of said twelve years or the extent to which a handicapped child could benefit from additional public education.

At oral argument in this case and as evidenced by the Appeal Team Review Board's decision the defendants take the position that if a handicapped student has attended public school for at least twelve years, he or she is not entitled to additional education until the age of twenty-one. Defendants contend that pursuant to a statutory grant of authority found at OKLA.STAT.ANN. tit. 70, Section 13-105 the State Board of Education has adopted a rule defining the age limitation for the provision of special education services to handicapped or exceptional children. This provision reads as follows:

Maximum Age - Each exceptional child has a right to 12 years of schooling. This twelve year period will start at age 6 following state regulations for entrance to first grade and will terminate upon completion of a secondary program. Twelve years of schooling is mandated, additional schooling through age 21 is permissible.

See Appendix I attached to Oklahoma State Department of Education brief in support of Motion for Summary Judgment filed August 26, 1982.

The problem with this argument is that the plaintiff has not

completed any secondary program discernible from the record herein. The defendants admitted this at oral argument on this case, at least to the extent that secondary education has been completed in any traditional sense. The defendants appear to argue that a handicapped child is simply moved from grade to grade without consideration of what benefit the child has received or without regard to the child's capabilities and potential to further benefit from the educational experience after the twelve years have expired.

Furthermore, the defendants have ignored virtually all of the objective documentation concerning plaintiff's grade placement in the administrative record. Such evidence was that plaintiff was classified as a tenth grade student for the 1981-1982 school year. Any student with such a classification would, thus, be entitled to an additional two years of public education or at least until the child reaches the age of twenty-one. Taking defendants' argument to its logical conclusion would mean that a non-handicapped child who has been held back in school because of poor performance for one, two or three school years has a right to further education until he or she is twenty-one, but a handicapped student no matter what his or her performance is simply barred from further education after twelve years.

No evidence or testimony has been presented to this Court that the plaintiff will receive no benefit from additional schooling. At oral argument defendants apparently attempted to convince the Court that such was the case. However, the

administrative record is silent on this issue, except for certain testimony there that plaintiff is not capable of performing "normal" secondary classwork. This, however, is obvious. Plaintiff, evidently, has a current level of functioning at a first grade level. As the Hearing Officer wrote in her decision,

Students qualifying for classification as trainable mentally handicapped cannot be expected to complete a program of secondary education which is comparable to that of their non-handicapped classmates. Even within the category of trainable mentally handicapped, not all students can be expected to progress at the same rate, reach the same level or attain the same goals. Mastery of specific program content, therefore, cannot be used as a guideline for the completion of a secondary program.

Secondary education for trainable mentally handicapped students must be defined on an individual basis and documented on the IEP. It is true, however, that the school is not held accountable if the student does not attain the goals and objectives specified on the IEP (Regulations, Section 121a-349; Policies and Procedures Manual, p.30). Thus, it may be necessary to consider the number of years of schooling and the student's stated grade placement in determining when the secondary program has been completed.

The Hearing Officer went on to determine the stated grade placement of the plaintiff as tenth grade in 1981-82 and noted that "[S]tated grade placement is a primary indicator of educational level for trainable mentally handicapped students."

The Policies and Procedures Manual for Special Education in Oklahoma states:

The burden of proof as to the appropriateness of any proposed special education plan, as to why a more normalized education plan could not adequately and appropriately serve the child's educational needs, and as to the

adequacy and appropriateness of any identification, test, or evaluation procedure, will be upon the local agency. Policies and Procedures Manual, section XI(A)(2).

See Brief in Support of Plaintiff's Response to Defendant Oklahoma State Department of Education's Motion for Summary Judgment at p.5 filed on September 8, 1982.

Again, no evidence or testimony has been presented to this Court of the educational appropriateness of denying plaintiff a continuing special education program until she is twenty-one or that she has, in fact, completed a secondary program. Defendants' only argument is that because at least twelve years of education has been given they can in this case, and apparently in numerous others, graduate a handicapped student solely based on the number of attendance years. Before the Appeal Team Review Board the defendant Broken Arrow Public Schools argued that the references to plaintiff as a tenth grade student in the 1981-82 school year were a mistake. They pointed to the school's official transcript which showed plaintiff in the 12th grade in 1981-82. However, even if this be true, the defendants have presented nothing to this Court which would indicate anything other than that if twelve years are afforded that is all they give to handicapped students. Again, they simply move each handicapped child from grade to grade irrespective of any benefits that the child has received or could receive by more than twelve years of education.

The plaintiff herein may not benefit from traditional secondary education, but there has never been any finding that

she cannot benefit from a program tailored to the unique needs she has as an individual or a trainable mentally handicapped person. It is clear that the plaintiff has not completed any secondary program and the defendants have come forward with no competent evidence that she has. In fact, the Broken Arrow High School transcript contained in the administrative record does not even contain any grades or other evaluation for the 2nd semester of the 1981-82 school year. The defendants have not presented to this Court any criteria that the state utilizes to make the determination of completion of a secondary program, and this Court concludes that the plaintiff has not completed a secondary program. Finally, in this regard defendant Broken Arrow admitted at oral argument that there is no state law defining the basis upon which "permissive" education through twenty-one would be allowed. The criteria is, apparently, set forth by the IEP team. However, nothing brought to this Court's attention would warrant any finding that the plaintiff has completed a secondary program of education in any sense. The evidence is simply that the plaintiff has attended public schools for at least twelve years.

The Court realizes that the progression of a handicapped child such as plaintiff cannot be equated with the progression of a non-handicapped child and that even within the classification of trainable mentally handicapped children there will be innumerable variations of progression. However, the defendants cannot simply say that if twelve years of public education has been afforded to a handicapped child all educational obligations cease. They must come forward with competent evidence that they,

at least, have criteria to determine whether public education, whatever its substantive content, will be afforded to such individual after the twelve years and that equal access is given to a handicapped individual. The defendants have not done this. They cannot simply move a handicapped student from grade to grade through the twelve year period and then determine in, evidently, every case to graduate the child and fulfill their obligations.

Such a scheme and practice cannot be condoned by this Court, it is not in conformity with the EHCA, it clearly does not afford equal access to handicapped children, and the Court concludes that the plaintiff is entitled to an additional two years of free appropriate public education and that such should be provided by the Independent School District No. 3 of Broken Arrow, Tulsa County, Oklahoma./²

It is therefore the Order of this Court that the motions of defendants for summary judgment are denied and that the plaintiff's motion for summary judgment is granted.

It is the further Order of this Court that the Appeal Team's decision as to the following points is set aside and vacated:

- 1) that the Hearing Officer's decision is overturned;

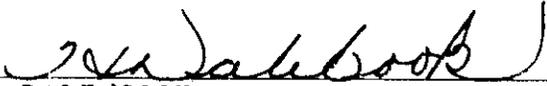
² The Court would note that the plaintiff did not raise in this case any issue that would necessitate review of Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. Section 794 or a constitutional claim under the equal protection clause of the Fourteenth Amendment to the United States Constitution. For this reason, the Court has not discussed their applicability here. See New Mexico Association for Retarded Citizens v. State of New Mexico, 678 F.2d 847 (10th Cir. 1982); New York State Association for Regarded Children, Inc. v. Carey, 466 F.Supp. 479 (E.D.N.Y. 1978), affirmed 612 F.2d 644 (2nd Cir. 1979).

2) that the Broken Arrow Public School District has completed its obligation to provide the plaintiff with a public education; and

3) that the plaintiff is to be graduated.

It is the further Order of this Court that defendant Independent School District No. 3 of Broken Arrow, Tulsa County, Oklahoma, shall provide the plaintiff an additional two years of free appropriate public education to begin with the start of the 1983-84 school year./³

It is so Ordered this 29th day of August, 1983.



H. DALE COOK
Chief Judge, U. S. District Court

³ The Court, of course, expresses no view as to the substantive content of any educational program to be offered to the plaintiff during the 1983-84 or 1984-85 school years.

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

FILED

AUG 29 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

CARLA R. HELMS,)
)
 Plaintiff,)
)
 vs.)
)
 INDEPENDENT SCHOOL DISTRICT)
 NO. 3 OF BROKEN ARROW, TULSA)
 COUNTY, OKLAHOMA; OKLAHOMA)
 STATE DEPARTMENT OF EDUCATION,)
)
 Defendants.)

No. 82-C-752-C

J U D G M E N T

This action came on for hearing before the Court on the parties' cross motions for summary judgment and the issues having been duly heard and considered and a decision having been duly rendered,

It is Ordered and Adjudged

that the Appeal Team Review Board's decision of July 20, 1982 is set aside and vacated as to the following points, (i) that the Hearing Officer's decision of June 18, 1982 is overturned, (ii) that the Broken Arrow Public School District has completed its obligation to provide the plaintiff, Carla R. Helms with a public education; and (III) that the plaintiff, Carla R. Helms is to be graduated.

Further, it is Ordered and Adjudged

that defendant Independent School District No. 3 of Broken Arrow, Tulsa County, Oklahoma, shall provide to the plaintiff, Carla R. Helms, two additional years of free appropriate public education to begin with the start of the 1983-84 school year and that the plaintiff recover of the defendants her costs of action.

It is so Ordered this 29th day of August, 1983.



H. DALE COOK
Chief Judge, U. S. District Court

Entered
FILED

AUG 29 1983

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA
JANIS SILVER, CLERK
U.S. DISTRICT COURT

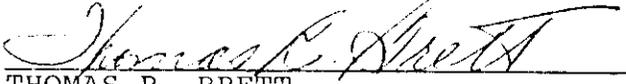
BOISE CASCADE CORPORATION,)	
)	
vs.	)	No. 81-C-441-B
)	
THE BURNING HILLS GROUP OF)	
COMPANIES, INC., a/k/a BURNING)	
HILLS GROUP OF COMPANIES,)	
LIMITED, an Oklahoma)	
corporation, and COMMUNICATION)	
ASSOCIATES, INC., an Oklahoma)	
corporation,)	
)	
Defendants.)	
)	
vs.)	
)	
SUTTON INVESTMENTS, INC.,)	
et al.,)	
)	
Garnishees.)	

ORDER

It appears to the Court that the above entitled action as to Sutton Investments, Inc., only, has been fully settled, adjusted and compromised and based on stipulation, therefore,

IT IS ORDERED AND ADJUDGED that the above entitled action as to Sutton Investments, Inc., only, be and is hereby dismissed without cost to any party and with prejudice to all the parties.

Dated August 29th, 1983.


 THOMAS R. BRETT
 JUDGE OF THE UNITED STATES
 DISTRICT COURT

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

FILED

AUG 29 1963

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

BAYLY, MARTIN & FAY, INC.)	
)	
Plaintiff,)	
)	
vs.	)	No. 82-C-1018E
)	
FRANK B. HALL & COMPANY, and)	
HUGH E. MONROE,)	
)	
Defendants.)	

Stipulation of DISMISSAL WITH PREJUDICE OF COUNTERCLAIM

COMES NOW the Counterclaimant Hugh E. Monroe, and dismisses its cause of action against the Plaintiff, Bayly, Martin & Fay, Inc., with prejudice to refiling of the same.

GABLE & GOTWALS

By: Theodore Q. Eliot
THEODORE Q. ELIOT
20th Floor
Fourth National Bank Building
Tulsa, Oklahoma 74119

ATTORNEYS FOR DEFENDANTS

APPROVED AS TO FORM:

Michael J. Gibbens
MICHAEL J. GIBBENS
JONES, GIVENS, GOTCHER, DOYLE
& BOGAN, INC.
201 West Fifth Street
Suite 400
Tulsa, Oklahoma 74103
ATTORNEYS FOR PLAINTIFF

CERTIFICATE OF MAILING

This is to certify that on the 29th day of August, 1983, a true and correct copy of the above and foregoing DISMISSAL WITH PREJUDICE OF COUNTERCLAIM, postage prepaid thereon, to Mr. Michael J. Gibbens, 201 West Fifth Street, Suite 400, Tulsa, Oklahoma 74103, Attorney for Plaintiff.

Theodore Q. Eliot
THEODORE Q. ELIOT

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

FILED

AUG 29 1983

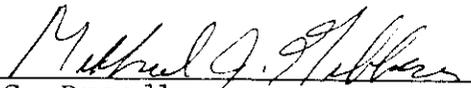
JACK C. SILVER, CLERK
U.S. DISTRICT COURT

BAYLY, MARTIN & FAY, INC.,)
)
Plaintiff,)
)
vs.)
)
FRANK B. HALL & COMPANY, and)
HUGH E. MONROE,)
)
Defendants.)

Case No. 82-C-1018E

Stipulation of DISMISSAL WITH PREJUDICE

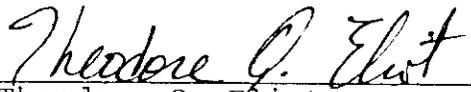
COMES NOW the Plaintiff, Bayly, Martin & Fay, Inc., and
dismisses its cause of action against the Defendants, Frank B.
Hall & Company, and Hugh E. Monroe, with prejudice to refileing
of the same.



Roy C. Breedlove
Michael J. Gibbens
JONES, GIVENS, GOTCHER, DOYLE
& BOGAN, INC.
201 W. 5th Street, Suite 400
Tulsa, OK 74103

Attorneys for Plaintiff

APPROVED AS TO FORM:



Theodore Q. Eliot
GABLE & GOTWALS
20th Floor - Fourth National
Bank Building
Tulsa, OK 74119

Attorneys for Defendants

CERTIFICATE OF MAILING

This is to certify that on the 29th day of August, 1983, a true and correct copy of the above and foregoing Dismissal with Prejudice was mailed, postage prepaid, to Theodore Q. Eliot, Gable & Gotwals, 20th Floor, Fourth National Bank Building, Tulsa, Oklahoma 74119.

Michael Q. Gable

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF OKLAHOMA

CLERK'S OFFICE

UNITED STATES COURT HOUSE

TULSA, OKLAHOMA 74103

JACK C. SILVER
CLERK

(918) 581-7796
(FTS) 736-7796

August 29, 1983

The Estate of Paula A. Banks
522 N. Pine Place
Tulsa, OK 74106

RE: Paula A. Banks v Margaret Heckler, Secretary of Health &
Human Services 83-C-721-C

To Whom It May Concern:

Please be advised that on this date Judge H. Dale Cook entered the following Minute Order in the above referenced case:

"It is ordered that the Court being advised of the death of Plaintiff herein, it is ordered that Plaintiff's Complaint & cause of action is dismissed."

Very truly yours,

JACK C. SILVER, CLERK

By:

Agm
Deputy Clerk

cc: U.S. Attorney's
Office, Frank Keating

Entered

FILED

AUG 29 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)

Plaintiff,)

vs.)

Civil Action No. 82-C-899-~~A~~B

OKLAHOMA LAND AND CATTLE)
COMPANY, an Oklahoma)
corporation, et al.,)

Defendants.)

ORDER DISMISSING OKLAHOMA LAND AND CATTLE COMPANY

NOW, on this 29 day of August, 1983, there comes on for consideration the Motion of OKLAHOMA LAND AND CATTLE COMPANY, Defendant herein, to dismiss said Defendant as a party in this action, and the Court, being advised that no objection is taken to said Motion, finds that same should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that OKLAHOMA LAND AND CATTLE COMPANY be dismissed as a party defendant in this action without costs.

Thomas R. Brett
United States District Judge

Entered

FILED

AUG 29 1983

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)

Plaintiff,)

vs.)

Civil Action No. 82-C-902-~~A~~B

OKLAHOMA LAND AND CATTLE)
COMPANY, an Oklahoma)
corporation, et al.,)

Defendants.)

ORDER DISMISSING OKLAHOMA LAND AND CATTLE COMPANY

NOW, on this 29 day of August, 1983, there comes on for consideration the Motion of OKLAHOMA LAND AND CATTLE COMPANY, Defendant herein, to dismiss said Defendant as a party in this action, and the Court, being advised that no objection is taken to said Motion, finds that same should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that OKLAHOMA LAND AND CATTLE COMPANY be dismissed as a party defendant in this action without costs.


United States District Judge

Entered
FILED
AUG 29 1983

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF OKLAHOMA
NORTHERN DISTRICT OF OKLAHOMA
THE CLERK
S. DISTRICT COURT

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
vs.	)	Civil Action No. 82-C-903- A B
)	
OKLAHOMA LAND AND CATTLE)	
COMPANY, an Oklahoma)	
corporation, et al.,)	
)	
Defendants.)	

ORDER DISMISSING OKLAHOMA LAND AND CATTLE COMPANY

NOW, on this 29th day of August, 1983, there comes on for consideration the Motion of OKLAHOMA LAND AND CATTLE COMPANY, Defendant herein, to dismiss said Defendant as a party in this action, and the Court, being advised that no objection is taken to said Motion, finds that same should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that OKLAHOMA LAND AND CATTLE COMPANY be dismissed as a party defendant in this action without costs.

Thomas R. Dent
United States District Judge

Entered

FILED

AUG 29 1983

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)

Plaintiff,)

vs.)

Civil Action No. 82-C-904-AB

OKLAHOMA LAND AND CATTLE)
COMPANY, an Oklahoma)
corporation, et al.,)

Defendants.)

ORDER DISMISSING OKLAHOMA LAND AND CATTLE COMPANY

NOW, on this 29 day of August, 1983, there comes on for consideration the Motion of OKLAHOMA LAND AND CATTLE COMPANY, Defendant herein, to dismiss said Defendant as a party in this action, and the Court, being advised that no objection is taken to said Motion, finds that same should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that OKLAHOMA LAND AND CATTLE COMPANY be dismissed as a party defendant in this action without costs.

Thomas A. Perry
United States District Judge

Entered

FILED

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

AUG 29 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 OKLAHOMA LAND AND CATTLE)
 COMPANY, an Oklahoma)
 corporation, et al.,)
)
 Defendants.)

Civil Action No. 82-C-908-B

ORDER DISMISSING OKLAHOMA LAND AND CATTLE COMPANY

NOW, on this 29 day of August, 1983, there comes on for consideration the Motion of OKLAHOMA LAND AND CATTLE COMPANY, Defendant herein, to dismiss said Defendant as a party in this action, and the Court, being advised that no objection is taken to said Motion, finds that same should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that OKLAHOMA LAND AND CATTLE COMPANY be dismissed as a party defendant in this action without costs.

Thomas R. Brett
United States District Judge

- Entered

FILED

AUG 29 1983

UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA JACK C. SILVER, CLERK U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.) Civil Action No. 82-C-921-B
)
 OKLAHOMA LAND AND CATTLE)
 COMPANY, an Oklahoma)
 corporation, and ADAMS ENERGY)
 COMPANY, a corporation,)
 et al.,)
)
 Defendants.)

ORDER DISMISSING OKLAHOMA LAND AND CATTLE COMPANY AND ADAMS ENERGY COMPANY

NOW, on this 29 day of August, 1983, there comes on for consideration the Motion of OKLAHOMA LAND AND CATTLE COMPANY and ADAMS ENERGY COMPANY, Defendants herein, to dismiss said Defendants as parties in this action, and the Court, being advised that no objection is taken to said Motion, finds that same should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that OKLAHOMA LAND AND CATTLE COMPANY and ADAMS ENERGY COMPANY be dismissed as party defendants in this action without costs.

Thomas R. Brett
United States District Judge

Entered

FILED

AUG 29 1983

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 OKLAHOMA LAND AND CATTLE)
 COMPANY, an Oklahoma)
 corporation, et al.,)
)
 Defendants.)

Civil Action No. 82-C-922-B

ORDER DISMISSING OKLAHOMA LAND AND CATTLE COMPANY

NOW, on this 29th day of August, 1983, there comes on for consideration the Motion of OKLAHOMA LAND AND CATTLE COMPANY, Defendant herein, to dismiss said Defendant as a party in this action, and the Court, being advised that no objection is taken to said Motion, finds that same should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that OKLAHOMA LAND AND CATTLE COMPANY be dismissed as a party defendant in this action without costs.

5/ THOMAS R. BRETT
United States District Judge

- Entered

FILED

AUG 29 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 OKLAHOMA LAND AND CATTLE)
 COMPANY, an Oklahoma)
 corporation, et al.,)
)
 Defendants.)

Civil Action No. 82-C-924-~~A~~B

ORDER DISMISSING OKLAHOMA LAND AND CATTLE COMPANY

NOW, on this 29th day of August, 1983, there comes on for consideration the Motion of OKLAHOMA LAND AND CATTLE COMPANY, Defendant herein, to dismiss said Defendant as a party in this action, and the Court, being advised that no objection is taken to said Motion, finds that same should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that OKLAHOMA LAND AND CATTLE COMPANY be dismissed as a party defendant in this action without costs.


United States District Judge

Entered

FILED

AUG 29 1983

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 OKLAHOMA LAND AND CATTLE)
 COMPANY, an Oklahoma)
 corporation, et al.,)
)
 Defendants.)

Civil Action No. 82-C-925-*AB*

ORDER DISMISSING OKLAHOMA LAND AND CATTLE COMPANY

NOW, on this *29th* day of *August*, 1983, there comes on for consideration the Motion of OKLAHOMA LAND AND CATTLE COMPANY, Defendant herein, to dismiss said Defendant as a party in this action, and the Court, being advised that no objection is taken to said Motion, finds that same should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that OKLAHOMA LAND AND CATTLE COMPANY be dismissed as a party defendant in this action without costs.

S/ THOMAS R. BRETI

United States District Judge

Entered

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

FILED

AUG 29 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

CHERYL LYNN SMITH and)
ROBERT JOSEPH SMITH,)

Plaintiffs,)

VS)

No. 82-C-1205B

DALE JOURNAGAN, BRIAN TUNNELL)
JANELLA PURYEAR, and the CITY)
OF MIAMI, an Oklahoma)
Municipal Corporation,)

Defendants,)

JAMES OR JIM WELLS,)

Additional party Defendant.)

ORDER OF DISMISSAL WITH PREJUDICE

This case came on before the Court upon the Stipulation of the parties for a voluntary dismissal of said cause with prejudice; and the Court being fully advised, it is:

ORDERED, the above-styled and entitled action and each of the claims and causes of action of the plaintiff be and the same is hereby dismissed with rejudice to the filing of a future action; and it is further:

ORDERED, that each of the parties hereto bear his own costs accrued or accruing herein.

DATED this 29th day of August, 1983.

S/ THOMAS R. BRETT
Thomas R. Brett, Judge

Entered

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

AUG 28 1983

MAY'S DRUG STORE, INC.,)
an Oklahoma corporation,)
)
Plaintiff,)
)
v.)
)
MFY INDUSTRIES, INC.,)
a Kansas corporation,)
)
Defendant.)

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

No. 83-C-127-BT

JUDGMENT

In accordance with the Court's order entered herein on August 25, 1983 which sustained plaintiff's motion for summary judgment, judgment is hereby granted in favor of plaintiff, May's Drug Store, Inc., and against defendant, MFY Industries, Inc., in the amount of \$56,000.00, plus post-judgment interest at a rate of 10.74 percent and costs of the action.

ENTERED this 29th day of August, 1983.



THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

Entered

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 29 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 CHESTER J. SWAKE and EURA E.)
 SWAKE, husband and wife;)
 COUNTY TREASURER and BOARD OF)
 COUNTY COMMISSIONERS, Delaware)
 County, Oklahoma,)
)
 Defendants.)

CIVIL ACTION NO. 83-C-302-B

JUDGMENT OF FORECLOSURE

This matter comes on for consideration this 29th day of August, 1983. The Plaintiff, United States of America, appears by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Peter Bernhardt, Assistant United States Attorney; the Defendants, Chester J. Swake and Eura E. Swake, husband and wife, County Treasurer, Delaware County, Oklahoma, and Board of County Commissioners, Delaware County, Oklahoma, appear not.

The Court being fully advised and having examined the file herein finds that the Defendant, Chester J. Swake, executed an Acknowledgment of Receipt of Summons and Complaint on April 25, 1983 which was filed on April 28, 1983; that the Defendant, Eura E. Swake, executed an Acknowledgment of Receipt of Summons and Complaint on April 25, 1983 which was filed on April 28, 1983; that the Defendant, County Treasurer, Delaware County, Oklahoma, executed an Acknowledgment of Receipt of Summons and Complaint on April 12, 1983 which was filed on April

13, 1983; and that the Defendant, Board of County Commissioners, Delaware County, Oklahoma, executed an Acknowledgment of Receipt of Summons and Complaint on April 18, 1983 which was filed on April 19, 1983.

It appears that the Defendants, County Treasurer, Delaware County, Oklahoma, and Board of County Commissioners, Delaware County, Oklahoma, have previously filed their Disclaimer herein by their counsel, Thomas H. May, District Attorney, through Dugie Hagberg Standeford, Assistant District Attorney, Delaware County; and that the Defendants, Chester J. Swake and Eura E. Swake, have failed to answer and their default has been entered by the Clerk of this Court on May 24, 1983.

The Court further finds that this is a suit based upon a certain promissory note and for foreclosure of a real estate mortgage securing said promissory note upon the following described real property located in Delaware County, Oklahoma, within the Northern Judicial District of Oklahoma:

That portion of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, and of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 13, Township 20 North, Range 23 East, Delaware County, Oklahoma, described as follows: Beginning at a point which is 2058 feet South and 875.6 feet East of the NW corner of the NE $\frac{1}{4}$ of said Section 13, thence South 89 degrees 04' 50" East, 310.00 feet; thence South 0 degrees 06' 20" West, 934.20 feet to the true point of beginning; thence South 88 degrees 39' 40" East, 251.73 feet; thence South 104.00 feet; thence North 88 degrees 36' 50" West, 251.92 feet; thence North 0 degrees 06' 20" East, 103.80 feet to the true point of beginning.

That on April 25, 1979, Chester J. Swake and Eura E. Swake, husband and wife, executed and delivered to the United

States of America, acting through the Farmers Home Administration, their promissory note in the amount of \$26,200.00, payable in monthly installments with interest thereon at the rate of nine (9) percent per annum.

That as security for the payment of the above described note, Chester J. Swake and Eura E. Swake, husband and wife, executed and delivered to the United States of America, acting through the Farmers Home Administration, a real estate mortgage dated April 25, 1979, covering the described property.

The Court further finds that the Defendants, Chester J. Swake and Eura E. Swake, made default under the terms of the aforesaid promissory note by reason of their failure to make the monthly installments due thereon, which default has continued and that by reason thereof the Defendants, Chester J. Swake and Eura E. Swake, are indebted to the Plaintiff in the sum of \$25,624.07 as unpaid principal, plus accrued interest of \$2,400.72 as of February 17, 1983, plus interest thereafter at the rate of nine (9) percent per annum or \$6.3183 per day until judgment, plus interest from the date of judgment at the legal rate until paid, plus the costs of this action accrued and accruing.

That the Defendants, County Treasurer, Delaware County, Oklahoma, and Board of County Commissioners, Delaware County, Oklahoma, do not have any lien, right, or interest in the real property involved in this action.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Plaintiff have and recover judgment against the Defendants, Chester J. Swake and Eura E. Swake, husband and wife, in the

principal amount of \$25,624.07, plus accrued interest of \$2,400.72 as of February 17, 1983, plus interest thereafter at the rate of nine (9) percent per annum or \$6.3183 per day until judgment, plus interest from the date of judgment at the legal rate until paid, plus costs of this action accrued and accruing.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that upon the failure of the Defendants, Chester J. Swake and Eura E. Swake, to satisfy the money judgment of the Plaintiff herein, an Order of Sale shall be issued to the United States Marshal for the Northern District of Oklahoma, commanding him to advertise and sell with appraisalment the real property herein, and apply the proceeds thereof as follows:

First:

In payment of the costs of this action, accrued and accruing, incurred by the Plaintiff, including the costs of sale of said real property;

Second:

In payment of the judgment rendered herein in favor of the Plaintiff.

The surplus from said sale, if any, shall be deposited with the Clerk of the Court to await further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that from and after the sale of the above described real property under and by virtue of this judgment and decree, the Defendants and all persons claiming under them since the filing of the Complaint herein, be and they are forever barred and foreclosed of any

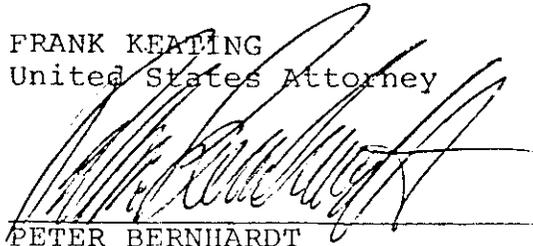
right, title, interest, or claim in or to the subject real property or any part thereof.

THOMAS R. BRETT

THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

APPROVED:

FRANK KEATING
United States Attorney



PETER BERNHARDT
Assistant United States Attorney

Entered

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 29 1983

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 DANA SUE MAXWELL;)
 BOARD OF COUNTY COMMISSIONERS,)
 Pawnee County, Oklahoma;)
 COUNTY TREASURER, Pawnee)
 County, Oklahoma;)
 TULSA ADJUSTMENT BUREAU, INC.,)
)
 Defendants.)

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

CIVIL ACTION NO. 83-C-454-B

JUDGMENT OF FORECLOSURE

THIS MATTER COMES on for consideration this 29th day
of August, 1983. Plaintiff appearing by Frank Keating,
United States Attorney for the Northern District of Oklahoma,
through Philard L. Rounds, Jr., Assistant United States Attorney;
the Defendant, Board of County Commissioners, Pawnee County; and
Defendant, County Treasurer, Pawnee County, Oklahoma, by an
Assistant District Attorney, Pawnee County; the Defendant, Tulsa
Adjustment Bureau, Inc. by D.W. Jacobus, Jr.

The Court being fully advised and having examined the
file herein finds that the Defendant, County Treasurer, Pawnee
County, Oklahoma, was served with Summons and Amended Complaint
on June 2, 1983; that the Defendant Board of County
Commissioners, Pawnee County, Oklahoma, was served with Summons
and Amended Complaint on June 6, 1983; that the Defendant, Tulsa
Adjustment Bureau, Inc., was served with Summons and Amended
Complaint on June 7, 1983; and Defendant, Dana Sue Maxwell, was

served with Summons and Amended Complaint on July 12, 1983. It appears that the Defendant, Dana Sue Maxwell, has filed her Answer on July 21, 1983, disclaiming any right, title and interest to the property, the subject matter of this foreclosure; and that the Defendant, Board of County Commissioners and County Treasurer, Pawnee County, Oklahoma, have filed their Answer on June 6, 1983; and that the Defendant, Tulsa Adjustment Bureau, Inc., has entered its disclaimer herein.

The Court further finds that this is a suit based upon a certain promissory note for foreclosure of a real estate mortgage securing said promissory note upon the following described real property located in Pawnee County, Oklahoma, within the Northern Judicial District of Oklahoma:

Lot 19, Block 1, Brown Addition to the City of Cleveland, Pawnee County, Oklahoma, according to the recorded plat thereof, subject, however, to all valid outstanding easements, rights-of-way, mineral leases, mineral reservations, and mineral conveyances of record.

That on September 11, 1980, Dana Sue Maxwell executed and delivered to the United States of America, acting through the Farmers Home Administration, her promissory note in the amount of \$35,000.00 payable in monthly installments with interest thereon at the rate of 11.5% per annum.

That as security for the payment of the above described note, Dana Sue Maxwell executed and delivered to the United States of America a real estate mortgage dated September 11, 1980, covering the described property. Said mortgage was recorded in Book 258, Page 94 in the records of Pawnee County, Oklahoma.

The Court further finds that the Defendant, Dana Sue Maxwell, made default under the terms of the aforesaid promissory note by reason of her failure to make monthly installments due thereon, which default has continued and that by reason thereof the above named Defendant is indebted to the Plaintiff in the sum of \$34,048.33, plus accrued interest of \$1,787.89 as of March 29, 1983, plus interest thereafter at the rate of \$10.7275 per day, plus the costs of this action accrued and accruing.

The Court further finds that the County Treasurer, Pawnee County, Oklahoma, has a lien on the property which is a subject matter of action by virtue of ad valorem taxes in the amount of \$ 16.26. Said lien being superior to the interest of the Plaintiff, United States of America.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Plaintiff have and recover judgment against the Defendant, Dana Sue Maxwell, in the amount of \$34,048.33, plus accrued interest of \$1,787.89 as of March 29, 1983, plus interest thereafter at the rate of \$10.7275 per day, plus the costs of this action accrued and accruing.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Defendant, County Treasurer, Pawnee County, Oklahoma, have and recover Judgment in the amount of \$ 16.26, plus cost of this action.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that upon failure of the previously named Defendant to satisfy the money judgment of the Plaintiff herein, an Order of Sale shall be issued to the United States Marshal for the Northern District of

Oklahoma commanding him to advertise and sell with appraisement the real property herein and apply the proceeds of the sale as follows:

First:

In payment of the costs of this action accrued and accruing incurred by the Plaintiff, including cost of the sale of said real property;

Second:

In payment of the County Treasurer, Pawnee County, Oklahoma, in the amount of \$ 16.26, property taxes which are presently due and owing on said real property;

Third:

In payment of the judgment rendered herein in favor of the Plaintiff.

The surplus from said sale, if any, shall be deposited with the Clerk of the Court to wait further Order of the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that from and after the sale of the above and described real property, under and by virtue of this judgment and decree, the Defendants and all persons claiming under them since the filing of this Complaint, be and they are forever barred and foreclosed of any

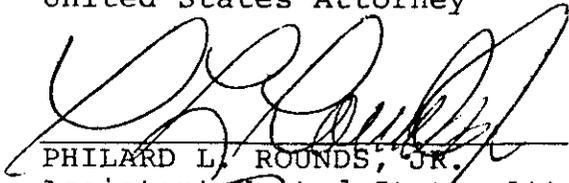
right, title, interest or claim in or to the subject real property or any part thereof.

S/ THOMAS R. BRETT

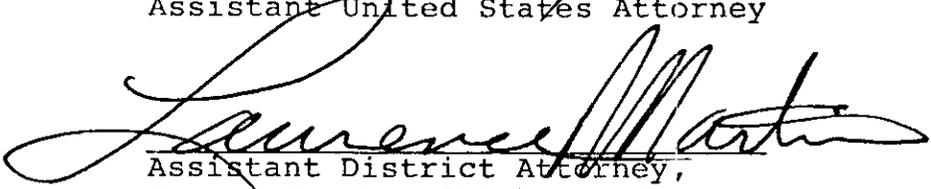
UNITED STATES DISTRICT JUDGE

APPROVED:

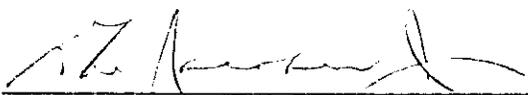
FRANK KEATING
United States Attorney



PHILARD L. ROUNDS, JR.
Assistant United States Attorney



Assistant District Attorney,
Pawnee County, Oklahoma, for
County Treasurer, Pawnee County,
and Board of County Commissioners,
Pawnee County



D. W. JACOBUS, Jr. Attorney for
Tulsa Adjustment Bureau, Inc.

Entered

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

W. C. SILVER, CLERK
U.S. DISTRICT COURT

HELEN JOHNSON,)
)
 Plaintiff,)
)
 v.)
)
 FARMERS NEW WORLD LIFE)
 INSURANCE COMPANY,)
)
 Defendant.)

NO. 82-C-784-B

ORDER OF DISMISSAL

On this 26th day of August, 1983, upon the written application of the parties for a Dismissal With Prejudice of the Complaint and all causes of action, the Court having examined said Application finds that said parties entered into a compromise settlement covering all claims involved in the Complaint, of every nature, and have requested the Court to dismiss said Complaint with prejudice to future action, and the Court being fully advised on the premises, finds that said Complaint should be dismissed pursuant to said Application.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the Complaint and all causes of action of the Plaintiff filed herein against the Defendant be in the same as hereby Dismissed With Prejudice to any future action.

Thomas R. Brett

Judge Thomas R. Brett

APPROVALS:

Daniel Boris

Daniel Boris
Richard D. Wagner

Richard D. Wagner

Entered

FILED

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

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

SENOCO OIL COMPANY,)
a Nevada corporation,)
)
Plaintiff)
)
vs.)
)
WELLHEAD COMPRESSOR)
PACKAGERS, INC., an)
Oklahoma corporation,)
)
Defendants.)

No. 82-C-1051 B

ORDER OF DISMISSAL

That appearing to the Court that the above-entitled action has been fully settled and compromised between the parties, and based upon stipulation; therefore

IT IS ORDERED AND ADJUDGED that the above-entitled action be, and it is hereby, dismissed, without cost to either party, and with prejudice to the Plaintiff.

DATED the 26 day of August, 1983.

S/ THOMAS R. BRETT

United States District Judge

Entered
FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA 23 183

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

HELMERICH & PAYNE §
INTERNATIONAL DRILLING CO., §
A Delaware Corporation, §
Plaintiff, §
VS. §
PIONEER PRODUCTION CO., §
A Texas Corporation, §
Defendant. §

NO. CA-82-C-951-B

ORDER OF DISMISSAL WITH PREJUDICE

For good cause shown and pursuant to the Stipulation of the parties filed herein, this action is dismissed with prejudice to the rights of Helmerich & Payne International Drilling Co. to reassert its cause of action brought herein, or any part thereof.

Each party is to bear its own costs.
DATED this 26th day of August, 1983.


THOMAS R. BRETT
U.S. DISTRICT JUDGE

APPROVED AS TO FORM AND CONTENT:

PRAY, WALKER, JACKMAN,
WILLIAMSON & MARLAR

By

Floyd L. Walker
FLOYD L. WALKER
2200 Fourth National Building
Tulsa, Oklahoma 74119

Attorneys for Plaintiff,
HELMERICH & PAYNE INTERNATIONAL
DRILLING CO.

LOCKE, PURNELL, BOREN,
LANEY & NEELY

By

Michael H. Collins
JOHN L. ESTES
MICHAEL H. COLLINS
3600 RepublicBank Tower
Dallas, Texas 75201-3989

Attorneys for Defendant
PIONEER PRODUCTION CO.

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

FILED

AUG 26 1983

RAYMOND WOOSLEY,

Plaintiff,

v.

MELVIN MCGEE and SUE MCGEE,
d/b/a MEL-RAY OIL CO.,

Defendants.

)
)
)
)
)
)
)
)
)
)
)

Case No. 83-C-492 E

FILED
S. J. [unclear]

NOTICE OF DISMISSAL OF ACTION

COMES NOW the plaintiff, and files his notice of dismissal of the above-entitled action without prejudice to a new action at plaintiff's costs, and does hereby dismiss the above-entitled action without prejudice for the reason that service has not been perfected on the defendants.



JACK L. FREEMAN
FREEMAN & BUXTON
2600 S. Broadway
Edmond, Oklahoma 73034
(405) 341-6510
Attorney for Plaintiff

FILED

AUG 26 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

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

CLYDE RAGLAND,)	
)	
Plaintiff,)	
)	
vs.)	
)	
SHELTER INSURANCE (formerly)	
M.F.A. Insurance),)	
)	
Defendant.	)	No. 83-C-273-C

ORDER OF DISMISSAL WITH PREJUDICE

The Court being fully advised in the premises and on consideration of the parties' Joint Stipulation of Dismissal with Prejudice and the parties' joint petition for order of dismissal with prejudice, finds that said order should issue.

BE IT THEREFORE ORDERED, ADJUDGED AND DECREED that plaintiff's cause be and the same is hereby dismissed with prejudice.

H. Dale Cook
H. Dale Cook, Chief U. S.
District Judge

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

FILED
MAY 25 1983
Jack C. Silver, Clerk
U. S. DISTRICT COURT

ROBERT E. COTNER,)
)
 Petitioner,)
)
 vs.)
)
 WARDEN ALFORD, et al., and)
 THE ATTORNEY GENERAL OF THE)
 STATE OF OKLAHOMA,)
)
 Respondents.)

No. 83-C-247-E ✓

O R D E R

This action is before the Court upon the petition of Petitioner Robert E. Cotner, #93780 for a writ of habeas corpus which is to be tested under 28 U.S.C. § 1915(d). A motion to proceed in forma pauperis was filed March 15, 1983, and the petition thereafter promptly filed. See Henricksen vs. Bentley, 644 F.2d 852 (10th Cir. 1981). Under 28 U.S.C. § 1915(d) the petition, if found to be frivolous, improper or obviously without merit is subject to dismissal. Henricksen, supra at 854. The Tenth Circuit Court of Appeals has reiterated its position on numerous occasions that a trial court need not require service of the petition and filing of an answer in cases where on the face of it the action is frivolous or malicious. Id at 854. This Court has determined that the instant action is such a case.

The Petitioner alleges that the Tulsa County District Court violated "each and every Article of the United States Constitution" when it denied his application for post-conviction relief dated December 14, 1982 without an evidentiary hearing.

^

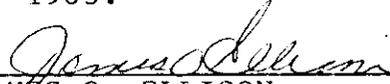
The Petitioner alleges that the District Court "refused to examine or consider any of the allegations raised". It appears from the record that the Oklahoma Court of Criminal Appeals affirmed the Order of the District Court denying post-conviction relief on February 24, 1983.

Assuming the allegations in the petition to be true, the Court finds that no "rational argument" can be made on the law in support of Petitioner's claim. He is entitled to no relief under the law, and thus his claim is wholly without merit. Bennett vs. Passic, 545 F.2d 1260, 1261 (10th Cir. 1976). "A state prisoner's detention is not rendered unlawful merely because there may have been errors or defects in a state post-conviction proceeding." Pierce vs. State of Oklahoma, 436 F.Supp. 1026 (W.D. 1977); Noble vs. Sigler, 351 F.2d 673 (8th Cir. 1965). Petitioner's allegations herein represent an attack on a proceeding collateral to the detention of the prisoner and not on the detention itself.

On the basis of the foregoing authorities and having undertaken a careful review of the Petitioner's request, it is the determination of this Court that the Petition for Writ of Habeas Corpus herein is without foundation or merit.

IT IS THEREFORE ORDERED AND ADJUDGED that the Petition for Writ of Habeas Corpus of Robert E. Cotner, #93780 be and hereby is dismissed.

DATED this 24th day of August, 1983.



JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 25 1983

JOHN C. SILVER, CLERK
DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 THOMAS K. MORAN,)
)
 Defendant.)

CIVIL ACTION NO. 83-C-607-C

DEFAULT JUDGMENT

This matter comes on for consideration this 25th day of August, 1983, the Plaintiff appearing by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Peter Bernhardt, Assistant United States Attorney, and the Defendant, Thomas K. Moran, appearing not.

The Court being fully advised and having examined the file herein finds that Defendant, Thomas K. Moran, was served with Summons and Complaint on July 19, 1983. The time within which the Defendant could have answered or otherwise moved as to the Complaint has expired and has not been extended. The Defendant has not answered or otherwise moved, and default has been entered by the Clerk of this Court. Plaintiff is entitled to Judgment as a matter of law.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the Plaintiff have and recover Judgment against Defendant, Thomas K. Moran, for the principal sum of \$5,000.00 together with interest accrued thereon through May 10, 1983, in the sum of \$283.33 and

interest accruing thereafter at the reate of \$.42 per day until judgment, plus interest at the legal rate from the date of this Judgment until paid, and costs of this action.

151 H. Dale Cook

UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

1983
AUG 25 1983

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 GARY C. WESTENFELD;)
 COUNTY TREASURER and BOARD OF)
 COUNTY COMMISSIONERS,)
 Delaware County, Oklahoma,)
)
 Defendants.)

FRANK C. SILVER, CLERK
DISTRICT COURT

CIVIL ACTION NO. 83-C-321-C

JUDGMENT OF FORECLOSURE

THIS MATTER COMES on for consideration this 25 day of August, 1983. The Plaintiff appearing by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Peter Bernhardt, Assistant United States Attorney; the Defendants County Treasurer, Delaware County, Oklahoma, Board of County Commissioners, Delaware County, Oklahoma, and Gary C. Westenfeld, appearing not.

The Court being fully advised and having examined the file herein finds that the Defendant, County Treasurer, Delaware County, Oklahoma, was served with Summons and Complaint on April 15, 1983; that the Defendant, Board of County Commissioners, Delaware County, Oklahoma, was served with Summons and Complaint on April 18, 1983; and that Defendant, Gary C. Westenfeld was served with Summons and Complaint on April 28, 1983.

It appears that the Defendants, County Treasurer and Board of County Commissioners, Delaware County, Oklahoma, previously filed their Disclaimer herein; and that the Defendant,

Gary C. Westenfeld, has failed to Answer and his default has been entered by the Clerk of this Court on June 15, 1983.

The Court further finds that this is a suit based upon a certain promissory note and for foreclosure of a real estate mortgage securing said promissory note upon the following described real property located in Delaware County, Oklahoma, within the Northern Judicial District of Oklahoma:

TRACT NO. 1:

A tract or parcel of land located in the $W\frac{1}{2}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$; and the $E\frac{1}{2}$ $SE\frac{1}{4}$ $SW\frac{1}{4}$, all in Section 4, Township 22 North, Range 25 East, more particularly described in detail as follows, to-wit: Beginning at a point 353.0 feet West of the SE corner of the said $W\frac{1}{2}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$; thence North 894.8 feet; thence West 973.6 feet; thence South 894.8 feet; thence East 973.6 feet to the point of beginning, containing 20 acres, more or less, LESS that part taken for county road R/W which is 16.5 feet along the South side thereof, all in Delaware County, Oklahoma.

TRACT NO. 2:

A tract of land located in the $S\frac{1}{2}$ $SW\frac{1}{4}$ $SE\frac{1}{4}$ of Section 4, Township 22 North, Range 25 East, Delaware County, Oklahoma, more particularly described as follows, to-wit: Beginning at the SE corner of the above described tract; thence North 400 feet; thence West 1012.5 feet; thence South 400 feet; thence East 1012.5 feet to the point of beginning, containing 10 acres, more or less.

That on February 19, 1980, Gary C. Westenfeld executed and delivered to the United States of America acting through the Farmers Home Administration, his Promissory Note in the amount of \$30,200.00, payable in annual installments, with interest thereon at the rate of nine (9) percent per annum.

That on February 19, 1980, Gary C. Westenfeld executed and delivered to the United States of America acting through the

Farmers Home Administration his Promissory Note in the amount of \$78,860.00, payable in yearly installments, with interest thereon at the rate of nine (9) percent per annum.

That as security for the payment of the above-described notes, Gary C. Westenfeld executed and delivered to the United States of America, acting through the Farmers Home Administration, a Real Estate Mortgage dated February 19, 1980, covering the described property.

That as further security for the payment of the above described notes, Gary C. Westenfeld executed and delivered to the United States of America, acting through the Farmers Home Administration, a security agreement dated May 28, 1980, a security agreement dated April 14, 1982, and a security agreement dated April 14, 1982; that the security interests of the United States of America were perfected by the filing of a financing statement in the Office of the County Clerk of Delaware County on June 4, 1980, which financing statement was executed by Gary C. Westenfeld and the United States of America acting through the Farmers Home Administration.

That the collateral secured by the above security agreements and financing statement constitutes poultry house equipment which is attached to the real property being foreclosed herein and constitutes fixtures.

The Court further finds that the Defendant, Gary C. Westenfeld, made default under the terms of the aforesaid promissory notes by reason of his failure to make the annual installments due thereon, which default has continued and that by

reason thereof this Defendant is indebted to the Plaintiff in the sum of \$110,368.00 as unpaid principal, plus accrued interest of \$16,807.28 as of February 10, 1983, plus interest accruing thereafter at the rate of nine (9) percent per annum or \$27.2141 per day until judgment, plus interest from the date of judgment at the legal rate until paid, plus the costs of this action accrued and accruing.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Plaintiff have and recover judgment against the Defendant, Gary C. Westenfeld in the amount of \$110,368.00, plus accrued interest of \$16,807.28 as of February 10, 1983, plus interest accruing thereafter at the rate of nine (9) percent per annum or \$27.2141 per day until judgment, plus interest from the date of judgment at the legal rate until paid, plus costs of the action accrued and accruing.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Defendants, County Treasurer and Board of County Commissioners, Delaware County, Oklahoma, have no interest, lien or right in the real property involved in this action.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that upon the failure of the Defendant, Gary C. Westenfeld, to satisfy the money judgment of the Plaintiff herein, an Order of Sale shall be issued to the United States Marshal for the Northern District of Oklahoma, commanding him to advertise and sell with appraisement the real property herein, and apply the proceeds thereof as follows:

First:

In payment of the costs of this action,
accrued and accruing, incurred by the Plaintiff,
including the costs of sale of said real
property;

Second:

In payment of the judgment rendered herein in
favor of Plaintiff.

The surplus from said sale, if any, shall be deposited with the
Clerk of the Court to await further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that from
and after the sale of the above-described real property, under
and by virtue of this judgment and decree, the Defendants and all
persons claiming under them since the filing of the Complaint
herein, be and they are forever barred and foreclosed of any
right, title, interest, or claim in or to the subject real
property or any part thereof, including fixtures.

151 71 100 Cook

UNITED STATES DISTRICT JUDGE

APPROVED:

FRANK KEATING
United States Attorney



PETER BERNHARDT
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 RONALD H. BRACY,)
)
 Defendant.) CIVIL ACTION NO. 83-C-530-E

DEFAULT JUDGMENT

This matter comes on for consideration this 25th day of August, 1983, the Plaintiff appearing by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Peter Bernhardt, Assistant United States Attorney, and the Defendant, Ronald H. Bracy, appearing not.

The Court being fully advised and having examined the file herein finds that Defendant, Ronald H. Bracy, was served with Alias Summons and Complaint on July 22, 1983. The time within which the Defendant could have answered or otherwise moved as to the Complaint has expired and has not been extended. The Defendant has not answered or otherwise moved, and default has been entered by the Clerk of this Court. Plaintiff is entitled to Judgment as a matter of law.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the Plaintiff have and recover Judgment against Defendant, Ronald H. Bracy, for the principal sum of \$325.83, plus interest at the legal rate from the date of this Judgment until paid, and costs of this action.

S/ JAMES O. ELISON

UNITED STATES DISTRICT JUDGE

Entered

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

FILED
AUG 25 1983

JAMES G. SILVER, CLERK
U.S. DISTRICT COURT

CAMEDIA KAY BROWN, individually)
and as mother and next friend)
of PATRICK BROWN, and JOHNNY)
BROWN, minor children,)
)
Plaintiff,)
)
v.)
)
UNITED STATES OF AMERICA,)
)
Defendant.)

No. 82-C-711-B

J U D G M E N T

In keeping with the Findings of Fact and Conclusions of Law entered herein this date, IT IS HEREBY ORDERED AND ADJUDGED the defendant, United States of America, is to have judgment against the plaintiffs, Camedia Kay Brown, individually and as mother and next friend of Patrick Brown, and Johnny Brown, minor children, and the plaintiffs are to take nothing against this defendant, with costs assessed against the plaintiffs.

ENTERED this 25 day of August, 1983.

Thomas R. Brett

THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 24 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 MARVIN L. BLACK, JR.)
)
 Defendant.)

CIVIL ACTION NO. 83-C-146-E

DEFAULT JUDGMENT

This matter comes on for consideration this 24 day of August, 1983, the Plaintiff appearing by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Nancy A. Nesbitt, Assistant United States Attorney, and the Defendant, Marvin L. Black, Jr., appearing not.

The Court being fully advised and having examined the file herein finds that Defendant, Marvin L. Black, Jr., was served with Alias Summons and Complaint on July 19, 1983. The time within which the Defendant could have answered or otherwise moved as to the Complaint has expired and has not been extended. The Defendant has not answered or otherwise moved, and default has been entered by the Clerk of this Court. Plaintiff is entitled to Judgment as a matter of law.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the Plaintiff have and recover Judgment against Defendant, Marvin L. Black, Jr., for the principal sum of \$729.60, plus interest at the legal rate from the date of this Judgment until paid, and costs of this action.

S/ JAMES O. ELLISON

UNITED STATES DISTRICT JUDGE

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

ROBERT LLOYD TEEGARDEN

Petitioner,

vs.

A. I. MURPHY, et al.,

Respondents.

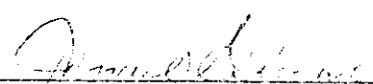
No. 82-C-877-E

1983 AUG 24
JAMES O. ELLISON, CLERK
U.S. DISTRICT COURT

O R D E R

NOW on this 24th day of August, 1983, comes on for hearing Petitioner's request to dismiss the above-styled case contained in Petitioner's Response to Respondents' Supplemental Brief and the Court finds the same should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the above-styled case be and is hereby dismissed without prejudice.



JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

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

MILDRED S. NEWTON, et al.,)
)
 Plaintiffs,)
)
 vs.)
)
 J & R TRANSPORT, INC.,)
 et al.,)
)
 Defendants.)

No. 82-C-766-E

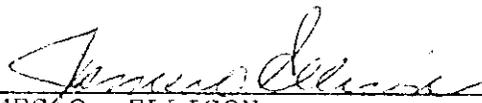
NO 24 1983
JACK SILVER, CLERK
U.S. DISTRICT COURT

JUDGMENT

THIS ACTION came on for jury trial before the Court, Honorable James O. Ellison, District Judge, presiding and the issues having been duly tried and a decision having been duly rendered by the jury,

IT IS ORDERED, ADJUDGED AND DECREED that the Plaintiffs, Mildred S. Newton, Kenneth Newton and Melissa Gale Newton recover of the Defendants, J & R Transports, Inc. and the St. Paul Fire and Marine Insurance Company the sum of \$350,000.00 with interest thereon at the statutory rate and their costs of the action.

DATED at Tulsa, Oklahoma this 24th day of August, 1983.



JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

FILED

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

AUG 24 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

GUY BALDWIN and)
 SUE ANN BALDWIN)
)
 Plaintiffs,)
)
 vs.)
)
 CESSNA AIRCRAFT COMPANY, and)
 WIPLINE INTERNATIONAL, INC.,)
)
 Defendants.)

No. 82-C-9-C ✓

O R D E R

Now before the Court for its consideration is the motion of defendant Cessna Aircraft Company, filed on August 9, 1983. The Court has no record of a response to this motion from plaintiffs. Rule 14(a) of the local Rules of the United States District Court for the Northern District of Oklahoma provides as follows:

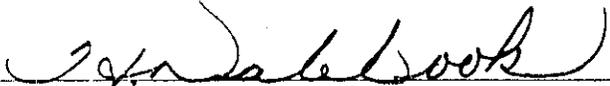
(a) Briefs. Each motion, application and objection filed shall set out the specific point or points upon which the motion is brought and shall be accompanied by a concise brief. Memoranda in opposition to such motion and objection shall be filed within ten (10) days after the filing of the motion or objection, and any reply memoranda shall be filed within ten (10) days thereafter. Failure to comply with this paragraph will constitute waiver of objection by the party not complying, and such failure to comply will constitute a confession of the matters raised by such pleadings.

Therefore, since no response has been received within 15 days after filing of the motion to transfer herein, in accordance

with Rule 14(a), the failure to comply constitutes a confession of the motion to transfer.

Accordingly, it is the Order of the Court that defendant Cessna's motion to transfer this action to the United States District Court for the District of Minnesota should be and hereby is sustained.

It is so Ordered this 24th day of August, 1983.


H. DALE COOK
Chief Judge, U. S. District Court

Entered

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

AUG 23 1983

STANLEY A. MARKS, an)
individual,)
)
Plaintiff,)
)
vs.)
)
DAVID N. SHROFF, an)
individual and EXCALIBUR)
OIL, INC., an Oklahoma)
corporation,)
)
Defendants.)

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

No. 82-C-879-B

ORDER

FOR GOOD CAUSE SHOWN, and upon the Request for Dismissal filed herein by the Plaintiff, it is Ordered that this action is hereby dismissed without prejudice to the bringing of a future action.

DATED this 23rd day of August, 1983.

S/ THOMAS R. BRETT

THOMAS R. BRETT
United States District Judge
for the Northern District of
Oklahoma

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 23 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 WALTER R. WILLIAMS,)
)
 Defendant.)

CIVIL ACTION NO. 83-C-529-C

DEFAULT JUDGMENT

This matter comes on for consideration this 23 day of August, 1983, the Plaintiff appearing by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Nancy A. Nesbitt, Assistant United States Attorney, and the Defendant, Walter R. Williams, appearing not.

The Court being fully advised and having examined the file herein finds that Defendant, Walter R. Williams, was served with Alias Summons and Complaint on July 22, 1983. The time within which the Defendant could have answered or otherwise moved as to the Complaint has expired and has not been extended. The Defendant has not answered or otherwise moved, and default has been entered by the Clerk of this Court. Plaintiff is entitled to Judgment as a matter of law.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the Plaintiff have and recover Judgment against Defendant, Walter R. Williams, for the principal sum of \$360.20, plus interest at the legal rate from the date of this Judgment until paid, and costs of this action.

(Signed) H. Dale Cook

UNITED STATES DISTRICT JUDGE

Entered

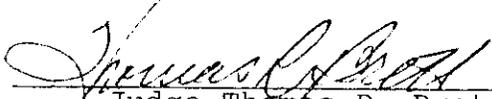
IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA **FILED**

IN RE	)	APPEAL NO. 83-103 239-BT
)	
	)	JACK C. SILVER, CLERK
ANCOR EXPLORATION COMPANY,	)	No. 83-00763 U.S. DISTRICT COURT
a general partnership,)	
)	
)	
Debtor.)	

ORDER APPROVING SALE OF ASSETS
AND DISMISSING APPEAL NO. 83-C-239-BT

The Court, upon stipulation of all parties to the Appeal as to the issues remanded to the Bankruptcy Court by the Northern District of Oklahoma under Appeal No. 83-C-239-BT, finds that the sale of assets approved under Orders in Bankruptcy Court entered on March 3, 1983 and August 1, 1983, is hereby affirmed. The Court recognizes this stipulation as to all issues in the Appeal and the dismissal of that Appeal by all parties. This Court enters its Order affirming the Bankruptcy Court's Orders of March 3, 1983 and August 1, 1983, pursuant to Referral Rule (e)(2)(A)(ii) entered December 23, 1982, by the Judges of the U. S. District Court, Northern District of Oklahoma.

Dated this 23rd day of August, 1983.



Judge Thomas R. Brett

Entered

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

AUG 23 1983

THE HUGHES GROUP,)
an Arizona corporation,)
)
Plaintiff,)
)
v.)
)
PERRY A. MORGAN, MRS.)
PERRY A. MORGAN, and)
GLENN MORGAN,)
)
Defendants.)

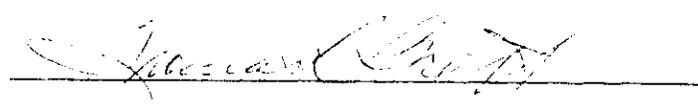
JACK C. SILVER, CLERK
U.S. DISTRICT COURT

No. 81-C-231-BT

J U D G M E N T

In accordance with the Findings of Fact and Conclusions of Law entered herein on August 23, 1983, the Court enters judgment in favor of plaintiff, The Hughes Group, and against defendants, Perry A. Morgan, Mrs. Perry A. Morgan and Glenn Morgan, for costs of the action in the amount of \$3,400.00 and for attorney's fees in the amount of \$1,938.00.

ENTERED this 23rd day of August, 1983.



THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

Entered

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

FILED

FORD MOTOR CREDIT COMPANY)
)
 Plaintiff,)
)
 v.)
)
 RJR MANUFACTURING CO.,)
 an Oklahoma corporation;)
 NORTHWEST INDUSTRIES, INC.,)
 an Oklahoma corporation;)
 ROY J. LITTLE, an individual;)
 RODNEY C. EASTHAM, an)
 individual; JOHN R. ANDERSON,)
 an individual; EMERY L. WEST,)
 an individual; and LINDA WEST,)
 an individual,)
)
 Defendants.)

AUG 23 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

No. 83-C-489-B

DEFAULT JUDGMENT BY CLERK

The defendants Emery L. West and Linda West, each having failed to plead or otherwise defend in this action, and their default having been entered,

NOW, upon application of plaintiff and upon Affidavit that the defendants are indebted to the plaintiff in the sum of \$30,978.40, that defendants have been defaulted for failure to appear and that defendants are not infants or incompetent persons, and are not in the military service of the United States,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that plaintiff recover of the defendants Emery L. West and Linda West the sum of \$30,978.40, with interest at the rate of 12% per annum from April 18, 1983, until paid, attorney fees in the sum of \$4,646.00 and costs in the sum of \$50.00.

S/ THOMAS R. BRETT

UNITED STATES DISTRICT COURT CLERK

JUDGE

Dated August 23, 1983.

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

FILED
AUG 23 1983

f

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
MARK A. CAZENAIVE,)
)
Defendant.)

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

Civil Action No. 83-C-417-B

J U D G M E N T

In accordance with the Findings of Fact and Conclusions of Law entered this date, Judgment is hereby entered in favor of the plaintiff, United States of America, and against the defendant, Mark A. Cazenave, in the amount of \$329.07 plus interest at the rate of 10.74% from this date pursuant to 28 U.S.C. §1961, and the costs of this action.

DATED this *23rd* day of August, 1983.

Thomas R. Brett

THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

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

FILED

AUG 25 1983

RELIABLE OIL INDUSTRIES, INC.,)
)
 Plaintiff,)
)
 vs.)
)
 NATIONAL SUPPLY DIVISION OF)
 ARMCO, INC.,)
)
 Defendant.)

Jack C. Silver, Clerk
U. S. DISTRICT COURT

No. 82-C-1126-E

ORDER

Pursuant to the above stipulation, ^{for dismissal} it is so Ordered.

Dated this 22 day of August, 1983.

S/ JAMES O. ELLISON

U.S. DISTRICT COURT JUDGE

FILED

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

AUG 22 1983

Jack C. Silver, Clerk
U. S. DISTRICT COURT

CHI INTERNATIONAL OF TEXAS INC.,)
 a Texas corporation,)
)
 Plaintiff,)
)
 v.)
)
 SHEET METAL WORKERS INTERNATIONAL)
 ASSOCIATION, LOCAL UNION NO. 270,)
)
 Defendant.)

Civil Action No.
83-C-622-E

ORDER GRANTING DISMISSAL WITHOUT PREJUDICE

NOW on this 19th day of August, 1983, this matter comes before the Court upon a Notice of Stipulated Dismissal filed jointly by the Plaintiff and the Defendant. Having examined the matter on file herein, the Court finds that dismissal without prejudice of the above-styled and numbered action should be granted.

IT IS THEREFORE ORDERED that the above-styled and numbered action be dismissed without prejudice.

IT IS SO ORDRED.

[Signature]

 JUDGE OF THE DISTRICT COURT

FILED

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

AUG 22 1983

Jack C. Silver, Clerk
U. S. DISTRICT COURT

KARL M. KNOERNSCHILD,)
)
Plaintiff,)
)
v.)
)
BOARD OF COUNTY COMMISSIONERS)
OF WAGONER COUNTY, STATE OF)
OKLAHOMA, et al.,)
)
Defendants,)

No. 81-C-547-E

ORDER

COMES NOW this matter before me the undersigned Judge, pursuant to regular setting on the Pretrial Docket at 9:00 a.m. August 12, 1983. This matter is presently set before jury trial Monday, August 15, 1983, at 9:00 a.m., but may not be heard at that time due to the number of cases on the docket, and there are numerous pending Motions which need to be disposed of.

A Motion in Limine and Supporting Brief filed on behalf of the City of Broken Arrow and individual Defendants Holt, Ross and Davis is found to be well founded and proper as the default of Reeves has no probative value on any of the issues before this Court. Therefore, the Court orally instructs all parties to make no reference of the fact of the default or of Reeves' conduct since the filing of this case. Naturally, all parties are free to discuss Reeves' conduct of June 3, 1980, which is the foundation of this lawsuit.

The Motion to Interview Jurors after the conclusion of the trial is also before this Court. I find that the reasons set by council to justify this act are proper, but do not constitute the "good cause" as is required of such a showing under local Court rule. Therefore, the Motion will be denied.

The Motion to Dismiss and combined Motion for Summary Judgment on behalf of the Board of County Commissioners of Wagoner County was filed August 5, 1983. Plaintiff was allowed to orally respond to this Motion, despite his failure to respond in writing within the time period allowed. I find that the Motion and Affidavits and exhibits attached thereto well and completely establish the foundation of the Motion to Dismiss and combined Motion for Summary Judgment, and the oral response of the Plaintiff is not sufficient to place any factual issues before this Court. The Motion to Dismiss is therefore sustained. The County is dismissed from this lawsuit.

The Motion to Dismiss filed on behalf of Tommy Gilbert on August 5 is further before this Court. Plaintiff was allowed to respond orally thereto despite his failure to respond in writing. I find that the statements made and the authority cited in support of this Defendant's Motion to Dismiss to be well founded and the oral response is not sufficient to put any factual issues before this Court. Therefore, the Motion is sustained and the Defendant Tommy Gilbert is dismissed from this lawsuit. Defendant Gilbert's cross petition will not be tried, although he may apply for attorney fees and costs.

The City of Broken Arrow renewed previous motions for judgment on the pleadings and for summary judgment on behalf of the City of Broken Arrow. These previous motions had been overruled by the Court based upon representations by Plaintiff's counsel of anticipated discovery. Discovery is now complete and the representations made before me today by Plaintiff's attorney are not sufficient to place any issues of fact before this Court. I, therefore, find that the Motion for Judgment on the Pleadings and Motion for Summary Judgment on behalf of the City of Broken Arrow are to be well founded and grant the City of Broken Arrow summary judgment on all issues between these parties on the grounds set forth in the city's Briefs filed previously herein.

I hereby order all parties to file their instructions to the jury and any questions upon which the case should be submitted to the jury in advance of jury selection.

I further instruct Plaintiff counsel and counsel for remaining Defendants Holt, Ross and Davis to submit to the Court authority on the issue of Defendants' legal ability to use a plea of guilty as an admission against punitive interest, or the ability to use the past criminal record of a witness Huddleston in light of both age of the past criminal record and in light of Huddleston's affirmative representations of the lack of a record which representations were made under oath.

The Court will entertain motions by the Defendants Gilbert, Board of County Commissioners and City of Broken Arrow for attorney fees and Court costs, such motions should be filed

within ten (10) days after the conclusion of the trial on the merits between this Plaintiff and the remaining three (3) Defendants Holt, Ross and Davis, and the Plaintiff shall be given ten (10) days to respond thereto.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Board of Commissioners of Wagoner County, Oklahoma, and that Defendant Tommy Gilbert be and the same are hereby dismissed from this lawsuit, the City of Broken Arrow, Oklahoma, is hereby granted judgment on the pleadings and Summary Judgment as previously prayed for on all issues.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that this matter will be set down for trial at 9:00 a.m. Monday August 15, 1983, for trial on the merits between Plaintiff Karl M. Knoernschild and Defendants Holt, Ross and Davis. Parties will submit authorities on the issues as requested above by 9:00 a.m., on the day of jury selection, and will file their instructions and interrogatories to the jury on or before the actual time of jury selection.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the parties shall exchange marked exhibits on the issues remaining to be tried prior to trial. Further, parties have agreed that the Plaintiff called Chief Rampey as a witness solely against the City of Broken Arrow; in as much as the city is no longer to be a party to the trial, the subpoena of J.W. Rampey is hereby quashed.

James DeLeon
Judge

APPROVED AS TO FORM AND CONTEXT:

John B. Stuart
John Stuart

James R. Hays
James R. Hays

John M. Butler
John Butler

Michael R. Vanderburg
Michael R. Vanderburg

Wesley Johnson
Wesley Johnson

FILED

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

AUG 22 1983

Jack C. Silver, Clerk
U. S. DISTRICT COURT

ROBERT LEE MORRIS,)
)
 Plaintiff,)
)
 v.)
)
 CONNIE JEAN GRAHAM, and)
 THE SHELTER INSURANCE COMPANIES,)
 a foreign corporation,)
)
 Defendants.)

Case No. 82-C-129-E

ORDER

NOW ON this 19 day of Aug, 1983, comes on to be
head the Joint Motion of the parties that the above-captioned action be
dismissed with prejudice. The Court, being well advised in the premises,
finds that the same should be and hereby is SUSTAINED.

S/ JAMES O. ELLISON

The Honorable James E. Ellison

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 22 1983

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 GEORGE W. FOX,)
)
 Defendant.)

Jack C. Silver, Clerk
U. S. DISTRICT COURT

CIVIL ACTION NO. 83-C-145-E

ORDER

Now on this 19th day of August, 1983, it appears that the Defendant in the above-captioned case has not been located within the Northern District of Oklahoma, and therefore attempts to serve him have been unsuccessful.

IT IS THEREFORE ORDERED, that the Complaint against Defendant, George W. Fox, be and is dismissed without prejudice.

S/ JAMES O. ELLISON

UNITED STATES DISTRICT JUDGE

FILED

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

AUG 22 1983

Jack C. Silver, Clerk
U. S. DISTRICT COURT

UNITED STATES OF AMERICA,)

Plaintiff,)

vs.)

MERELYN D. HADDOCK, et al.,)

Defendants.)

CIVIL ACTION NO. 82-C-1111-E

O R D E R

For good cause having been shown, it is hereby ordered, adjudged, and decreed that the above-referenced action is hereby dismissed without prejudice.

Dated this 19th day of August, 1983.

57 JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 22 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 JAMES A. REASONER,)
 ROBERT C. CARTER,)
)
 Defendants.)

CIVIL ACTION NO. 82-C-388-C ✓
CIVIL ACTION NO. 83-C-202-C

ORDER

Now on this 22nd day of August, 1983, it appears that the Defendants in the above-captioned cases have not been located within the Northern District of Oklahoma, and therefore attempts to serve them have been unsuccessful.

IT IS THEREFORE ORDERED, that the Complaint against Defendants, James A. Reasoner and Robert C. Carter, be and are dismissed without prejudice.

151 H. Dale Cook
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 22 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	
)	
CLYDE R. MATHEWS, JR., <u>et al.</u> ,)	
)	
Defendants.	)	CIVIL ACTION NO. 82-C-1216-C

O R D E R

For good cause having been shown, it is hereby ordered, adjudged, and decreed that the above-referenced action is hereby dismissed with prejudice.

Dated this 22nd day of August, 1983.

131 H. Dale Cook
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 22 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
JAMES A. REASONER,)
ROBERT C. CARTER,)
)
Defendants.)

CIVIL ACTION NO. 82-C-388-C
CIVIL ACTION NO. 83-C-202-C ✓

ORDER

Now on this 22nd day of August, 1983, it appears that the Defendants in the above-captioned cases have not been located within the Northern District of Oklahoma, and therefore attempts to serve them have been unsuccessful.

IT IS THEREFORE ORDERED, that the Complaint against Defendants, James A. Reascner and Robert C. Carter, be and are dismissed without prejudice.

151 H. Dale Cook
UNITED STATES DISTRICT JUDGE

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

AUG 19 1983

CHEROKEE NATION OF OKLAHOMA,
and THE HOUSING AUTHORITY OF
THE CHEROKEE NATION OF OKLAHOMA,

Plaintiffs,

v.

THE HOUSING AUTHORITY OF THE
DELAWARE TRIBE OF INDIANS,
EMIL L. HUBER, JR., Area
Manager of the Department of
Housing and Urban Development
of the United States of
America, and SAMUEL PIERCE,
Secretary of the Department of
the United States of America,

Defendants,

v.

THE DELAWARE TRIBE OF INDIANS,
JAMES G. WATT, KENNETH L. PAYTON,
Acting Deputy Assistant Secretary-
Indian Affairs (Operations) in
the Department of the Interior
and THOMAS J. ELLISON, Area
Director of the Muskogee Area
of the Bureau of Indian Affairs,

Additional Defendants.

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

NO. 80-C-540-B

J U D G M E N T

In accordance with the Findings of Fact and Conclusions of Law of August 9, 1983, Judgment in favor of the Defendants, The Delaware Tribe of Indians and The Housing Authority of the Delaware Tribe of Indians, and against the plaintiffs, the Cherokee Nation and The Housing Authority of the Cherokee Nation of Oklahoma, is hereby entered. Costs are to be assessed

against plaintiffs and the parties are to pay their own attorneys' fees.

ENTERED this 19th day of August, 1983.

A handwritten signature in cursive script, appearing to read "Thomas R. Brett", written over a horizontal line.

THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

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

ROBERT G. PATTERSON,

Plaintiff,

vs.

ST. LOUIS-SAN FRANCISCO
RAILWAY COMPANY, a foreign
corporation; THE BURLINGTON
NORTHERN, INC., a foreign
corporation,

Defendants.

YUBA HEAT TRANSFER CORPORATION

Plaintiff,

vs.

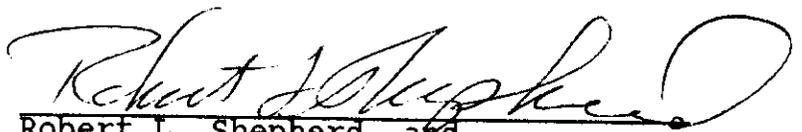
ST. LOUIS-SAN FRANCISCO
RAILWAY COMPANY, a foreign
corporation; THE BURLINGTON
NORTHERN, INC., a foreign
corporation,

Defendants.

No. 82-C-139-E
82-C-857-E
(consolidated)

STIPULATION FOR DISMISSAL WITH PREJUDICE

The parties hereto advise the Court that they have agreed to fully settle this case and thereby stipulate that plaintiffs' causes of action against defendants be dismissed with prejudice, each party to bear its own costs.



Robert L. Shepherd, and
Jerry M. Melone
Attorney for Plaintiffs
Robert G. Patterson and
Yuba Heat Transfer Corporation

FILED
8-23-83

Grey W. Satterfield

Grey W. Satterfield, of
KORNFELD SATTERFIELD McMILLIN
HARMON PHILLIPS & UPP
Attorneys for Defendants
St. Louis-San Francisco Railway Co,
The Burlington Northern, Inc.

ORDER

Upon stipulation of the parties and for good cause shown plaintiffs' causes of action against the defendants are hereby dismissed with prejudice to the refileing of such action, each party to bear its own costs.

IT IS SO ORDERED this 22 day of Aug., 1983.

S/ JAMES O. ELLISON

UNITED STATES DISTRICT JUDGE

FILED

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

AUG 19 1983

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 LARRY S. WILLIAMS,)
)
 Defendant.)

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

CIVIL ACTION NO. 83-C-364-E

NOTICE OF DISMISSAL

COMES NOW the United States of America by Frank Keating, United States Attorney for the Northern District of Oklahoma, Plaintiff herein, through Nancy A. Nesbitt, Assistant United States Attorney, and hereby gives notice of its dismissal, pursuant to Rule 41, Federal Rules of Civil Procedure, of this action without prejudice.

Dated this 19th day of August, 1983.

UNITED STATES OF AMERICA

FRANK KEATING
United States Attorney

Nancy A. Nesbitt
NANCY A. NESBITT
Assistant United States Attorney

CERTIFICATE OF SERVICE

The undersigned certifies that a true copy of the foregoing pleading was served on each of the parties hereto by mailing the same to them or to their attorneys of record on the 19th day of August, 1983.

Nancy A. Nesbitt
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

AUG 19 1983

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 RITA S. FIELD,)
)
 Defendant.)

WACK C. SILVER, CLERK
U.S. DISTRICT COURT

CIVIL ACTION NO. 83-C-69-B

DEFAULT JUDGMENT

This matter comes on for consideration this 18th day of August, 1983, the Plaintiff appearing by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Philard L. Rounds, Jr., Assistant United States Attorney, and the Defendant, Rita S. Field, appearing not.

The Court being fully advised and having examined the file herein finds that Defendant, Rita S. Field, was served with Summons and Complaint on July 22, 1983. The time within which the Defendant could have answered or otherwise moved as to the Complaint has expired and has not been extended. The Defendant has not answered or otherwise moved, and default has been entered by the Clerk of this Court. Plaintiff is entitled to Judgment as a matter of law.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the Plaintiff have and recover Judgment against Defendant, Rita S. Field, for the principal sum of \$397.80, plus interest at the legal rate from the date of this Judgment until paid, and costs of this action.

1/ Thomas L. Bett
UNITED STATES DISTRICT JUDGE

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

FILED

AUG 19 1983

FRANKLIN SUPPLY COMPANY,)
an Oklahoma corporation,)
)
Plaintiff)
)
v.)
)
DK FILTERSERVICE, Aps;)
FILTERKOMFORT AKTIEBOLAG;)
NORSE MANAGEMENT CORP. A/S;)
TROND KRACHT;)
)
Defendants.)

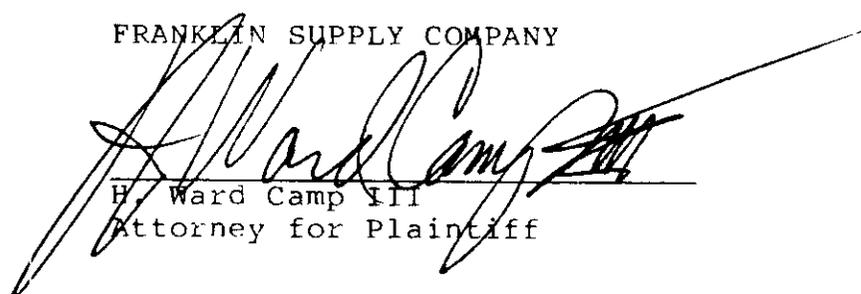
JACK C. SILVER, CLERK
U.S. DISTRICT COURT

No. 83-C-170-C

DISMISSAL

COMES NOW the Plaintiff and for its cause of action against Defendants DK Filterservice, Aps; Filterkomfort Aktiebolag; Norse Management Corp. A/S; and Trond Kracht voluntarily dismisses without prejudice its action pursuant to Rule 41(a) of the Federal Rules of Civil Procedure.

FRANKLIN SUPPLY COMPANY


H. Ward Camp III
Attorney for Plaintiff

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

ROBERT G. PATTERSON,
Plaintiff,

vs.

ST. LOUIS-SAN FRANCISCO
RAILWAY COMPANY, a foreign
corporation; THE BURLINGTON
NORTHERN, INC., a foreign
corporation,

Defendants.

YUBA HEAT TRANSFER CORPORATION

Plaintiff,

vs.

ST. LOUIS-SAN FRANCISCO
RAILWAY COMPANY, a foreign
corporation; THE BURLINGTON
NORTHERN, INC., a foreign
corporation,

Defendants.

FILED

AUG 19 1983 *dm*

U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

No. 82-C-139-E
82-C-857-E ✓
(consolidated)

FILED

AUG 23 1983

Jack C. Silver, Clerk
U. S. DISTRICT COURT

STIPULATION FOR DISMISSAL WITH PREJUDICE

The parties hereto advise the Court that they have agreed to fully settle this case and thereby stipulate that plaintiffs' causes of action against defendants be dismissed with prejudice, each party to bear its own costs.

Robert L. Shepherd

Robert L. Shepherd, and
Jerry M. Melone
Attorney for Plaintiffs
Robert G. Patterson and
Yuba Heat Transfer Corporation

Grey W. Satterfield
Grey W. Satterfield, of
KORNFELD SATTERFIELD McMILLIN
HARMON PHILLIPS & UPP
Attorneys for Defendants
St. Louis-San Francisco Railway Co,
The Burlington Northern, Inc.

ORDER

Upon stipulation of the parties and for good cause shown plaintiffs' causes of action against the defendants are hereby dismissed with prejudice to the refileing of such action, each party to bear its own costs.

IT IS SO ORDERED this 27th day of August, 1983.

James W. Allison
UNITED STATES DISTRICT JUDGE

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

FILED

AUG 19 1983

OKLAHOMA DRILLING CORPORATION,)
an Oklahoma corporation,)
)
Plaintiff,)
)
-vs-)
)
HARRY ALLEN KOPPEL,)
an Individual,)
)
Defendant.)

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

NO. 82-C-630-C

ORDER GRANTING DEFAULT JUDGMENT

Plaintiff, by its attorney, Gregory P. Williams, of the law firm of Howard, LaSorsa & Widdows, having moved the Court for determination and entry of default against the Defendant, Harry Allen Koppel, and for judgment on default: and it appearing to the Court and the Court finding that the Defendant was duly and regularly served with process in this action in accordance with the provisions of F.R.C.P. 4 as determined by this Court after consideration of Plaintiff's Motion to Declare Service Effective and shown by Order on file herein, and that the time for appearance and answer or other pleading by the Defendant has expired without his appearance or pleading of any nature, the Court finds that the Defendant is in default.

IT IS ORDERED that the default of said Defendant be, and same is hereby entered by the Court, and found that the allegations contained in Plaintiff's Complaint are true.

It further appearing to the Court and the Court finding that there is due and owing from said Defendant to Plaintiff, the sum of Seven

Thousand Eight Hundred Twenty-Five Dollars and Forty-five Cents (\$7,825.45) with interest thereon from June 16, 1982, at the rate of 18 percent per annum, together with costs and attorneys fees as shall be determined and found as damages in proceedings before the Court pursuant to Rule ⁶ 7 of the United States District Court for the Northern District of Oklahoma.

DATED this 19 day of February, 1983.

s/H. DALE COOK

JUDGE OF THE DISTRICT COURT

FILED

AUG 18 1983

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

DOROTHY A. EVANS, CLERK
U. S. BANKRUPTCY COURT
NORTHERN DISTRICT OF OKLAHOMA

In Re:

BILLY LEE DYE & LILIA DYE,
d/b/a OKAM ENERGIES,

Debtors,

BILLY LEE DYE & LILIA DYE,
d/b/a OKAM ENERGIES,

Plaintiffs,

vs.

NORTHWEST CENTRAL PIPELINE
CORPORATION,

Defendant.

)
)
) Bankruptcy No. 82-01263

) Adversary No. 83-204

) M-1051-E ✓

FILED

AUG 18 1983

Jack C. Evans, Clerk
U. S. DISTRICT COURT

VOLUNTARY DISMISSAL BY PLAINTIFFS OF ADVERSARY PROCEEDING

Come now the Plaintiffs BILLY LEE DYE AND LILIA DYE,
d/b/a OKAM ENERGIES, and state to the Court as follows:

1. That on the 21st day of March, 1983 they filed their
complaint against Defendant herein for injunctive relief to
prevent Defendant from cutting back its purchase of gas from
Plaintiff's lease to ten (10) days per month.

2. That this action was transferred to this Court at
the request of the Honorable William Rutledge, U.S. Bankruptcy
Judge for the Northern District for Oklahoma.

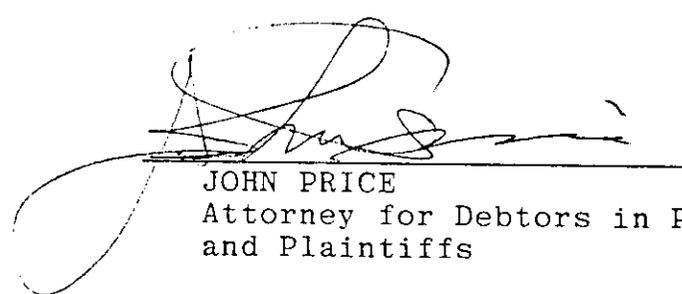
3. That the Court by its Order dated the 11th day of
July, 1983 set this matter for hearing on the 12th day of August,
1983 at 10:00 a.m.

4. That through subsequent negotiation the parties have come to full agreement as to a settlement of this case.

WHEREFORE, premises considered, the Plaintiffs hereby dismiss this case with prejudice.

Dated this 12 day of August, 1983.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "John Price", is written over a horizontal line. The signature is stylized and somewhat cursive.

JOHN PRICE
Attorney for Debtors in Possession
and Plaintiffs

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 13 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.)
)
JAMES P. WATSON,)
)
Defendant.)

CIVIL ACTION NO. 83-C-548-B

DEFAULT JUDGMENT

This matter comes on for consideration this 17 day of August, 1983, the Plaintiff appearing by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Philard L. Rounds, Jr., Assistant United States Attorney, and the Defendant, James P. Watson, appearing not.

The Court being fully advised and having examined the file herein finds that Defendant, James P. Watson, was served with Summons and Complaint on July 14, 1983. The time within which the Defendant could have answered or otherwise moved as to the Complaint has expired and has not been extended. The Defendant has not answered or otherwise moved, and default has been entered by the Clerk of this Court. Plaintiff is entitled to Judgment as a matter of law.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the Plaintiff have and recover Judgment against Defendant, James P. Watson, for the principal sum of \$748.38, plus interest at the legal rate from the date of this Judgment until paid, and costs of this action.

S/ THOMAS R. BRETT

UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 RONALD K. SULLIVAN,)
)
 Defendant.)

AUG 18 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

CIVIL ACTION NO. 83-C-71-B

DEFAULT JUDGMENT

This matter comes on for consideration this 17 day of August, 1983, the Plaintiff appearing by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Nancy A. Nesbitt, Assistant United States Attorney, and the Defendant, Ronald K. Sullivan, appearing not.

The Court being fully advised and having examined the file herein finds that Defendant, Ronald K. Sullivan, was served with Alias Summons and Complaint on July 14, 1983. The time within which the Defendant could have answered or otherwise moved as to the Complaint has expired and has not been extended. The Defendant has not answered or otherwise moved, and default has been entered by the Clerk of this Court. Plaintiff is entitled to Judgment as a matter of law.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the Plaintiff have and recover Judgment against Defendant, Ronald K. Sullivan, for the principal sum of \$1,490.00, plus accrued interest of \$409.62 as of December 31, 1982, plus interest thereafter at the legal rate from the date of this Judgment until paid, and costs of this action.

S/ THOMAS R. BRETT

UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 18 1983

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 SHERRON D. FIGHT,)
)
 Defendant.)

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

CIVIL ACTION NO. 83-C-304-C

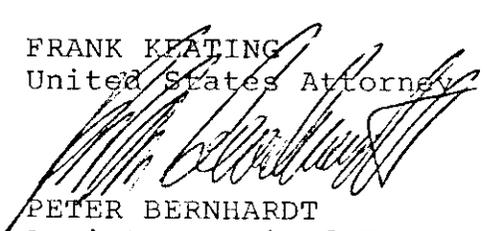
NOTICE OF DISMISSAL

COMES NOW the Plaintiff, United States of America, by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Peter Bernhardt, Assistant United States Attorney, and hereby gives notice of its dismissal, pursuant to Rule 41, Federal Rules of Civil Procedure, of this action without prejudice.

Dated this 17th day of August, 1983.

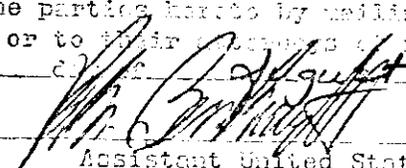
UNITED STATES OF AMERICA

FRANK KEATING
United States Attorney


PETER BERNHARDT
Assistant United States Attorney
460 U.S. Courthouse
Tulsa, OK 74103
(918) 581-7463

CERTIFICATE OF SERVICE

The undersigned certifies that a true copy of the foregoing pleading was served on each of the parties hereto by mailing the same to them or to their attorneys of record on the 19th day of August, 1983.


Assistant United States Attorney

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

DELBERT P. HENDRICKSON, and)
IRENE E. HENDRICKSON,)
Co-Administrators of the)
Estate of RODNEY JAMES)
HENDRICKSON, Deceased,)

Plaintiffs,)

vs.)

PPG INDUSTRIES, INC., and)
ALAN LYNN MOORE, SR.,)

Defendants.)

FILED

AUG 18 1983

JAMES O. ELLISON, CLERK
U. S. DISTRICT COURT

NO. ⁸³~~82~~-C-271-E

ORDER

For good cause shown, the defendant, PPG Industries, Inc., is dismissed from this action without prejudice.

S/ JAMES O. ELLISON

JUDGE OF THE DISTRICT COURT

FILED

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

AUG 18 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
vs.)	
)	
IMOGEAN F. BREWER, et al.,)	
)	
Defendants.	)	CIVIL ACTION NO. 83-C-376-C

O R D E R

For good cause having been shown, it is hereby ordered, adjudged, and decreed that the above-referenced action is hereby dismissed without prejudice.

Dated this 18 day of August, 1983.

s/H. DALE COOK
UNITED STATES DISTRICT JUDGE

FILED

IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OKLAHOMA AUG 17 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

WALLY ABOULNAJA and)	
JOE JABBOUR,)	
)	
Plaintiffs,)	
)	
vs.	)	No. 81-C-528-C
)	
OKC CORPORATION and)	
BASIN, INC.,)	
)	
Defendant.)	

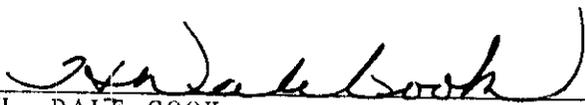
J U D G M E N T

This action came on before the Court upon defendant OKC Corporation's motion for summary judgment and the issues having been duly determined and a decision having been duly rendered,

It is Ordered and Adjudged

that the plaintiffs Wally Aboulnaja and Joe Jabbour take nothing, that the action be dismissed on the merits and that defendant OKC Corporation recover of the plaintiffs Wally Aboulnaja and Joe Jabbour the sum of \$13,988.75 as a reasonable attorney fee.

It is so Ordered this 15th day of August, 1983.



 H. DALE COOK
 Chief Judge, U. S. District Court

FILED

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

AUG
17 1983

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 RICHARD D. ROBINSON,)
)
 Defendant.)

U.S. DISTRICT COURT
NORTHERN DISTRICT OF OKLAHOMA

CIVIL ACTION NO. 82-C-155-E

DEFAULT JUDGMENT

This matter comes on for consideration this 17th day of August, 1983, the Plaintiff appearing by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Philard L. Rounds, Jr., Assistant United States Attorney, and the Defendant, Richard D. Robinson, appearing not.

The Court being fully advised and having examined the file herein finds that Defendant, Richard D. Robinson, was served with Summons and Complaint on July 12, 1983. The time within which the Defendant could have answered or otherwise moved as to the Complaint has expired and has not been extended. The Defendant has not answered or otherwise moved, and default has been entered by the Clerk of this Court. Plaintiff is entitled to Judgment as a matter of law.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED that the Plaintiff have and recover Judgment against Defendant, Richard D. Robinson, for the principal sum of \$283.73, plus interest at the legal rate from the date of this Judgment until paid, and costs of this action.

S/ JAMES O. ELLISON

UNITED STATES DISTRICT JUDGE

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

FILED
AUG 17 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

WALLY ABOULNAJA and)
JOE JABBOUR,)
)
Plaintiffs,)
)
vs.)
)
OKC CORPORATION and)
BASIN, INC.,)
)
Defendant.)

No. 81-C-528-C

O R D E R

On June 30, 1983, this Court granted defendant OKC Corporation's motion for summary judgment. In the June 30th Order granting defendant's motion for summary judgment the Court determined that the defendant OKC Corporation was entitled to recover its reasonable attorney fees expended in litigating the present action. The Court Ordered said defendant to file with this Court within ten (10) days of the June 30th Order written documentation of the services rendered and amount thereof expended in litigating this case. The Court further Ordered the plaintiffs to file with ten (10) days after defendant filed such documentation any objections they may have had to the reasonableness or accuracy of defendant's documentation. The defendant complied with the June 30th Order, but the plaintiff has wholly failed to file any objections to the reasonableness or accuracy of defendant's documentation.

Local Rule 6(f) of the Rules of the United States District Court for the Northern District of Oklahoma requires that a party that wishes to object to information submitted to the Court in regard to a situation where a party is entitled to and requests attorney fees requires that "[a]ll other parties shall file objections thereto within ten (10) days* . . ." after the requesting party has filed "[a]ll information it wishes the Court to consider in determining such fees." The plaintiffs have failed to comply with local Rule 6(f) in addition to their failure to comply with the June 30th Order of this Court.

Finally, Rule 14(a) of the local Rules of the United States District Court for the Northern District of Oklahoma provides as follows:

(a) Briefs. Each motion, application and objection filed shall set out the specific point or points upon which the motion is brought and shall be accompanied by a concise brief. Memoranda in opposition to such motion and objection shall be filed within ten (10) days after the filing of the motion or objection, and any reply memoranda shall be filed within ten (10) days thereafter. Failure to comply with this paragraph will constitute waiver of objection by the party not complying, and such failure to comply will constitute a confession of the matters raised by such pleadings.

Therefore, in that plaintiffs have failed to comply with local Rule 14(a), have failed to comply with the June 30th Order of the Court and have failed to comply with local Rule 6(f) the Court concludes that plaintiffs have waived any objection to the reasonableness or accuracy of defendant's documentation in regard

to attorney fees and have confessed the matters contained therein.

Accordingly, it is the Order of the Court that defendant OKC Corporation is entitled to recover \$13,988.75 from the plaintiffs Wally Abounaja and Joe Jabbour, such sum representing a reasonable attorney fee for litigating the present action.

It is so Ordered this 15th day of August, 1983.



H. DALE COOK
Chief Judge, U. S. District Court

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

FILED

AUG 17 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

HOLLIMAN, LANGHOLZ, RUNNELS)
& DORWART, a general)
partnership,)
)
Plaintiff,)
)
v.)
)
SUPER-SAV DRUG, INC.,)
)
Defendant.)

No. 83-C-629-E

NOTICE OF DISMISSAL

The Plaintiff Holliman, Langholz, Runnels and Dorwart, hereby requests the above captioned matter be dismissed with prejudice to the bringing of a future action for the reason that the claims have been compromised and settled.

DATED this 17 day of August, 1983.

HOLLIMAN, LANGHOLZ, RUNNELS & DORWART



Kenneth L. Brune

Ten East Third Street
700 Holarud Building
Tulsa, Oklahoma 74103

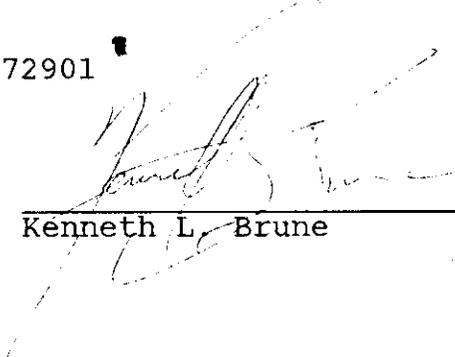
OF COUNSEL:

HOLLIMAN, LANGHOLZ, RUNNELS
& DORWART
700 Holarud Building
Ten East Third Street
Tulsa, Oklahoma 74103
(918) 584-1471

CERTIFICATE OF MAILING

I, Kenneth L. Brune, hereby certify that on the 17 day of August, 1983, I placed in the United States mails at Tulsa, Oklahoma, a true and correct copy of the above and foregoing "Notice of Dismissal" with correct postage fully prepaid thereon, addressed to the following:

Mr. Kenneth Thompson
507 Lexington Avenue
Fort Smith, Arkansas 72901



Kenneth L. Brune

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

RECEIVED
SEP 17 1983

MARK O. SILVER, CLERK
U.S. DISTRICT COURT

RICKY L. GIST, et al.,)
)
 Plaintiffs,)
)
vs.)
)
CITIES SERVICE COMPANY,)
)
 Defendant.)
)

No. 82-C-892-E

**

ORDER GRANTING DEFENDANT'S MOTION TO DISMISS

The Court has before it the motion of the Defendant to dismiss the complaint in intervention of intervenor Renaye Tyce. For reasons further set forth below, the Court finds that the Defendant's motion must be granted.

The complaint in intervention filed by Miss Tyce is identical in all respects to the Third Amended Complaint filed by the Plaintiff, Mr. Gist, with the exception of a short discussion of the individual complaints of Miss Tyce.

In a previous Order of the Court, portions of the Third Amended Complaint of Mr. Gist were ordered dismissed. For the reasons set forth in that Order the following portions of the Complaint in intervention of Renaye Tyce are hereby dismissed:

1. Jurisdiction over affiliated companies. In her Complaint in Intervention, Miss Tyce brings this action against Cities Service Company, its group and division field locations and its corporate headquarters, and also all "wholly owned companies and subsidiary companies". No such wholly owned or subsidiary companies have been named as a defendant in this suit nor have they been

served with process. There are no allegations in the complaint of any alleged injuries caused by any of these corporations. Since any such corporations would not be proper parties in this action, they are hereby dismissed.

2. Private right of action under the Oklahoma Anti-Discrimination Act. Plaintiff intervenor instituted this suit in equity pursuant to Title 25, Okla.Stat. 1971 which as cited does not exist in any codification of Oklahoma law. Plaintiff however refers to the State of Oklahoma statute prohibiting employment discrimination because of race, color, national origin and sex, presumably referring to the Oklahoma Anti-Discrimination Act, 25 Okla.Stat. § 1101 et seq. This statute however makes no provisions for private right of action for employment discrimination. Instead judicial review is obtainable solely upon the application of the Oklahoma Human Rights Commission for enforcement of one of its orders. Plaintiff cannot sue under such statute and the complaint must be dismissed to the extent that it is premised under such.
3. Class action complaints. The Court has previously determined that this case will not be certified as a class action. All complaints in regard to the class therefore must be dismissed.
4. Jurisdiction over Robert Chitwood. Mr. Chitwood, President of the Defendant, while named as a defendant

in the style of the case is not mentioned in the Complaint. The Complaint reveals no allegations of discrimination against Mr. Chitwood personally and no claim of awareness of any alleged discriminatory acts of others. The Complaint as to Mr. Chitwood is therefore dismissed.

The Defendant asserts that the Court has no jurisdiction over the Title VII claims of intervenor Tyce. The Defendant states that no timely charges of discrimination were filed with either the Oklahoma Human Rights Commission or with the Equal Employment Opportunity Commission. Defendant also asserts that no right to sue letter was received by Miss Tyce from the EEOC.

It is well settled that the timely filing of such charges and the receipt of a right to sue letter are jurisdictional prerequisites to the maintenance of any suit under Title VII. See e.g. McDonnell Douglas Corporation vs. Green, 411 U.S. 792, 93 S.Ct. 1817 (1973). Miss Tyce claims that on November 20, 1979 she filed a written charge with the United States Department of Labor, Office of Federal Contracts Compliance alleging a denial of her rights under Title VII. She received a notification of results of investigation on March 20, 1981. The Plaintiff does not provide the Court with a copy of the written charge that she filed with the Department of Labor or of their letter of notification of the results of their investigation. Plaintiff asserts that the OFCC indicated in this letter that the Defendant failed to promote and/or provide training opportunities for her

because of her race and that the Defendant was given ten (10) days to comply with the findings in the letter. The Court notes that the Office of Federal Contracts Compliance was established by the Secretary of Labor in order to enforce the requirements of Executive Order 11246 which prohibits certain types of discrimination on the part of private employers who are contractors with the Federal government. Sanctions for non-compliance with the Executive Order include a recommendation to the EEOC or the Department of Justice that proceedings be instituted under Title VII, 3 CRF § 209(a)(3), however there is no indication that such recommendation was made or that the EEOC instituted any proceedings. A written complaint to the Department of Labor's Office of Federal Contracts Compliance in and of itself is insufficient to meet the jurisdictional requirements which are specifically set forth for a cause of action in the federal courts under Title VII of the Civil Rights Act. There being no indication in the record that formal charges were filed with either the Oklahoma Human Rights Commission or the Equal Employment Opportunity Commission prior to the filing of this suit, the Court finds that the cause of action under Title VII must be dismissed.

The Defendant also asserts that the Court has no jurisdiction over the claims in the Complaint pursuant to 42 U.S.C. § 1981. Suits under Section 1981 must be brought in Oklahoma within three (3) years of the alleged occurrence of the discriminatory conduct or they are time barred. Shah vs.

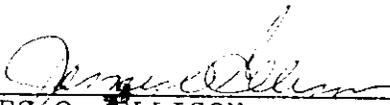
Halliburton, 627 F.2d 1055 (10th Cir. 1980). In her complaint, Miss Tyce states that the acts of discrimination occurred between June and November of 1979. Under Oklahoma law, a Section 1981 suit would have to have been filed before November of 1982. Miss Tyce did not move to intervene in this case until January of 1983. Her Complaint in Intervention was filed May 16, 1983. Under the applicable law the Court finds therefore that it must dismiss the causes of action under Section 1981 in that it has no jurisdiction over the same.

Defendant asserts that any cause of action under Executive Order 11246 must be dismissed in that there is no private right of action under this Order and an aggrieved person must rely upon the Office of Federal Contracts Compliance to provide the administrative redress that that agency finds to be appropriate. The cases have uniformly held that there is no private right of action under the Executive Order against a contractor. See Farkas vs. Texas Instruments, Inc., 375 F.2d 629 (5th Cir. 1967), cert. denied 389 U.S. 977 (1967); Farmer vs. Philadelphia Electric Company, 329 F.2d 3 (3rd Cir. 1964). To the extent that Miss Tyce seeks to bring an action under Executive Order 11246 such an action must be dismissed.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the motion of the Defendant to dismiss the Complaint in Intervention of Miss Renaye Tyce be and hereby is granted.

IT IS FURTHER ORDERED that the Complaint in Intervention of Miss Renaye Tyce be and hereby is dismissed.

ORDERED this 16th day of August, 1983.



JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

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

FILED

AUG 17 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

NATIONAL RAILROAD PASSENGER)
CORPORATION, a foreign corpo-)
ration,)
)
Plaintiff,)
)
HELEN McMAINES,)
)
Intervening Plaintiff,)
)
v.)
)
KOCH INDUSTRIES, INC.,)
a corporation,)
)
Defendant and Third-)
Party Plaintiff,)
)
v.)
)
ATCHISON-TOPEKA AND)
SANTA FE RAILWAY COMPANY,)
)
Third Party Defendant.)

No. 78-C-3-C

ORDER DISMISSING INTERVENING
PLAINTIFF'S ACTION WITH PREJUDICE

NOW on this 17th day of August, 1983, this matter coming on before me, the undersigned Judge of the United States District Court for the Northern District of Oklahoma, upon the stipulation and agreement of plaintiff, intervening plaintiff, and third-party defendant herein, that the court enter an Order of Dismissal With Prejudice, the court finds that such an Order should issue.

The court further finds that the parties hereto have settled their differences and that the plaintiff and third-party defendant have, without the admission of any fault by any party

hereto, and in a spirit of compromise, agreed to pay certain sums to intervening plaintiff in compromise and settlement of her claim.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that the claim of Helen McMaines, intervening plaintiff, against National Railroad Passenger Corporation, a foreign corporation, plaintiff; and against Atchison-Topeka and Santa Fe Railway Company, third-party defendant, be, and the same is hereby, dismissed with prejudice to the bringing of any further cause of action against plaintiff or third-party defendant by intervening plaintiff.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the court that the settlement in no way prejudices any other claim by any party to this lawsuit.

s/H. DALE COOK

H. Dale Cook
United States District Judge

APPROVED BY:

Tom L. Armstrong
DYER, POWERS, MARSH & ARMSTRONG
525 South Main, Suite 210
Tulsa, Oklahoma 74103
918/587-0141
Attorneys for Plaintiff and Third-
Party Defendant

Frank A. Greer
GREER & GREER
3010 South Harvard, Suite 112
Tulsa, Oklahoma 74114
918/745-0691
Attorneys for Intervening Plaintiff

Entered

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

FILED

AUG 16 1983 *FB*

QUARLES DRILLING CORPORATION,
an Oklahoma corporation,

Plaintiff,

v.

AMINOIL U.S.A., INC.,

Defendant and Third
Party Plaintiff,

v.

REACTION CHEMICAL ENTERPRISES,
INC.,

Third Party Defendant.

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

No. 81-C-430-BT

O R D E R

In accordance with the Court's order of July 26, 1983,
the third party action of Aminoil U.S.A., Inc., against Reaction
Chemical Enterprises, Inc., is hereby dismissed without prejudice,
for lack of subject matter jurisdiction.

IT IS SO ORDERED this 15th day of August, 1983.

Thomas R. Brett

THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

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

FILED

AUG 16 1983 *km*

Jack C. Silver, Clerk
U. S. DISTRICT COURT

BEATRICE FOODS CO., a)
Delaware corporation,)
)
)
Plaintiff,)
)
)
vs.)
)
)
TIM V. HEBERT, d/b/a)
A-BEARS OF OKLAHOMA, INC.,)
)
)
Defendant.)

No. 82-C-450-E ✓

ORDER OF DISMISSAL WITH PREJUDICE

Upon the Motion of plaintiff herein, the plaintiff and the defendant having compromised and settled all issues between them in this action, the within action and the plaintiff's Complaint are hereby dismissed by the Court, with prejudice.

Entered this 15th day of August, 1983.

DISTRICT JUDGE

Entered

FILED

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

AUG 15 1983

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 JACKIE D. COMER,)
)
 Defendant.)

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

CIVIL ACTION NO. 83-C-365-E

ORDER

Now on this 12th day of August, 1983, it appears that the Defendant in the above-captioned case has not been located within the Northern District of Oklahoma, and therefore attempts to serve him have been unsuccessful.

IT IS THEREFORE ORDERED, that the Complaint against Defendant, Jackie D. Comer, be and is dismissed without prejudice.

S/ THOMAS R. BRETT

UNITED STATES DISTRICT JUDGE

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

FILED

AUG 15 1983

ROY J. YASICK,

Plaintiff,

vs.

HOME INSURANCE COMPANY, FLOYD
WALTERS MOVING & STORAGE, JAMES
WALTERS AND LIBERTY MUTUAL
INSURANCE COMPANY,

Defendants.

NO. 82-C-760-C

ORDER OF DISMISSAL

ON THIS 15th day of Aug., 1983, upon the written application of the parties for A Dismissal with Prejudice of the complaint and all causes of action, the Court having examined said application, finds that said parties have entered into a compromise settlement covering all claims involved in the complaint and have requested the Court to dismiss said complaint with prejudice to any further action, and the Court being fully advised in the premises, finds that said complaint should be dismissed pursuant to said application.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the complaint and all causes of action of the Plaintiff filed herein against the Defendants be and the same hereby are dismissed with prejudice to any further action and the proceeds of the settlement be distributed as reflected in the Application For Order Of Approving Settlement And Distribution Of Proceeds filed herein.

s/H. DALE COOK

Judge of the United States District
Court of the Northern District of
Oklahoma

Entered

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 TOMMY LEE JONES;)
 BEAULAH MAE JONES;)
 AFTON COOP. ASSOCIATION;)
 GRAND LAKE BANK, a corporation;)
 GROVE WESTCO, a corporation;)
 SANCO LUMBER, INC.;)
 BOARD OF COUNTY COMMISSIONERS,)
 Delaware County, Oklahoma; and)
 COUNTY TREASURER, Delaware)
 County, Oklahoma,)
)
 Defendants.)

FILED

AUG 15 1983

Jack C. Silver, Clerk
U. S. DISTRICT COURT

CIVIL ACTION NO. 83-C-282-B

JUDGMENT OF FORECLOSURE

This matter comes on for consideration this 12th day of August, 1983. Plaintiff appearing by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Philard L. Rounds, Jr., Assistant United States Attorney; the Defendants Board of County Commissioners, Delaware County, Oklahoma and County Treasurer, Delaware County, Oklahoma by Dugie Hagberg Standeford, Assistant District Attorney, Delaware County, Oklahoma; the Defendants Tommy Lee Jones, Beaulah Mae Jones, Afton Coop. Association, Grand Lake Bank, Grove Westco, and Sanco Lumber, Inc., appearing not.

The Court being fully advised and having examined the file herein finds that the Defendant Tommy Lee Jones and Beaulah Mae Jones were personally served with Summons and Complaint on April 12, 1983; that the Defendants Afton Coop. Association,

Sanco Lumber, Inc., and County Treasurer, Delaware County, Oklahoma, were served with Summons and Complaint on April 4, 1983; that Defendant Board of County Commissioners, Delaware County, Oklahoma, were served with Summons and Complaint on April 19, 1983; that Defendant Grand Lake Bank was served with Summons and Complaint on April 5, 1983; that Grove Wesco was served with Summons and Complaint on May 18, 1983.

It appears that on April 21, 1983, the County Treasurer, Delaware County, Oklahoma and Board of County Commissioners, Delaware County, Oklahoma, filed their Answer herein. However, on August 9, 1983, said parties disclaimed any right, title and interest in the specific real property, which is the subject of this action. The Defendants Tommy Lee Jones, Beulah Mae Jones, Afton Coop. Association, Grand Lake Bank, Grove Westco, and Sanco Lumber, Inc., after having notice and acknowledged service of Summons and Complaint herein, have failed to answer and their default has been entered by this Clerk on July 1, 1983.

The Court further finds this suit is based upon a certain promissory note and for foreclosure of a real estate mortgage securing said promissory note, upon the following described real property located in Delaware County, Oklahoma, within the Northern Judicial District of Oklahoma:

Lot 50 in Mohawk Addition, a subdivision of Grove, Oklahoma in Section 36, Township 25 N., Range 23 East according to the recorded plat thereof;

That on the 26th day of September, 1972, the Defendants Tommy Lee Jones and Beulah Mae Jones did executed and deliver to

the United States of America acting through the Farmers Home Administration, their promissory note in the amount of \$14,600.00 payable in annual installments with interest thereon at the rate of 7½ percent per annum.

That as security for the payment of the above described note the Defendants Tommy Lee Jones and Beulah Mae Jones executed and delivered to the United States of America, a real estate mortgage dated September 26, 1972, covering the above described property.

The Court further finds that the Defendants Tommy Lee Jones and Beulah Mae Jones made default under the terms of the aforesaid promissory note by reason of their failure to make the annual installments due thereon, which default has continued and that by reason thereof the above named Defendants are indebted to the Plaintiff in the principal sum of \$14,936.02 and \$650.23 in interest as of February 15, 1983, plus interest thereafter at the rate of 7½ percent per annum plus the costs of this action accrued and accruing.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Plaintiff have and recover judgment against the Defendants Tommy Lee Jones and Beulah Mae Jones in the amount of \$14,936.02, plus interest of \$650.23 as of February 15, 1983, plus interest from and after said date at the rate of 7½ percent per annum, plus costs of this action accrued and accruing.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that upon the failure of the previously named Defendants to satisfy the money judgment of the Plaintiff herein an Order of Sale shall be

issued to the United States Marshal for the Northern District of Oklahoma commanding him to advertise and sell with appraisement the real property herein and applied the proceeds thereof as follows:

First:

In payment of the costs of this action accrued and accruing incurred by the Plaintiff including the costs of the sale of said real property;

Second:

In payment of the judgment rendered herein in favor of the Plaintiff.

The surplus from said sale, if any, shall be deposited with the Clerk of the Court to await further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that from and after the sale of the above described real property under and by virtue of this judgment and decree the Defendants and all persons claiming under them since the filing of the Complaint herein, shall be and they are forever barred and foreclosed of any right, title, interest or claim in or to the subject real property or any part thereof.

S/ THOMAS R. BRETT

UNITED STATES DISTRICT JUDGE

APPROVED:

FRANK KEATING
United States Attorney


PHILARD L. ROUNDS, JR.
Assistant United States Attorney

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

FILED
AUG 15 1983

HALSTEAD INDUSTRIES, INC., a)
Pennsylvania Corporation,)
)
Plaintiff,)
)
vs.)
)
PROCESS SYSTEMS, INC., an)
Oklahoma Corporation,)
)
Defendant.)

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

No. 83-C-283-C

JUDGMENT

This action came on for hearing before the above-named Court, the Honorable H. Dale Cook, Chief Judge, presiding, on the 11th day of August, 1983. Plaintiff appeared by its attorney of record, Ted L. Moore, and Defendant appeared by its attorney, John Brewer. The stipulations and issues were presented and duly heard by the Court; and

It having been stipulated and agreed to by the Plaintiff and the Defendant herein:

1. That judgment in the sum of Thirty-seven Thousand Four Hundred One and 62/100 Dollars (\$37,401.62), together with costs and attorney's fees in the sum of One Thousand Three Hundred Fifty and no/100 Dollars (\$1,350.00), making for a total judgment in the sum of Thirty-eight Thousand Seven Hundred Fifty-one and 62/100 Dollars (\$38,751.62), together with interest accruing thereon from the date of entry at the maximum legal rate,

may be entered in favor of Halstead Industries, Inc., the Plaintiff, and against Process Systems, Inc., the Defendant;

2. That Plaintiff's claim for exemplary damages would be dismissed by mutual agreement; and
3. That judgment may be entered in accordance therewith by the Court on application of the Plaintiff without further notice to the Defendant; therefore

IT IS HEREBY ORDERED, ADJUDGED AND DECREED by this Court that Plaintiff, Halstead Industries, Inc., recover from the Defendant, Process Systems, Inc., the sum of \$38,751.62, together with interest accruing thereon at the maximum legal rate of interest as provided by law from the date of entry of this judgment.

Dated this 15th day of August, 1983.

s/H. DALE COOK

H. Dale Cook, Judge

J.S. John Brewer
John Brewer, Attorney for Defendant

J.S. Ted L. Moore
Ted L. Moore, Attorney for Plaintiff

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 IMOGENE IRONS, d/b/a BLUE STEM)
 .DRIVE-INN RESTAURANT;)
 BOARD OF COUNTY COMMISSIONERS,)
 and COUNTY TREASURER OF OSAGE)
 COUNTY, OKLAHOMA; and HESKETT,)
 HESKETT, DANIEL, ESSER &)
 WOODYARD,)
)
 Defendants.)

FILED
AUG 12 1983
Jack C. Silver, clerk
U. S. DISTRICT COURT

CIVIL ACTION NO. 83-C-90-E

J U D G M E N T

THIS MATTER COMES on for consideration this 12 day
of August, 1983. The Plaintiff appearing by Frank
Keating, United States Attorney for the Northern District of
Oklahoma, through Philard L. Rounds, Jr., Assistant United States
Attorney; the defendant Board of County Commissioners, Osage
County, Oklahoma, and defendant County Treasurer, Osage County,
Oklahoma, by John Boggs, Jr., Assistant District Attorney, Osage
County, Oklahoma; the defendant Heskett, Heskett, Daniel, Esser &
Woodyard, by its attorney Dean Daniel, and the defendant Imogene
Irons, appearing not.

The Court being fully advised and having examined the
file herein finds that defendants Board of County Commissioners,
Osage County, Oklahoma, County Treasurer, Osage County, Oklahoma,
were served with Summons and Complaint on January 23, 1983; and
the County Treasurer, Osage County, Oklahoma, acknowledged
service of Amended Complaint on March 24, 1983; and the Board of
County Commissioners, Osage County, Oklahoma, acknowledged

service of Amended Complaint on April 1, 1983; that the defendant Heskett, Heskett, Daniel, Esser & Woodyard was served with Summons and Amended Complaint on March 21, 1983; that the defendant Imogene Irons was served with Summons and Complaint and Order requiring absent defendant to appear or plead on a date certain on July 7, 1983.

It appears that the defendant Heskett, Heskett, Daniel, Esser & Woodyard filed its Answer on March 23, 1983, and that the defendants Board of County Commissioners and County Treasurer, Osage County, Oklahoma filed their Answers February 3, 1983, and that Imogene Irons has failed to Answer and her default has been entered by the Clerk of this Court on August 1, 1983.

The Court further finds that this is a suit based upon a certain promissory note and for foreclosure of a real estate mortgage securing said promissory note upon the following described real property located in Osage County, Oklahoma, within the Northern Judicial District of Oklahoma:

Lots 12, 13, and 14, Block 17
Tallchief Addition to the town
of Fairfax, Osage County, State of
Oklahoma.

That on December 29, 1980, defendant Imogene Irons, d/b/a Blue Stem Drive-In Restaurant, for good and valuable consideration made, executed and delivered in writing unto The Citizens Bank of Drumright, Oklahoma, her certain promissory note wherein she promised to pay to the order of the Citizens Bank the principal sum of \$40,000.00, plus interest. That said note was later transferred and assigned to Small Business Administration on August 14, 1981, by endorsement thereon.

That as security for said debt, defendant Imogene Irons, d/b/a Blue Stem Drive-In Restaurant, made, executed and delivered to the Citizens Bank of Drumright, Oklahoma, a certain real estate mortgage. Said mortgage was duly executed and acknowledged by said defendant, and the same is dated and acknowledged December 29, 1980, and filed of record in the office of the County Clerk of Osage County, Oklahoma, on December 30, 1980, and recorded in Book 592 at page 93.

The Court further finds that defendant Imogene Irons made default under the terms of the aforesaid promissory note by reason of her failure to make the monthly installments due thereon, which default has continued and that by reason thereof the above-named defendant is indebted to the Plaintiff in the sum of \$40,417.76, as unpaid principal, plus interest accrued thereon to January 7, 1983, of \$10,839.16, plus interest accruing thereafter at \$22.17 per day until paid, plus the costs of this action accrued and accruing.

That Heskett, Heskett, Daniel, Esser & Woodyard, has a judgment lien against the property which is the subject matter of the above-styled and numbered action, by reason of a money judgment obtained against the defendant Imogene Irons in the District Court of Osage County, Oklahoma, in Case No. SC-82-484. Said judgment was rendered on the 12th day of October, 1982 and filed in the office of the Court Clerk in the principal amount of \$243.00 with interest thereon as described therein, and all costs of that action.

That there remains due and owing on the aforesaid judgment of Heskett, Heskett, Daniel, Esser & Woodyard, the principal amount of \$55.00.

That the County Treasurer, Osage County, Oklahoma and the Board of County Commissioners, Tulsa County, have a lien on the property which is the subject matter of the above-styled action by virtue of ad valorem taxes in the amount of \$223.20. Said lien being superior to the interest of plaintiff, United States of America and defendant Heskett, Heskett, Daniel, Esser & Woodyard.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Plaintiff have and recover judgment against the Defendant Imogene Irons, in the amount of \$40,417.76, plus interest accrued thereon to January 7, 1983, of \$10,839.16, plus interest thereafter at \$22.17 per day, until paid, plus costs of the action accrued and accruing.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the defendant Heskett, Heskett, Daniel, Esser & Woodyard, have and recover judgment against Imogene Irons in the principal amount of \$55.00, plus costs of the action accrued and accruing.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the defendant County Treasurer, Osage County, Oklahoma, have and recover judgment in the amount of \$223.20, plus costs of this action.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that upon the failure of the previously named defendants to satisfy the money judgment of the plaintiff herein, an Order of Sale shall be

issued to the United States Marshal for the Northern District of Oklahoma, commanding him to advertise and sell with appraisement the real property herein, and apply the proceeds thereof as follows:

First:

In payment of the costs of this action, accrued and accruing, incurred by the Plaintiff, including the costs of sale of said real property;

Second:

In payment to the County Treasurer, Tulsa County, Oklahoma, the amount of \$223.20, property taxes which are presently due and owing on said real property;

Third:

In payment of the judgment rendered herein in favor of plaintiff;

Fourth:

In payment of the judgment rendered herein in favor of the defendant, Heskett, Heskett, Daniel, Esser & Woodyard.

The surplus from said sale, if any, shall be deposited with the Clerk of the Court to await further order of the Court.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that from and after the sale of the above-described real property, under and by virtue of this judgment and decree, the defendants and all persons claiming under them since the filing of the Complaint

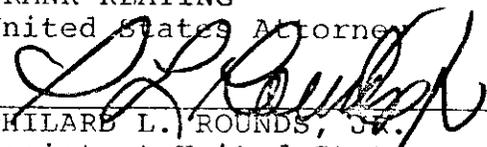
herein, be an they are forever barred and foreclosed of any right, title, interest, or claim in or to the subject real personal property or any part thereof.

S/ JAMES O. FURON

UNITED STATES DISTRICT JUDGE

APPROVED:

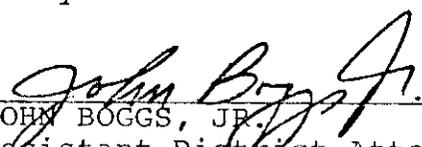
FRANK KEATING
United States Attorney



PHILARE L. ROUNDS, SR.
Assistant United States Attorney



DEAN DANIEL, Attorney for
Heskett, Heskett, Daniel, Esser &
Woodyard



JOHN BOGGS, JR.
Assistant District Attorney
Osage County, Oklahoma, for
County Treasurer and Board of
County Commissioners, Osage
County, Oklahoma

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

AUG 12 1983

KTUL-TV; LEAKE TV, INC.,)
)
 Plaintiffs,)
)
 vs.)
)
 GAIL E. COOPER and 440 RANCHES,)
)
 Defendants.)

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

No. 83-C-249-E

JUDGMENT

NOW ON this 12 day of August, 1983, the Clerk finds the Defendants have been duly served with summons as provided by law and have failed to answer or otherwise plead herein, and are in default. The Clerk having reviewed the file and being fully advised, finds and orders that the defendants are hereby adjudged to be in default.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Plaintiff, KTUL-TV; Leake TV, Inc., be awarded judgment against the Defendants, and each of them, pursuant to the affidavit of Truman Criss, Exhibit "1", in the amount of \$20,000.00 together with interest at the highest lawful rate from the date of judgment, plus ~~reasonable attorney's fees, in the amount of \$2,000.00,~~ ^{Costs.} and the costs of this action.

Jack C. Silver, Clerk
CLERK OF THE DISTRICT COURT

By: Truman Criss, Deputy

PS
B

FILED
AUG 12 1983
Jack C. Silver, Clerk
U. S. DISTRICT COURT

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
vs.)	
)	
BERNICE J. McKAY,)	
)	
Defendant.	)	CIVIL ACTION NO. 83-C-381-B

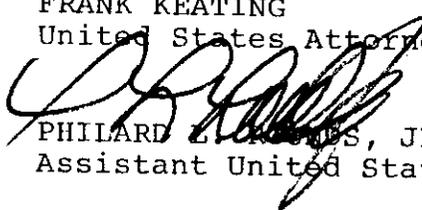
NOTICE OF DISMISSAL

COMES NOW the United States of America by Frank Keating, United States Attorney for the Northern District of Oklahoma, Plaintiff herein, through Philard L. Rounds, Jr., Assistant United States Attorney, and hereby gives notice of its dismissal, pursuant to Rule 41, Federal Rules of Civil Procedure, of this action without prejudice.

Dated this 12 day of August, 1983.

UNITED STATES OF AMERICA

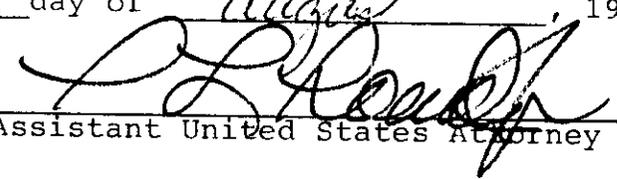
FRANK KEATING
United States Attorney



PHILARD L. ROUNDS, JR.
Assistant United States Attorney

CERTIFICATE OF SERVICE

The undersigned certifies that a true copy of the foregoing pleading was served on each of the parties hereto by mailing the same to them or to their attorneys of record on the 12th day of August, 1983.



Assistant United States Attorney

Entered

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

FILED

AUG 12 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

RIVERWAY CO., a corporation,)
and RIVERWAY HARBOR)
SERVICE NEW ORLEANS, INC.)
a corporation,)
)
Plaintiffs,)
)
vs.)
)
OKLAHOMA-KANSAS GRAIN)
CORP., a corporation,)
)
Defendant.)

Cause No. 83-C-226-B

STIPULATION FOR DISMISSAL WITH PREJUDICE

Comes now plaintiffs Riverway Co. and Riverway Harbor Service New Orleans, Inc. and dismiss their cause of action against defendant Oklahoma-Kansas Grain Corp. with prejudice at plaintiffs' cost.

HALL ESTILL, HARDWICK,
GOBLE, COLLINGSWORTH & NELSON

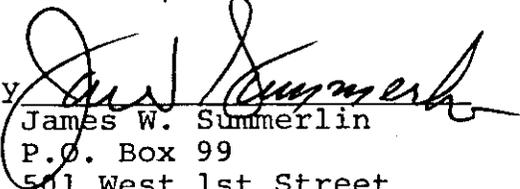
By *Larry Lipe*
Larry Lipe
4100 Bank of Oklahoma Tower
One Williams Center
Tulsa, Oklahoma 74172
918 588-2700

THOMPSON & MITCHELL

By *Gary Mayes*
Gary Mayes
Mary Bonacorsi
One Mercantile Center
Suite 3400
St. Louis, Missouri 63101
314 231-7676

Attorneys for Plaintiffs

SUMMERLIN, WILLIAMS & ZACHARIAS

By 

James W. Summerlin
P.O. Box 99
501 West 1st Street
Claremore, Oklahoma 74017

Attorneys for Defendant

- Entered

FILED

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 JAMES W. COOPER, JR.)
)
 Defendant.)

CIVIL ACTION NO. 83-C-197-B

ORDER

Now on this 24th day of August, 1983, it appears that the Defendant in the above-captioned case has not been located within the Northern District of Oklahoma, and therefore attempts to serve him have been unsuccessful.

IT IS THEREFORE ORDERED, that the Complaint against Defendant, James W. Cooper, Jr., be and is dismissed without prejudice.

S/ THOMAS R. BRETT

UNITED STATES DISTRICT JUDGE

Entered

FILED

AUG 12 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

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

CALHOUN HEATING & AIR)
CONDITIONING CO., INC., an)
Oklahoma corporation,)
)
Plaintiff,)
)
vs.)
)
WILLIAM G. YOUNG CONSTRUCTION)
COMPANY, INC., a Kansas)
corporation,)
)
Defendant.)

No. 83-C-153-B

ORDER

It appears to the Court that the above entitled action has been fully settled, adjusted and compromised and based on stipulation; therefore,

IT IS ORDERED AND ADJUDGED that the above entitled action be and it is hereby dismissed without cost to any party and with prejudice to all the parties.

Dated August 12, 1983.

s/ THOMAS R. BRETT

JUDGE OF THE UNITED STATES
DISTRICT COURT

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

FILED

AUG 11 1983

JUDICIAL CLERK,
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
vs.) No. 81-C-615-E
)
CHEMICAL EQUIPMENT CORPORATION,)
)
Defendant.)

O R D E R

The Court has before it this matter which has been submitted upon the administrative record. The Complaint filed by the Plaintiff, United States of America, asked the court to affirm the administrative decisions and to grant the requested judgment of \$53,003.26, plus interest.

The Defendant, Chemical Equipment Corporation, was afforded opportunity to submit objections to matters set forth in the administrative record, in support of his position that the decision of the Administrative Board was "fraudulent or capricious or arbitrary or so grossly erroneous as necessarily to imply bad faith, or is not supported by substantial evidence." United States v. Carlos Bianchi and Company, 373 U.S. 709, 714 (1963).

After thorough review of the administrative record as well as the briefs submitted by the parties, this Court has determined that the Defendant, Chemical Equipment Corporation, has not met the requisite burden of proof set forth in United States v. Carlos Bianchi and Company, supra.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the administrative decisions below be affirmed and judgment be granted to the Plaintiff,

United States of America.

DATED this 10th day of August, 1983.



JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 11 1983

Jack W. Pugh, Clerk
U. S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 MITCHELL R. SAMUELS,)
)
 Defendant.)

CIVIL ACTION NO. 83-C-37-E

ORDER

Now on this 10 day of August, 1983, it appears that the Defendant in the above-captioned case has not been located within the Northern District of Oklahoma, and therefore attempts to serve him have been unsuccessful.

IT IS THEREFORE ORDERED, that the Complaint against Defendant, Mitchell R. Samuels, be and is dismissed without prejudice.

S/ JAMES O. ELLISON

UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 11 1983

JACK G. SINGE, Clerk
U. S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 DARRELL K. SMITH.)
)
 Defendant.)

CIVIL ACTION NO. 82-C-970-E

ORDER

Now on this 10 day of August, 1983, it appears that the Defendant in the above-captioned case has not been located within the Northern District of Oklahoma, and therefore attempts to serve him have been unsuccessful.

IT IS THEREFORE ORDERED, that the Complaint against Defendant, Darrell K. Smith,, be and is dismissed without prejudice.

S/ JAMES O. ELLISON

UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

UNITED STATES OF AMERICA,

Plaintiff,

vs.

KENNETH E. TURRENTINE,

Defendant.

AUG 11 1983

Jack C. Singer, Clerk
U. S. DISTRICT COURT

CIVIL ACTION NO. 82-C-1199-E

ORDER

Now on this 10 day of August, 1983, it appears that the Defendant in the above-captioned case has not been located within the Northern District of Oklahoma, and therefore attempts to serve him have been unsuccessful.

IT IS THEREFORE ORDERED, that the Complaint against Defendant, Kenneth E. Turrentine, be and is dismissed without prejudice.

By WALTER D. ELLISON

UNITED STATES DISTRICT JUDGE

Entered

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

FILED

AUG 11 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

DONALD R. LEIGHTY and)
MILDRED F. LEIGHTY,)
husband and wife,)

Plaintiffs,)

vs.)

Case No. 83-C-476-B

HERB STANGE a/k/a)
HERB STANGE, JR.,)
and L. JEAN STANGE,)

Defendants.)

O R D E R

NOW ON THIS 11th day of August, plaintiffs' Donald R. Leighty and Mildred F. Leighty, Motion for Dismissal with Prejudice in the above-referenced cause of action comes on for hearing.

The court after having reviewed the files and for good cause shown finds that the plaintiffs' Motion for Dismissal with Prejudice should be granted.

S/ THOMAS R. BRETT

JUDGE OF THE DISTRICT COURT

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

FILED

AUG 11 1983

**Jack C. Silver, Clerk
U. S. DISTRICT COURT**

MICHAEL ANDREW MIKUS,
Plaintiff,

vs.

COYLE CHEVROLET, INC., a
corporation,
Defendant.

)
)
)
)
)
)
)
)
)
)
)

NO. 83-C-573-C

ORDER OF DISMISSAL

ON this 10th day of August, 1983, upon the written application of the parties for A Dismissal with Prejudice of the Complaint and all causes of action, the Court having examined said application, finds that said parties have entered into a compromise settlement covering all claims involved in the Complaint and have requested the Court to dismiss said Complaint with prejudice to any further action, and the Court being fully advised in the premises, finds that said Complaint should be dismissed pursuant to said application.

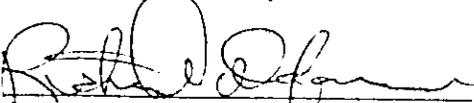
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the Complaint and all causes of action of the plaintiff filed herein against the defendant be and the same hereby are dismissed with prejudice to any further action.

s/H. DALE COOK

JUDGE, DISTRICT COURT OF THE UNITED STATES,
NORTHERN DISTRICT OF OKLAHOMA

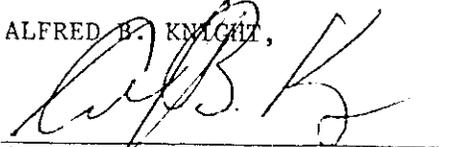
APPROVAL:

RICHARD D. JAMES,



Attorney for Plaintiff,

ALFRED B. KNIGHT,



Attorney for Defendant.

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG 11 1983

ACK. C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
v.)	
)	
CYNTHIA L. JOHNSON, <u>et al.</u> ,)	
)	
Defendants.	)	CIVIL ACTION NO. 83--360-C

O R D E R

For good cause having been shown, it is hereby ordered, adjudged, and decreed that the above-referenced action is hereby dismissed without prejudice.

Dated this 11 day of August, 1983.

(Signed) H. Dale Cook

UNITED STATES DISTRICT JUDGE

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

C. A. RERICK,)
)
 Plaintiff,)
)
 vs.)
)
 GOLF HOST INTERNATIONAL,)
 INC., a Florida corporation,)
 GOLF HOST WEST, INC., a)
 Colorado corporation,)
 STANLEY WADSWORTH, and)
 BRENT WADSWORTH, all d/b/a)
 TAMARRON LODGE,)
)
 Defendants.)

FILED
AUG 11 1983
Jack C. Silver, Clerk
U. S. DISTRICT COURT

No. 83-C-277-C

ORDER

Now on this 3rd day of August, 1983, the above styled and numbered cause of action comes on for status conference and consideration of the Defendants' Motion to Dismiss for Lack of Jurisdiction. The Plaintiff was represented by counsel, Dana L. Lyons, of Lawrence, Scott & Lamb, and the Defendants, and each of them, were represented by John R. Woodard, III, of Feldman, Hall, Franden & Woodard.

Having reviewed the file, the motions and briefs of the parties and in consideration of the premises, the Court finds that this Court lacks in personam jurisdiction of the Defendants and therefore the Court lacks venue of the subject matter.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that, pursuant to 28 U.S.C. 1406(a), the above styled and numbered cause of action be transferred from the United States District Court for the Northern District of Oklahoma to the United States District Court for the District of Colorado.

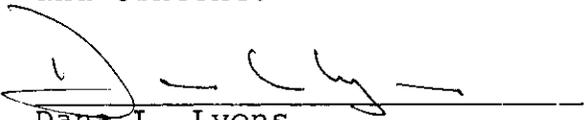
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Plaintiff's counsel and the Court Clerk for the Northern District of Oklahoma take such steps as are necessary to effect the proper transfer of the above styled and numbered cause of action to the United States District Court for the District of Colorado.

Dated this 10th day of August, 1983.

s/H. DALE COOK

H. DALE COOK, Chief Judge
United States District Court
Northern District of Oklahoma

Approved as to Form
and Content:


Dana L. Lyons,
Attorney for Plaintiff


John R. Woodard, III,
Attorney for Defendants

FILED

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

AUG 11 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA, and)
RITA HENTHORN, Revenue Officer,)
Internal Revenue Service,)
)
Petitioners,)
)
vs.)
)
DAVID L. SMITH,)
)
Respondent.)

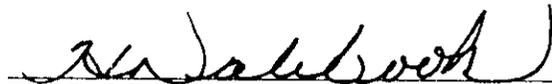
No. 82-C-1062

J U D G M E N T

This action having come before the Court and the issues having been determined and a decision having been duly rendered,

It is Ordered and Adjudged that the petitioners recover of the respondent David L. Smith the sum of \$458.78, with interest at the rate of 10.25 percent from the date of this Judgment as provided by law.

It is so Ordered this 11th day of August, 1983.



H. DAE E COOK
Chief Judge, U. S. District Court

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

FILED

AUG 11 1983

WACK C. SILVER, CLERK
DISTRICT COURT

UNITED STATES OF AMERICA, and)
RITA HENTHORN, Revenue Officer,)
Internal Revenue Service,)
)
Petitioners,)
)
vs.)
)
DAVID L. SMITH,)
)
Respondent.)

No. 82-C-1062

O R D E R

On May 6, 1983, the Court entered an Order finding the respondent David L. Smith in civil contempt for failure of said respondent to comply with this Court's Order of January 11, 1983. In the May 6th Order, the Court held that Mr. Smith, by reason of said contempt, would be liable to the petitioner for the reasonable expenses incurred by said petitioner in instituting this proceeding and prosecuting it, and for his disobedience of the January 11th Order. The Court afforded petitioner ten (10) days from May 6th to file with the Court supporting documentation concerning such expenses. Further, the Court afforded respondent ten (10) days thereafter to file any objections he had to petitioner's documentation.

The petitioner filed the required documentation but the respondent has wholly failed to file any objections thereto. In light of respondent's failure to comply with the May 6th Order,

the Court's independent review of the documentation submitted by petitioner, and the applicable law, this Court concludes that the petitioner is entitled to judgment against respondent in the amount of \$458.78 for the reasonable and necessary expenses incurred in this action.

It is therefore the Order of this Court that respondent is indebted to petitioner in the amount of \$458.78.

It is so Ordered this 11th day of August, 1983.



H. DALE COOK
Chief Judge, U. S. District Court

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

FILED

AUG 11 1983

Jack C. Silver, Clerk
U. S. DISTRICT COURT

BLACKSTOCK JOYCE POLLARD)
BLACKSTOCK & MONTGOMERY,)
a General Partnership,)
Comprised of J. C. Joyce,)
Dwayne C. Pollard, Craig)
Blackstock, Edward F.)
Montgomery, Philip S. Haney,)
and Donald R. Bradford,)

Plaintiff,)

vs.)

Case No. 83-C-447-E

WINTHROP SECURITIES COMPANY,)
INC.,)

Defendant.)

ORDER

For good cause shown and based on the stipulation of all parties, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that this case is dismissed with prejudice.

Dated this 11th day of August, 1983.

S/ JAMES O. ELLISON

UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 LINDA M. NEILL, et al.,)
)
 Defendants.)

'AUG 11 1983
Jack C. Silver, Clerk
U. S. DISTRICT COURT

CIVIL ACTION NO. 82-C-603-C

O R D E R

For good cause having been shown, it is hereby ordered, adjudged, and decreed that the above-referenced action is hereby dismissed without prejudice.

Dated this 10th day of August, 1983.

s/H. DALE COOK

UNITED STATES DISTRICT JUDGE

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

FILED

AUG 11 1983

WHITE HAT FEED, INC.,)
a Kansas corporation,)
)
Plaintiff,)
)
VS.)
)
M. T. LAWRENCE, JR. and HALF)
CIRCLE CATTLE COMPANY, INC.,)
)
Defendants.)

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

NO. 82-C-887-C

STIPULATION OF DISMISSAL WITH PREJUDICE

COME NOW White Hat Feed, Inc., and M. T. Lawrence, Jr. and Half Circle Cattle Company, Inc., the sole parties to this litigation, and pursuant to Rule 41 of the Fed R. Civ. P., hereby stipulate that this action is dismissed with prejudice. The parties hereto further stipulate that they shall bear their own respective costs and attorneys' fees incurred in this action.

DATED this 11th day of August, 1983.

BY: *Lance A. Pool*
LANCE A. POOL
400 First National Bank Building
P. O. Box 15557
Pawhuska, Oklahoma 74056
(918) 287-1290
Attorneys for Plaintiff

DOERNER, STUART, SAUNDERS,
DANIEL & ANDERSON

BY: *C.S. Plumb*
CHARLES S. PLUMB
LEONARD I. PATAKI
1000 Atlas Life Building
Tulsa, Oklahoma 74103
(918) 582-1211
Attorneys for Defendants

Entered

FILED

AUG 11 1983

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

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

OPAL M. HULSMAN,)
)
 Plaintiff,)

vs.)

No. 82-C-648-B

FIBREBOARD CORPORATION;)
JOHNS-MANVILLE SALES CORPORATION;)
OWENS-CORNING FIBERGLASS CORPORA-)
TION; EAGLE-PICHER INDUSTRIES,)
INC.; PITTSBURGH-CORNING CORPORA-)
TION; UNARCO INDUSTRIES, INC.;)
CELOTEX CORPORATION; RUBEROID)
CORPORATION, a Division of GAF)
Corporation; ARMSTRONG CORK)
COMPANY; STANDARD ASBESTOS MANU-)
FACTURING AND INSULATING COMPANY;)
NICOLET INDUSTRIES, INC.;)
KEENE CORPORATION; COMBUSTION)
ENGINEERING, INC.; FORTY-EIGHT)
INSULATION, INC.; RYDER INDUSTRIES,)
INC.; OWENS-ILLINOIS, INC.;)
PITTSBURGH CORNING CORPORATION;)
CERTAIN-TEED CORPORATION;)
BENJAMIN FOSTER COMPANY; UNION)
CARBIDE CORPORATION;)
RAYBESTOS-MANHATTAN, INC.;)
AEROQUIP CORP.; THE BENJAMIN)
COMPANY; FLINTKOTE COMPANY;)
ROCK WOOL MFG. CO.; MUNDIT CORK)
CO., and LIBBEY-OWENS FORD COMPANY,)

Defendants.)

STIPULATION FOR DISMISSAL

Come now Maynard I. Ungerman, counsel for the plaintiff, and Murray E. Abowitz, counsel for Keene Corporation who is authorized to act for the named defendants herein, and show the Court that the issues between the

plaintiff and the defendants FIBREBOARD CORPORATION, OWENS-CORNING FIBERGLAS CORPORATION, EAGLE-PICHER INDUSTRIES, INC., PITTSBURGH-CORNING CORPORATION, CELOTEX CORPORATION, RUBEROID CORPORATION, ARMSTRONG WORLD INDUSTRIES, INC., STANDARD INSULATION, INC., NICOLET INDUSTRIES, INC., KEENE CORPORATION, COMBUSTION ENGINEERING, INC., FORTY-EIGHT INSULATION, INC., RYDER INDUSTRIES, INC., OWENS-ILLINOIS, INC., CERTAIN-TEED CORPORATION, BENJAMIN FOSTER COMPANY, UNION CARBIDE CORPORATION, RAYMARK INDUSTRIES, INC., AEROQUIP CORPORATION, THE BENJAMIN COMPANY, FLINTKOTE COMPANY, ROCK WOOL MANUFACTURING COMPANY, MUNDIT CORK COMPANY and LIBBEY-OWENS FORD COMPANY have been resolved pursuant to a compromise settlement.

WHEREFORE, these parties pray that an order of dismissal with prejudice be entered herein as the issues between them are now moot.


MAYNARD I. UNGERMAN
Attorney for Plaintiffs


Murray E. Abowitz
Attorney for Keene Corporation
on Behalf of Named Defendants

ORDER OF DISMISSAL

Now on this 11th day of August, 1983, the Court being advised that a compromise settlement having been reached between the plaintiffs and the named defendants, and those parties stipulating to a dismissal with prejudice, the Court orders that the captioned case be dismissed with prejudice as to FIBREBOARD CORPORATION, OWENS-CORNING FIBERGLAS CORPORATION, EAGLE-PICHER INDUSTRIES, INC., PITTSBURGH-CORNING CORPORATION, CELOTEX CORPORATION, RUBEROID CORPORATION, ARMSTRONG WORLD INDUSTRIES, INC., STANDARD INSULATION, INC., NICOLET INDUSTRIES, INC., KEENE CORPORATION, COMBUSTION ENGINEERING, INC., FORTY-EIGHT INSULATION, INC., RYDER INDUSTRIES, INC., OWENS-ILLINOIS, INC., CERTAIN-TEED CORPORATION, BENJAMIN FOSTER COMPANY,

UNION CARBIDE CORPORATION, RAYMARK INDUSTRIES, INC., AEROQUIP CORPORATION,
THE BENJAMIN COMPANY, FLINTKOTE COMPANY, ROCK WOOL MANUFACTURING COMPANY,
MUNDIT CORK COMPANY and LIBBEY-OWENS FORD COMPANY.

S/ THOMAS R. BRETT

UNITED STATES DISTRICT JUDGE

FILED

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

AUG 10 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

COATINGS LABORATORIES, INC.,)
Plaintiff,)
)
)
vs.)
)
)
ENERGY MANAGEMENT AND CON-)
SERVATION, INC., and)
ALBERT BIANCULLI,)
Defendants.)

CASE NO. 82-C-713-C ⁸⁴⁸

NOTICE OF DISMISSAL

TO:

NOTICE IS HEREBY GIVEN that Coatings Laboratories, Inc., the above named Plaintiff, elects to dismiss, without prejudice, the above entitled action pursuant to Rule 41 (a) (1) of the Federal Rules of Civil Procedure and hereby files this Notice of Dismissal without Prejudice before service by the adverse party of either an Answer or a Motion for Summary Judgment.

Dated this 10th day of August, 1983.

BY [Signature]
Thomas R. Crook
Attorney for Plaintiff
6363 E. 31st Street
Tulsa, OK 74135

CERTIFICATE OF MAILING

I, Thomas R. Crook, do hereby certify that on this 10th day of August, 1983, I mailed a true and correct copy of the above and foregoing Notice of Dismissal to:

with proper postage thereon fully prepaid.

[Signature]
Thomas R. Crook

FILED

AUG -9 1983

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)

Plaintiff,)

vs.)

JOE H. HOLDEN,)

Defendant.)

CIVIL ACTION NO. 83-C-291-C

NOTICE OF DISMISSAL

COMES NOW the United States of America by Frank Keating, United States Attorney for the Northern District of Oklahoma, Plaintiff herein, through Peter Bernhardt, Assistant United States Attorney, and hereby gives notice of its dismissal, pursuant to Rule 41, Federal Rules of Civil Procedure, of this action without prejudice.

Dated this 9th day of August, 1983.

UNITED STATES OF AMERICA

FRANK KEATING
United States Attorney

PETER BERNHARDT
Assistant United States Attorney

CERTIFICATE OF SERVICE

The undersigned certifies that a true copy of the foregoing pleading was served on each of the parties hereto by mailing the same to them or to their attorneys of record on the 9th day of August, 1983.

[Signature]
Assistant United States Attorney

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG -9 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)

Plaintiff,)

vs.)

JOHN C. LAMB, II,)

Defendant.)

CIVIL ACTION NO. 82-C-1037-C

ORDER

Now on this 9 day of August, 1983, it appears that the Defendant in the above-captioned case has not been located within the Northern District of Oklahoma, and therefore attempts to serve him have been unsuccessful.

IT IS THEREFORE ORDERED, that the Complaint against Defendant, John C. Lamb, II, be and is dismissed without prejudice.

s/H. DALE COOK

UNITED STATES DISTRICT JUDGE

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

FILED

W. H. WATTS,

Plaintiff,

v.

AREA LIGHTING STANDARDS, INC.,
an Oklahoma corporation, and JAMES
MEEHAN,

Defendants.

Case No. 83-C-445-C

AUG -9 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

STIPULATION OF DISMISSAL

Come now the Plaintiff, W. H. Watts, and the Defendants, Area Lighting Standards, Inc. and James Meehan, through their counsel, pursuant to Rule 41(A)(1)(ii) of the Federal Rules of Civil Procedure, and stipulate that this action may be and it is hereby dismissed with prejudice.

Dated August 3, 1983.



Joe Moss
8724 East 91st Place
Tulsa, Oklahoma 74133
Attorney for Plaintiff, W. H. Watts



Patrick O'Connor
Rheam, Noss, O'Connor & Ray
400 Sinclair Building
Tulsa, Oklahoma 74103
Attorneys for Defendants, Area Lighting
Standards, Inc. and James Meehan

Entered

IN THE UNITED STATES DISTRICT COURT **FILED** FOR THE
NORTHERN DISTRICT OF OKLAHOMA -9 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

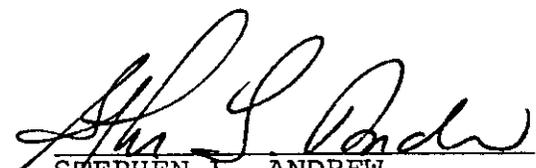
ROBERT D. BARNETT,)
)
 Plaintiff,)
)
 vs.)
)
 CRANE CARRIER COMPANY,)
 a Delaware Corporation,)
)
 Defendant.)

Case No. 83-C-242-B

of
JOINT STIPULATION FOR DISMISSAL

IT IS hereby stipulated by ROBERT D. BARRETT, Plaintiff herein, represented by GEORGINA B. LANDMAN and CRANE CARRIER COMPANY, Defendant herein, represented by STEPHEN L. ANDREW, that the above-entitled action be dismissed with prejudice.

Dated this 9th day of August, 1983.


STEPHEN L. ANDREW
Attorney for Defendant
One Williams Center
Suite 1776
Tulsa, OK 74172


GEORGINA B. LANDMAN
Attorney for Plaintiff
1921 South Boston
Tulsa, OK 74119
(918) 585-2451

FILED

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

AUG 9 1983
JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	
vs.)	
)	
CHARLOTTE L. GATES,)	
)	
Defendant.	)	CIVIL ACTION NO. 83-C-192-E

NOTICE OF DISMISSAL

COMES NOW the United States of America by Frank Keating, United States Attorney for the Northern District of Oklahoma, Plaintiff herein, through Philard L. Rounds, Jr., Assistant United States Attorney, and hereby gives notice of its dismissal, pursuant to Rule 41, Federal Rules of Civil Procedure, of this action without prejudice.

Dated this 9th day of August, 1983.

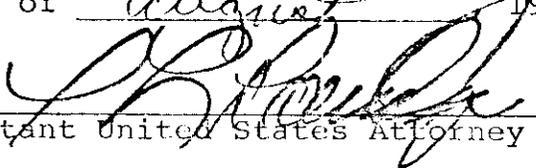
UNITED STATES OF AMERICA

FRANK KEATING
United States Attorney


PHILARD L. ROUNDS, JR.
Assistant United States Attorney

CERTIFICATE OF SERVICE

The undersigned certifies that a true copy of the foregoing pleading was served on each of the parties hereto by mailing the same to them or to their attorneys of record on the 9th day of August 19 83.


Assistant United States Attorney

FILED

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

AUG - 9 1983

MISS. E. SWIFT, CLERK
U.S. DISTRICT COURT

FITZGERALD, DEARMAN & ROBERTS, INC.)
an Oklahoma Corporation,)
)
Plaintiff,)
)
vs.)
)
UNIVERSAL MONEY CENTERS, INC.,)
a Missouri corporation,)
)
Defendant.)

No. 83-C-221-E

ORDER

Upon application by the parties and for good cause shown,
this cause, and all parts thereof, are hereby dismissed with
prejudice at plaintiff's costs.

Dated this 8 day of August, 1983.

S/ JAMES O. ELLISON

District Judge

entered

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

FILED

AUG -9 1983

ALLIED PRINTERS & PUBLISHERS,)
INC., An Oklahoma Corporation,)
)
Plaintiff,)
)
vs.)
)
BARLIN PUBLISHING CORPORATION,)
A California Corporation,)
a/k/a BARLIN PUBLISHING, LTD.,)
)
Defendants.)

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

No. 82-C-849-C

NOTICE OF DISMISSAL

Plaintiff hereby voluntarily dismisses the above action without order of the Court pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure and states that said dismissal is without prejudice and states that said notice of dismissal is being filed prior to service by the adverse party of an answer or of a motion for summary judgment.

DONE this 9 day of August, 1983.

BRADFORD S. BAKER
Attorney for Plaintiff
702 Atlas Life Bldg.
Tulsa, Oklahoma 74103
(918) 585-1185

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

FILED

AUG -8 1983

MARK C. SILVER, CLE
U.S. DISTRICT COUR

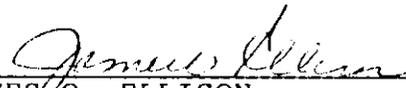
LEO D. SMITH,)
)
 Plaintiff,)
)
 vs.) No. 83-C-345-E
)
 MARGARET M. HECKLER,)
 SECRETARY OF HEALTH AND)
 HUMAN SERVICES OF THE)
 UNITED STATES OF AMERICA,)
)
 Defendant.)

O R D E R

There being no response to the Defendant's motion to remand, and more than ten (10) days having passed since the filing of the motion and no extension of time having been sought by Plaintiff, the Court, pursuant to Local Rule 14(a), as amended effective March 1, 1981, concludes that Plaintiff has therefore waived any objection or opposition to the motion. See Woods Constr. Co. v. Atlas Chemical Indus., Inc., 337 F.2d 888, 890 (Tenth Cir. 1964).

The Motion to remand for further administrative action is therefore granted.

DONE this 8th day of August, 1983.



JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

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

FILED

AUG -8 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

PAUL POWERS, individually,)
and JANICE POWERS, individually,)
and DEBORAH POWERS, a minor, by)
and through her father and next)
friend, PAUL POWERS, and KRISTEN)
POWERS, a minor, by and through)
her father and next friend, PAUL)
POWERS,)

Plaintiffs,)

vs.)

No. 83-C-15-E

BILLY JACKSON STEGAL and)
GEORGE SCOTT, individuals,)
and WEST AMERICAN INSURANCE)
COMPANY, a corporation,)

Defendants.)

J U D G M E N T

This cause came on for trial pursuant to the agreement of the parties on this 5th day of August, 1983, at which time the plaintiffs appeared by their attorney, Richmond C. Odom; the defendants, Billy Jackson Stegal and George Scott, appeared by their attorney, Ray Wilburn; and the defendant, West American Insurance Company, appeared by its attorney, David H. Sanders. The Court, after having heard and considered the testimony of witnesses sworn and examined in open court, finds that:

1. The plaintiffs are citizens and residents of the State of Kansas and the defendants, Billy Jackson Stegal and

George Scott, are citizens and residents of the State of Oklahoma, and the defendant, West American Insurance company, is a corporation organized under the laws of the State of California, with its principal place of business at Hamilton, Ohio, and that there is a diversity of citizenship between the parties and that by reasons of the claims of the plaintiffs, this Court has jurisdiction of the parties hereto and the subject hereof.

2. Deborah Powers is a minor 4 years of age and that she resides with her natural father, Paul Powers, who has the care, custody and control of said child and that he is the proper person to and does bring this action for and on her behalf.

3. Kristen Powers is a minor 6 years of age and that she resides with her natural father, Paul Powers, who has the care, custody and control of said child and that he is the proper person to and does bring this action for and on her behalf.

4. The issues in favor of the plaintiffs and against the defendants, Billy Jackson Stegal and George Scott on the first cause of action and finds that judgment should be entered in favor of the plaintiff, Paul Powers, individually and against the defendants, Billy Jackson Stegal and George Scott, for the sum of \$11,000.00.

5. The plaintiff, Janice Powers, is entitled to judgment of and from the defendants, Billy Jackson Stegal and George Scott, for the sum of \$19,896.00.

6. The plaintiff, Deborah Powers, a minor, is entitled to judgment of and from the defendants, Billy Jackson Stegal and George Scott, in the sum of \$1,500.00.

7. The plaintiff, Kristen Powers, a minor, is entitled to judgment of and from the defendants, Billy Jackson Stegal and George Scott, in the sum of \$15,000.00.

8. the plaintiffs have sustained total damages in the sum of \$47,396.00 and that the defendants, Billy Jackson Stegal and George Scott, have insurance coverage in the total sum of \$20,000.00 and that the plaintiffs are entitled to judgment for the deficiency against the defendant, West American Insurance Company, for the sum of \$27,396.00.

NOW, THEREFORE, BE IT ORDERED, ADJUDGED AND DECREED by the Court that the plaintiffs are citizens and residents of the State of Kansas and the defendants, Billy Jackson Stegal and George Scott, are citizens and residents of the State of Oklahoma, and the defendant, West American Insurance company, is a corporation organized under the laws of the State of California, with its principal place of business at Hamilton, Ohio, and that there is a diversity of citizenship between the parties and that by reasons of the claims of the plaintiffs, this Court has jurisdiction of the parties hereto and the subject hereof.

BE IT FURTHER ORDERED, ADJUDGED AND DECREED by the Court that Deborah Powers is a minor 4 years of age and that she resides with her natural father, Paul Powers, who has the care, custody and control of said child and that he is the proper person to and does bring this action for and on her behalf.

BE IT FURTHER ORDERED, ADJUDGED AND DECREED by the Court that Kristen Powers is a minor 6 years of age and that she

resides with her natural father, Paul Powers, who has the care, custody and control of said child and that he is the proper person to and does bring this action for and on her behalf.

BE IT FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff, Paul Powers, individually, have and recover a judgment of and from the defendants, Billy Jackson Stegal and George Scott, for the sum of \$11,000.00.

BE IT FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff, Janice Powers, individually, have and recover a judgment of and from the defendants, Billy Jackson Stegal and George Scott, for the sum of \$19,896.00.

BE IT FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff, Deborah Powers, a minor, have and recover a judgment of and from the defendants, Billy Jackson Stegal and George Scott, for the sum of \$1,500.00.

BE IT FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff, Kristen Powers, a minor, have and recover a judgment of and from the defendants, Billy Jackson Stegal and George Scott, for the sum of \$15,000.00.

BE IT FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendants, Billy Jackson Stegal and George Scott, have insurance coverage in the total sum of \$20,000.00 and that the plaintiffs have sustained total damages for the sum of \$47,396.00 and have and recover judgment against the defendant, West American Insurance Company for the sum of \$27,396.00.

S/ JAMES O. ELLISON

UNITED STATES DISTRICT JUDGE

MHI:slb
7/27/83

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

FILED

TWILA VAUGHN, personally, and)
as the Representative of the Heirs)
of Murray Francis Vaughn, Deceased,)
Plaintiff,)
vs.)
FIBREBOARD CORPORATION, et al.,)
Defendants.)

AUG -8 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

NO. 82-C-982-C

OF
STIPULATION FOR DISMISSAL

It is hereby stipulated by the Plaintiff, Twila Vaughn, personally, and as the Representative of the Heirs of Murray Francis Vaughn, Deceased, and the Defendants, Fibreboard Corporation, Eagle-Picher Industries, Inc., Pittsburgh-Corning Corporation, Celotex Corporation, GAF Corporation, Armstrong Cork Company, Standard Asbestos Manufacturing & Insulating Company, Nicholet Industries, Inc., Keene Corporation, Combustion Engineering, Inc., Owens-Illinois, Inc., Ryder Industries, Inc., Forty-Eight Insulation, Inc., Raymark Industries, Inc., Aeroquip Corporation, Flintkote Company, Rock Wool Manufacturing, Libbey-Owens Ford Company, that the above entitled action be dismissed with prejudice as against the following Defendants, and none others: Fibreboard Corporation, Eagle-Picher Industries, Inc., Pittsburgh-Corning Corporation, Celotex Corporation, GAF Corporation, Armstrong Cork Company, Standard Asbestos Manufacturing & Insulating Company, Nicholet Industries, Inc., Keene Corporation, Combustion Engineering, Inc., Owens-Illinois, Inc., Forty-Eight Insulation, Inc., Raymark Industries, Inc., Aeroquip Corporation, Flintkote Company, Rock Wool Manufacturing, Libbey-Owens Ford Company, only, with prejudice

LAW OFFICES

UNGERMAN,
CONNER &
LITTLE

MIDWAY BLDG.
2727 EAST 21 ST.
SUITE 400

P. O. BOX 2099
TULSA, OKLAHOMA
74101

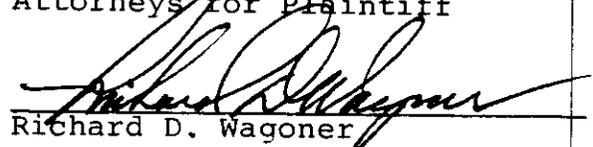
to the rights to the bringing of a future action.

Dated this 3rd day of August, 1983.



Mark H. Iola

Ungerma, Conner & Little
P. O. Box 2099
Tulsa, Oklahoma 74101
(918) 745-0101
Attorneys for Plaintiff



Richard D. Wagoner

616 South Main, Suite 205
Tulsa, Oklahoma 74119
Attorney representing all
of the above named Defendants

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG - 5 1983

Jack C. Silver, Clerk
U. S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 ROBERT D. WALLACE,)
)
 Defendant.)

CIVIL ACTION NO. 83-C-108-E

AGREED JUDGMENT

This matter comes on for consideration this 5th day of August, 1983, the Plaintiff appearing by Frank Keating, United States Attorney for the Northern District of Oklahoma, through Philard L. Rounds, Jr., Assistant United States Attorney, and the Defendant, Robert D. Wallace, appearing pro se.

The Court, being fully advised and having examined the file herein, finds that the Defendant, Robert D. Wallace, was personally served with Summons and Complaint on August 2, 1983. The Defendant has not filed his Answer but in lieu thereof has agreed that he is indebted to the Plaintiff in the amount alleged in the Complaint and that Judgment may accordingly be entered against him in the amount of \$912.00, plus interest at the legal rate from the date of this Judgment until paid.

IT IS THEREFORE, ORDERED, ADJUDGED, AND DECREED that the Plaintiff have and recover Judgment against the Defendant,

Robert D. Wallace, in the amount of \$912.00, plus costs and interest at the legal rate from the date of this Judgment until paid.

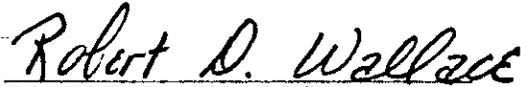
H. Hale Cook for S/ JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

APPROVED:

UNITED STATES OF AMERICA

FRANK KEATING
United States Attorney


PHILARD W. RECORDS, JR.
Assistant U.S. Attorney


ROBERT D. WALLACE

FILED

AUG - 5 1983

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

JACK C. SIBEL, CLERK
U. S. DISTRICT COURT

TRIPLE M DRILLING COMPANY, INC.,)
)
Plaintiff,)
)
vs.)
)
TRADERS OIL, INC.,) No. 82-C-686-E
)
Defendant.)
)

JOURNAL ENTRY OF JUDGMENT

Now on this 25th day of July, 1983 the above styled cause of action came on regularly for trial. Plaintiff being represented by its Attorneys, GILDER & GILDER; defendant being represented by its Attorney, WESLEY R. THOMPSON. At the conclusion of the evidence the parties rested; thereupon parties entered into the following stipulations and agreements regarding settlement.

That defendant would confess Judgment in the sum of \$13,500.00 for full, final and complete settlement of the above styled case. Said sum to represent all sums due plaintiff covering costs; interest; attorney fees; expenses and any other charges whatsoever regarding this litigation or the cause of action herein. There are no other claims between the parties.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that plaintiff be and it is hereby granted Judgment against

defendant in the sum of \$13,500.00 as full, final and complete Judgment in the above styled cause.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that said sum be paid within fourteen (14) days from this date and the Journal Entry herein and the Release and Satisfaction of Judgment be filed no later than twenty (20) days from this date.


JUDGE OF THE DISTRICT COURT
for S/ JAMES O. ELLISON

APPROVED:


GILDER & GILDER
Attorney for Plaintiff


WESLEY R. THOMPSON
Attorney for Defendant

(Traders-WORKS)

Entered

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED
AUG -5 1983

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 v.)
)
 LARRY W. TERRY; LORA J. TERRY;)
 TULSA ADJUSTMENT BUREAU, INC.;)
 CHEMICAL PRODUCTS, INC.;)
 GENERAL CREDIT CO.; COUNTY)
 TREASURER, Tulsa County,)
 Oklahoma; BOARD OF COUNTY)
 COMMISSIONERS, Tulsa County,)
 Oklahoma,)
)
 Defendants.)

JACK O. SILVER, CLERK
U.S. DISTRICT COURT

CIVIL ACTION NO. 82-C-1110-B

JUDGMENT OF FORECLOSURE

THIS MATTER COMES on for consideration this 5th day
of August, 1983. The Plaintiff appearing by Frank
Keating, United States Attorney for the Northern District of
Oklahoma, through Philard L. Rounds, Jr., Assistant United States
Attorney; the defendant Board of County Commissioners, Tulsa
County, Oklahoma, and defendant County Treasurer, Tulsa County,
Oklahoma, by David Carpenter, Assistant District Attorney, Tulsa
County, Oklahoma; the Defendant Chemical Products, Inc., by its
attorney Gregory A. Guerrero; and the defendants Larry W. Terry
and Lora J. Terry, Tulsa Adjustment Bureau, Inc. and General
Credit Co., appearing not.

The Court being fully advised and having examined the
file herein finds that defendants Board of County Commissioners,
Tulsa County, Oklahoma, County Treasurer, Tulsa County, Oklahoma,
and Chemical Products, Inc., were served with Summons and
Complaint on November 24, 1982; that the defendant Tulsa

Adjustment Bureau, Inc. was served with Summons and Complaint on November 30, 1982; that the defendants Larry W. Terry and Lora J. Terry were served with Summons and Complaint on January 5, 1983; that the defendant General Credit Co., was served with Summons and Amended Complaint on April 15, 1983.

It appears that the defendant Chemical Products, Inc., filed its Answer and Cross-Claim on December 27, 1982; and that the defendants Board of County Commissioners and County Treasurer, Tulsa County, Oklahoma, filed their Answers March 2, 1983; and that Tulsa Adjustment Bureau filed its Disclaimer December 7, 1982; and that, General Credit Co., filed its Disclaimer July 6, 1983; and that Larry W. Terry and Lora J. Terry have failed to Answer and their default has been entered by the Clerk of this Court on July 11, 1983.

The Court further finds that this is a suit based upon a certain promissory note and for foreclosure of a real estate mortgage securing said promissory note upon the following described real property located in Tulsa County, Oklahoma, within the Northern Judicial District of Oklahoma:

Lot Nine (9), Block Three (3), SUBURBAN ACRES
FOURTH ADDITION to the City of Tulsa, County
of Tulsa, State of Oklahoma, according to the
recorded plat thereof.

That on September 20, 1978, Larry W. Terry and Lora J. Terry executed and delivered to the United States of America, acting through the Administrator of Veterans Affairs, their Promissory Note in the amount of \$13,700.00, payable in monthly installments, with interest thereon at the rate of nine and one-half (9½) percent per annum.

That as security for the payment of the above-described note, Larry W. Terry and Lora J. Terry executed and delivered to the United States of America a Real Estate Mortgage dated September 20, 1978, covering the described property.

The Court further finds that defendants Larry W. Terry and Lora J. Terry made default under the terms of the aforesaid promissory note by reason of their failure to make the monthly installments due thereon, which default has continued and that by reason thereof the above-named defendants are indebted to the Plaintiff in the sum of \$13,690.38 as unpaid principal, plus interest at nine and one-half (9½) percent as of November 1, 1981, plus interest accruing thereafter until paid, plus the costs of this action accrued and accruing.

That Chemical Products, Inc., has a judgment lien against the property which is the subject matter of the above-styled and numbered action, by reason of a money judgment obtained against the defendants, Larry W. Terry and Lora J. Terry in the District Court of Tulsa County, Oklahoma, in Case No. CSJ-82-269. Said judgment was rendered on the 23rd day of February, 1982, filed in the office of the Court Clerk on February 23, 1982, and filed in the office of the County Clerk for Tulsa County on February 23, 1982, in the principal amount of \$3,215.52, with interest thereon as described therein, and all costs of that action.

That there remains due and owing on the aforesaid judgment of Chemical Products, Inc., the principal amount of \$3,015.52 with interest thereon at the rate of eighteen percent

(18%) per annum from August 1, 1982, until paid, and that the aforesaid amount of the judgment remains wholly unsatisfied.

That the County Treasurer, Tulsa County, Oklahoma and the Board of County Commissioners, Tulsa County, have a lien on the property which is the subject matter of the above-styled action by virtue of ad valorem taxes in the amount of \$ - 0 -. Said lien being superior to the interests of plaintiff, United States of America and defendant Chemical Products, Inc.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Plaintiff have and recover judgment against the Defendants Larry W. Terry and Lora J. Terry in the amount of \$13,690.38, plus interest at nine and one-half (9½) percent per annum as of November 1, 1981, until paid, plus costs of the action accrued and accruing.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the defendant Chemical Products, Inc., have and recover judgment against Larry W. Terry and Lora J. Terry in the principal amount of \$3,015.52, with interest thereon at eighteen (18) percent from August 1, 1982, until paid, plus costs of the action accrued and accruing.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the defendant County Treasurer, Tulsa County, Oklahoma, have and recover judgment in the amount of \$ - 0 -., plus costs of this action.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that upon the failure of the previously named defendants to satisfy the money judgment of the plaintiff herein, an Order of Sale shall be

issued to the United States Marshal for the Northern District of Oklahoma, commanding him to advertise and sell with appraisement the real property herein, and apply the proceeds thereof as follows:

First:

In payment of the costs of this action, accrued and accruing, incurred by the Plaintiff, including the costs of sale of said real property;

Second:

In payment to the County Treasurer, Tulsa County, Oklahoma, the amount of \$ - 0 -, property taxes which are presently due and owing on said real property;

Third:

In payment of the judgment rendered herein in favor of plaintiff;

Fourth:

In payment of the judgment rendered herein in favor of the defendant, Chemical Products, Inc.

The surplus from said sale, if any, shall be deposited with the Clerk of the Court to await further order of the Court.

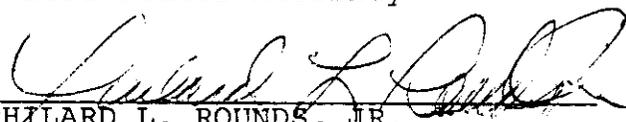
IT IS FURTHER ORDERED, ADJUDGED, AND DECREED, that from and after the sale of the above-described real property, under and by virtue of this judgment and decree, the defendants and all persons claiming under them since the filing of the Complaint herein, be and they are forever barred and foreclosed of any

right, title, interest, or claim in or to the subject real personal property or any part thereof.

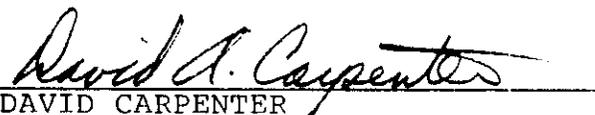

UNITED STATES DISTRICT JUDGE

APPROVED:

FRANK KEATING
United States Attorney


PHILARD L. ROUNDS, JR.
Assistant United States Attorney


GREGORY A. GUERRERO
Attorney for Defendant
Chemical Products, Inc.


DAVID CARPENTER
Assistant District Attorney,
Tulsa County, Oklahoma, for
County Treasurer, Tulsa County,
Oklahoma

FILED

AUG -5 1983

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA JACK C. SILVER, CLERK
U.S. DISTRICT COURT

MICHAEL R. McMAHAN and)
STEVE E. McMAHAN,)

Petitioners,)

v.)

No. 81-C-511-E

DONALD WYRICK and THE)
ATTORNEY GENERAL OF THE)
STATE OF MISSOURI,)

Respondents.)

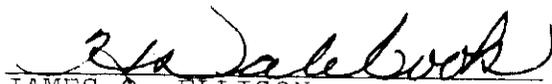
O R D E R

The Court has for consideration the Findings and Recommendations of the Magistrate filed on July 21, 1983 in which the Magistrate recommends that the Petition for Writ of Habeas Corpus be denied. No exceptions or objections have been filed and the time for filing such exceptions or objections has expired.

After careful consideration of the record and the issues presented by the Petition for Writ of Habeas Corpus, the Court has concluded that the Findings and Recommendations of the Magistrate should be and hereby are affirmed and adopted as the Findings and Conclusions of this Court.

Therefore, the Petition for Writ of Habeas Corpus is denied.

It is so Ordered this 5th day of July, 1983.


JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

FILED

AUG -5 1983

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 RONALD NORMORE,)
)
 Defendant.)

CIVIL ACTION NO. 82-C-867-C

AGREED JUDGMENT

This matter comes on for consideration this 30 day
of JULY, 1983, the Plaintiff appearing by Frank Keating,
United States Attorney for the Northern District of Oklahoma,
through Nancy A. Nesbitt, Assistant United States Attorney, and
the Defendant, Ronald Normore, appearing pro se.

The Court, being fully advised and having examined the
file herein, finds that the Defendant, Ronald Normore, was served
with Summons and Complaint on July 13, 1983. The Defendant has
not filed his Answer but in lieu thereof has agreed that he is
indebted to the Plaintiff in the amount alleged in the Complaint
and that Judgment may accordingly be entered against him in the
amount of \$369.17, plus interest at the legal rate from the date
of this Judgment until paid.

IT IS THEREFORE, ORDERED, ADJUDGED, AND DECREED that
the Plaintiff have and recover Judgment against the Defendant,

Ronald Normore, in the amount of \$369.17, plus costs and interest at the legal rate from the date of this Judgment until paid.

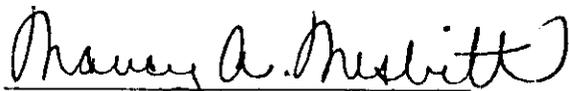
s/H. DALE COOK

UNITED STATES DISTRICT JUDGE

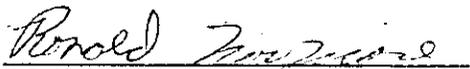
APPROVED:

UNITED STATES OF AMERICA

FRANK KEATING
United States Attorney



NANCY A. NESBITT
Assistant U.S. Attorney



RONALD NORMORE

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

FILED
AUG -5 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

MICHAEL YOUNG,)
a/k/a LEANDER CLARK,)
)
Plaintiff,)
)
vs.) No. 83-C-466-C
)
TIM WEST, et al.,)
)
Defendants.)

O R D E R

Now before the Court for its consideration, sua sponte, is the petition of Michael Leon Young, a state prisoner confined to Connors Correctional Center, Hominy, Oklahoma. Young attacks both the validity of a New York State detainer filed on September 14, 1982 based on violation of parole by petitioner and the effect of the detainer on his conditions of confinement in the Oklahoma State penal facilities. Petitioner appears to allege that the detainer is invalid under the Interstate Agreement on Detainers since under that Agreement, detainers may not be predicated on parole violations. In addition, petitioner alleges that the detainer has been used unconstitutionally to deny him a lower security rating which would open the opportunity for "rehab" training and a work release program.

Insofar as petitioner seeks to challenge the validity of the New York detainer, he must file his petition in the federal district court for the district wherein the charge is pending,

providing he has properly exhausted state court remedies there. Baily v. Ciccone, 379 F.Supp. 552 (W.D.Missouri, 1974). See also Norris v. State of Georgia, 522 F.2d 1006 (4th Cir. 1975); Wingo v. Ciccone, 507 F.2d 354 (8th Cir. 1974).

The exhaustion doctrine requires that a petitioner first present his claims to the state courts. 28 U.S.C. §2254(b). Picard v. Connor, 404 U.S. 270, 92 S.Ct. 509, 30 L.Ed.2d 438 (1971); Gurule v. Turner, 461 F.2d 1083 (10th Cir. 1972); McInnes v. Anderson, 366 F.Supp. 983 (E.D.Okla. 1973). The petition herein indicates that the petitioner has failed to present the contentions listed in this Writ to the Oklahoma Courts and therefore has failed to exhaust his state court remedies. This Court must dismiss this claim for failure to exhaust the remedies available in the Oklahoma Courts.

However, even if petitioner had exhausted his state court remedies, to the extent that petitioner wishes to attack the validity of the detainer based on Title 18 U.S.C. §3182, it should be noted that, contrary to his contentions, a parole violation is an extraditable offense. Brewer v. Goff, 138 F.2d 710 (10th Cir. 1943).

To the extent that petitioner relies on the Interstate Agreement on Detainers Act, his reliance is misplaced, since by its terms the Act applies only to a detainer the basis of which is an untried indictment, information, or complaint. Here there is no untried indictment, information, or complaint, but rather a parole violator's warrant. Sable v. State of Ohio, 439 F.Supp. 905 (W.D.Okla. 1977); Hernandez v. U.S. et al., 527 F.Supp. 83 (W.D.Okla. 1981).

It is well-settled that petitioner may challenge the effects suffered by him in his confinement with this judicial district by habeas corpus petition in this Court. Bedwell v. Harris, 451 F.2d 122 (10th Cir. 1971). However, petitioner's complaint about the effect of the detainer upon his present conditions of confinement is without merit. It is a basic rule that the control and management of prisons lies within the sound discretion of the responsible agency, and federal courts will not intervene in the absence of deprivations representing constitutional abuses. Jefferson v. Douglas, 493 F.Supp. 13 (D.C.Okla. 1979); Wiggins v. Anderson, 386 F.Supp. 369 (D.C.Okla. 1974). The fact that petitioner may be denied a lower security rating and therefore be denied "rehab" training or involvement in work release program does not entitle petitioner to relief. These programs are privileges, not rights, and therefore the denial of these privileges do not involve constitutional rights. Furthermore, there is nothing arbitrary in the denial of these privileges to one who has violated parole. Carson v. Executive Director, Department of Parole, 292 F.2d 468 (10th Cir. 1961).

Therefore, petitioner's Writ of Habeas Corpus attacking a State detainer should be and hereby is dismissed for failure to exhaust state remedies.

It is so Ordered this 5th ^{August} day of July, 1983.


H. DALE COOK
Chief Judge, U. S. District Court

FILED

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

AUG -5 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

KENNETH McCLELLAN,)	
)	
Plaintiff,)	
)	
vs.	)	No. 82-C-1128
)	
AMERICAN HOIST AND DERRICK CO.,)	
and THE CROSBY GROUP,)	
)	
Defendants.)	

J U D G M E N T

This action came on before the Court on defendants' motion for summary judgment and the issues having been duly considered and a decision having been duly rendered,

It is Ordered and Adjudged that the plaintiff Kenneth McClellan take nothing, that the action be dismissed with prejudice, and that the defendants American Hoist & Derrick Company and the Crosby Group recover of the plaintiff Kenneth McClellan their costs of action.

It is so Ordered this 5th day of August, 1983.



 H. DALE COOK
 Chief Judge, U. S. District Court

Plaintiff have judgment against Defendant in the amount of
\$26,064.50, together with interest at the rate of ~~25%~~^{10.25%} per annum
from date of judgment, and Plaintiff's costs herein.

Dated August 5, 1983.

John J. Dalebrook
UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

Thomas M. Bingham
THOMAS M. BINGHAM
Attorney for Plaintiff

Stephen C. Wilkerson
STEPHEN C. WILKERSON
Attorney for Defendant

Entered

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

AUG -4 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

ROY HENRY NEAFUS and MILDRED)
JANE NEAFUS, individually and)
as husband and wife,)

Plaintiffs,)

vs.)

No. 83-C-13-B

BURLINGTON-NORTHERN RAILWAY)
COMPANY, INC., a foreign)
corporation,)

Defendant.)

O R D E R

NOW, on this ^{Aug} 3rd day of ~~July~~, 1983, there came on for consideration before the undersigned Judge of the United States District Court for the Northern District of Oklahoma, stipulation of the parties hereto of dismissal, parties hereto having advised the Court that all disputes between the parties have been settled.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the above styled cause be and the same is hereby dismissed with prejudice to the right of the plaintiff to bring any future action arising from said cause of action.

S/ THOMAS R. BRETT

UNITED STATES DISTRICT COURT JUDGE

Entered

FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA
AUG -4 1983
JACK C. SILVER, CLERK
U.S. DISTRICT COURT

ALAN E. IRBY,
Plaintiff,
vs.
FOX VLIET DRUG COMPANY,
Defendant,
vs.
MID-AMERICA CHEMICAL, INC.,
Third Party Defendant,
vs.
ADVANCED CHEMICAL DISTRIBUTION, INC.,
Additional Third Party Defendant.

NO. No. 82-C-666-B

C R D E R

Upon the application of the plaintiff and for good cause shown, this action is dismissed with prejudice.

DATED this 3rd day of August, 1983.

S/ THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

- Entered

FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA
AUG -4 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

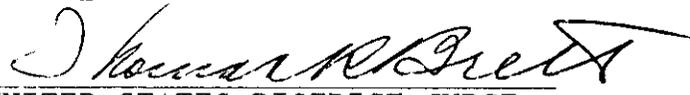
RESOURCE GROUP INDUSTRIES, INC.,)
)
Plaintiff,)
)
vs.)
)
DEXEL SYSTEMS CORPORATION,)
A Delaware corporation;)
PREM BHANDARI, an individual;)
and JAMES HOOKER, an individual,)
)
Defendants.)

No. 81-C-160-B

ORDER

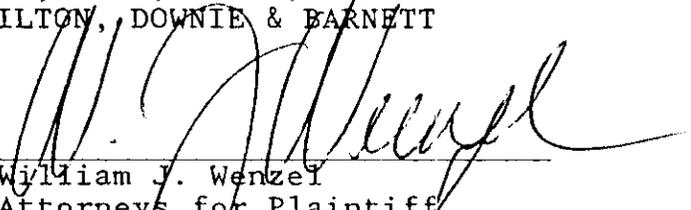
This action comes before the Court upon the Joint Stipulation of Dismissal With Prejudice. For good cause shown, IT IS HEREBY ORDERED, ADJUDGED AND DECREED by the Court that each of the claims and counterclaims asserted herein between or among the parties is hereby dismissed with prejudice.

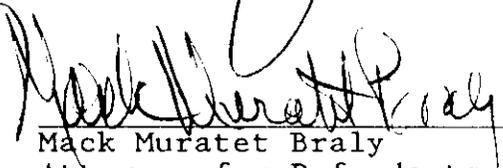
DONE this 4 day of Aug, 1983.


UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:

SNEED, LANG, ADAMS,
HAMILTON, DOWNIE & BARNETT

By 
William J. Wenzel
Attorneys for Plaintiff


Mack Muratet Braly
Attorney for Defendants

FILED

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

AUG -4 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

B. F. GOODRICH COMPANY,)
)
 Plaintiff,)
)
 vs.)
)
 THE GRAND RIVER DAM AUTHORITY,)
)
 Defendant,)
)
 vs.)
)
 AIR PRODUCTS & CHEMICALS, INC.,)
 et al.,)
)
 Additional Third Party)
 Defendants & Intervenors.)

No. 80-C-522-C

O R D E R

Now before the Court for its consideration is the motion of the Intervenor and Third-Party Defendant, Consumers' Electric Cooperative for summary judgment, filed on July 20, 1983. The Court has no record of a response to this motion from plaintiff or any other party in this case.

Rule 14(a) of the Local Rules of the United States District Court for the Northern District of Oklahoma provides:

(a) Briefs. Each motion, application and objection filed shall set out the specific point or points upon which the motion is brought and shall be accompanied by a concise brief. Memoranda in opposition to such motion and objection shall be filed within ten (10) days after the filing of the motion or objection, and any reply memoranda shall be filed within ten (10) days thereafter. Failure to comply with this paragraph will constitute waiver of objection

- by the party not complying, and such failure to comply will constitute a confession of the matters raised by such pleadings.

Therefore, since no response has been received within 15 days after filing of the Motion for Summary Judgment herein, in accordance with Rule 14(a) the failure to comply constitutes a confession of the Motion.

It is the Order of the Court that the motion of Consumers' Electric Cooperative for Summary Judgment in its favor is sustained as against defendant Grand River Dam Authority.

It is so Ordered this 4th day of August, 1983.



H. DALE COOK
Chief Judge, U. S. District Court

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

FILED

AUG -4 1983

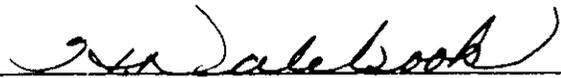
JACK C. SILVER, CLERK
U.S. DISTRICT COURT

B. F. GOODRICH COMPANY,)
)
 Plaintiff,)
)
 vs.) No. 80-C-522-C
)
 THE GRAND RIVER DAM AUTHORITY,)
)
 Defendant,)
)
 vs.)
)
 AIR PRODUCTS & CHEMICALS, INC.,)
 et al.,)
)
 Additional Third Party)
 Defendants & Intervenors.)

J U D G M E N T

In accordance with the Order filed simultaneously herein, judgment should be and is hereby entered in favor of intervenor and third-party defendant Consumers' Electric Cooperative as against defendant Grand River Dam Authority for \$24,157.26.

It is so Ordered this 4th day of August, 1983.



H. DALE COOK
Chief Judge, U. S. District Court

Entered

FILED

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

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

ALAN E. IRBY,)
)
Plaintiff,)
)
vs.)
)
FOX VLIET DRUG COMPANY,)
)
Defendant,)
)
vs.)
)
MID-AMERICA CHEMICAL, INC.,)
)
Third Party Defendant,)
)
vs.)
)
ADVANCED CHEMICAL DISTRIBUTION, INC.,)
)
Additional Third Party)
Defendant.)

NO. No. 82-C-666-B

O R D E R

Upon the applications of Fox Vliet Drug Company, defendant, and Mid-America Chemical, Inc., third party defendant, and for good cause shown, Fox Vliet Drug Company's Third Party Petition and Cause of Action against Mid-America Chemical, Inc., third party defendant, is dismissed with prejudice, and Mid-America Chemical's, Inc., Third Party Complaint against additional third party defendant, Advanced Chemical Distribution, Inc., is dismissed with prejudice.

DATED this _____ day of August, 1983.

S/ THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

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

FILED

AUG -4 1983 A

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

W.A. PARKS,)
)
 Plaintiff,)
)
 v.)
)
 UNITED STATES OF AMERICA,)
)
 Defendant.)

Civil Action No.
80-C-503-F ✓

JOINT STIPULATION OF DISMISSAL

The parties, through the undersigned counsel, hereby stipulate to voluntarily dismissal of the above-captioned matter with prejudice pursuant to Rule 41(a) of the Federal Rules of Civil Procedure.

Respectfully submitted,

J. PAUL McGRATH
Assistant Attorney General

FRANCIS A. KEATING, II
United States Attorney

JEFFREY AXELRAD
Director, Torts Branch


MITCHELL LEE
Stipe, Gossett, Stipe,
Harper & Estes
P.O. Box 52567
Oklahoma City, OK 93157
(405) 524-2268


KAREN M. SHICHMAN
Trial Attorney, Torts Branch
Civil Division
U.S. Department of Justice
Benjamin Franklin Station
Post Office Box 888
Washington, D.C. 20044
Tel: (202) 724-6751

Attorneys for the
UNITED STATES OF AMERICA

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

FILED
AUG -3 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

HERZFELD & STERN,
a partnership,

Plaintiff,

vs.

ALBERT J. BLAIR, JR.,

Defendant.

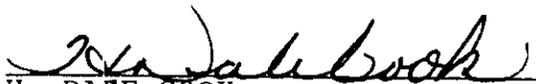
No. 81-C-887-C

J U D G M E N T

This action came on for trial before the Court and the issues having been duly tried and a decision having been duly rendered,

IT IS ORDERED AND ADJUDGED that the plaintiff Herzfeld & Stern recover of the defendant Albert J. Blair, Jr. the sum of \$49,115.69 with interest thereon at the rate of 6 percent per annum from September 21, 1981 until the date of this Judgment, all with interest thereafter at the rate of 10.25 percent as provided by law, and its costs of action.

It is so Ordered this third day of August, 1983.


H. DALE COOK
Chief Judge, U. S. District Court

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

8-3-83

SHELTER AMERICA CORPORATION,)
))
) Plaintiff,))
))
vs.))
))
KENNETH L. HAYS, and))
JOAN C. HAYS,))
))
) Defendants.)

U. S. DISTRICT COURT

Case No. 83-C-491-E

JUDGMENT OF DEFAULT

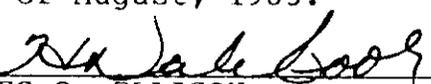
This cause coming for hearing before the undersigned Judge upon Plaintiff's Motion for Default Judgment against Defendants, Kenneth L. Hays and Joan C. Hays, pursuant to Rule 55 (b) (2) of the Federal Rules Civil Procedure, and it appearing to the Court that the Complaint in the above cause was filed on the 7th day of June, 1983, and that Summons and Complaint were duly served on Defendants on June 10, 1983, and that no answer or other defense has been filed by said Defendants, and that a default was entered by the Clerk on the 21st day of July, 1983, and that no proceeding has been taken by said Defendants, Kenneth L. Hays and Joan C. Hays, since default was entered by the Clerk.

The Court having examined the file, reviewed the Motion, Affidavit and Brief filed by Plaintiff, and having considered the affidavit of Plaintiff's counsel as to the attorney fees incurred by Plaintiff in this matter, and being fully advised finds and

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. This Court has jurisdiction over the parties and the subject matter of this action pursuant to 28 U.S.C. § 1332.
2. That default judgment is hereby entered against Defendants, Kenneth L. Hays and Joan C. Hays, and in favor of Plaintiff for Possession of the following described personal property, to-wit: One (1) 1981 Champion Mobile Home, Serial No. 2011212167.
3. In the event possession cannot be had within thirty (30) days of this date, the Court retains jurisdiction to reopen the case and consider alternative relief.
4. In the event possession is obtained within thirty (30) days of this date, this Court reserves, until after sale proceedings, the right of Plaintiff to be awarded a deficiency judgment with interest thereon as provided by the Contract and by 12A O.S. § 9-504.
5. Plaintiff have further judgment against Defendants for a reasonable attorney fee in the amount of Four Hundred Fifty (\$450.00) Dollars.
6. The Court further directs that Plaintiff is entitled to collection expenses and costs of this action.

MADE AND ENTERED this 3rd day of August, 1983.


JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

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

FILED
8-3-83

TWIN OAKS ENERGY, INC., an)
Oklahoma Corporation,)
)
Plaintiff,)
)
vs.)
)
WELDON REED, d/b/a WELDON)
REED COMPANY,)
)
Defendant.)

No. 83-C-132-E

O R D E R

NOW on this 3rd day of August, 1983, comes on for hearing Defendant's motion to dismiss and the Court being fully advised in the premises finds as follows:

Defendant's motion is based upon the fact that the contract between the parties lists Harris County, Texas as the choice of venue agreed upon by the parties.

Plaintiff responds that if the Court finds that contract clause to be enforceable the case should be transferred rather than dismissed. The Court finds no reason to hold the contract clause unenforceable.

Under the standards set forth by the Supreme Court on this issue, this Court hereby orders this case transferred to the District Court for the Southern District of the State of Texas, Houston Division.

for 
JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

FILED

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

U. S. DISTRICT COURT

MISSOURI PACIFIC RAILROAD COMPANY,)
)
 Plaintiff,)
)
 vs.)
)
 GARNEY COMPANY, INC.,)
 TRANSPORTATION SYSTEMS, INC.,)
 and PRICE BROTHERS COMPANY,)
)
 Defendants.)

No. 82-C-343-E

ORDER OF DISMISSAL WITH PREJUDICE

Now on this 3rd day of August, the above styled and numbered cause comes on for hearing upon the Joint Stipulation for Dismissal with Prejudice filed herein by the plaintiff and the defendants Price Brothers Company and Garney Company, Inc. The Court finds that all matters in controversy between the parties have now been settled and compromised and that the above styled and numbered cause of action should be dismissed.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the above styled and numbered cause of action be, and the same is hereby, dismissed with prejudice as to future filing.

s/H. DALE COOK

UNITED STATES DISTRICT JUDGE

fsk JAMES O. ELLISON

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

FILED

AUG -3 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

HARRY C. GILLESPIE,)
)
Plaintiff,)
)
vs.) No. 82-C-1141C
)
ISHAVERBHAI PATEL and)
SAVITABEN ISHAVERBHAI PATEL,)
d/b/a RIO MOTEL,)
)
Defendants.)

O R D E R

Upon the Joint Application and Stipulation of the plaintiff and defendants and each of them to dismiss the complaint herein and for good cause shown, the Court finds that:

1. The plaintiff's complaint filed herein should be dismissed by stipulation pursuant to the provisions of Rule 41 (a) (1) (2) of the Federal Rules of Civil Procedure;

2. That said dismissal is with prejudice and does operate as an adjudication upon the merits of the causes of action contained in said complaint and that each party is responsible for its own attorneys fees and costs incurred herein.

IT IS THEREFORE, ORDERED BY THE COURT that the above styled and captioned cause should be and the same is dismissed with prejudice and that the parties herein are responsible for the payment of their own attorneys fees and costs incurred.

s/H. DALE COOK

UNITED STATES DISTRICT JUDGE

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

FILED

AUG -2 1983

EUGENE DILLARD HODGES
and MINNIE HODGES,

Plaintiffs,

v.

TULSA ADJUSTMENT BUREAU, INC.,
et al.,

Defendants.

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

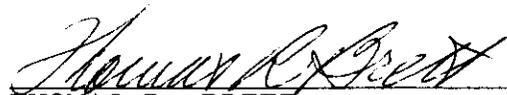
No. 82-C-963-B

DISMISSAL

ON this 2nd day of August, 1983, the Plaintiffs and Defendants, by and through their respective counsels, are present for a status conference with the Court, whereupon Plaintiffs' counsel requests that their cause of action be dismissed. Counsel for the Defendants thereupon request that the Court dismiss the cause of action with prejudice and costs expended to be paid by the party for whom the costs were incurred.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by this Court that this case be dismissed with prejudice and the costs of the action be paid by the party for whom the costs were incurred.

ENTERED this 2nd day of August, 1983.



THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

Entered

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

AUG -2 1983

UNION INVESTMENTS, INC.,
a Utah corporation,

Plaintiff,

v.

C.J. SHARP, GEORGE SHARP,
and SHARP FINANCE CORPORATION,
an Oklahoma corporation,

Defendants.

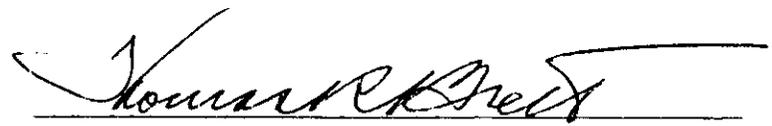
JACK C. SILVER, CLERK
U.S. DISTRICT COURT

No. 82-C-845-BT

J U D G M E N T

In accordance with the Court's order entered August 2, 1983,
which sustained the motion for summary judgment of defendant C.J.
Sharp, judgment is hereby entered in favor of defendant C.J. Sharp
and against plaintiff Union Investments, Inc.

ENTERED this 2nd day of August, 1983.



THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

FILED

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

AUG -2 1983 A

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

ST. PAUL INSURANCE COMPANY,)
a Texas corporation,)
)
Plaintiff,)
)
vs.)
)
ABRAHAM DEVELOPMENT, INC.)
ABRAHAM CONSTRUCTION COMPANY,)
TIM ABRAHAM and JAMES E.)
RYBURN, JR.,)
Defendants.)

No. 83-C-267-C ✓

JOURNAL ENTRY OF JUDGMENT

The Court has before it the Stipulation for Entry of Judgment requesting that this Court enter judgment in the above styled and numbered action in favor of the Plaintiff and against the Defendants, with each party to bear its own costs and attorney's fees.

The Court has reviewed said Stipulation for Entry of Judgment, finds that said terms and conditions stated therein are fair, reasonable, and equitable, and that said Stipulation has been approved by counsel of record for all parties hereto. The Court hereby adopts and incorporates herein by reference as its findings of fact and conclusions of law, the Stipulation for Entry of Judgment, as if said Stipulation was set forth herein in full.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, by this Court that the Stipulation for Entry of Judgment should be and

is hereby accepted, approved, and made the Order and Judgment of this Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Plaintiff St. Paul Insurance Company does not now have, nor in the future will have, a duty to defend and/or indemnify Abraham Development, Inc., Abraham Construction Company, and/or Tim Abraham in any manner whatsoever relating to any and all claims, damages, allegations, and demand, directly or indirectly, arising out of Case No. CT-82-24, Tulsa County, Oklahoma (the State Court action).

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED by this Court that Judgment should be and is hereby entered in favor of the Plaintiff St. Paul Insurance Company and against the Defendants Abraham Development, Inc., Abraham Construction Co., Tim Abraham, and James E. Ryburn, Jr., and said defendants, and each of them, are barred, precluded, and foreclosed from asserting any claim, right, or demand in and to Policy No. 535TD0736 and/or Policy No. 535TX3907.

IT IS FURTHER ORDERED ADJUDGED AND DECREED that each party is to pay its own costs and attorney's fees incurred herein.

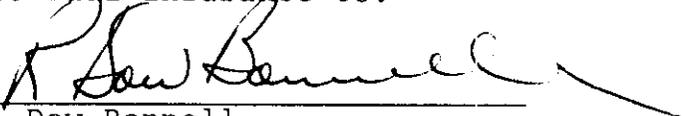
ENTERED this 2nd day of august, 1983.


UNITED STATES DISTRICT JUDGE

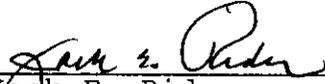
APPROVED:



Terence P. Brennan
Attorney for Plaintiff
St. Paul Insurance Co.



R. Dow Bonnell
Attorney for Defendants
Abraham Development, Inc.,
Abraham Construction Co., and
Tim Abraham



Jack E. Rider
Attorney for Defendant
James E. Ryburn, Jr.

FILED

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

AUG 2 - 1983

G. BOOKER SCHMIDT, INC.,
an Oklahoma professional
corporation,)

Plaintiff,)

vs.)

BILLY R. JONES, an individual;
and REFINERS & PRODUCERS
MARKETING, INC.,)
a Texas corporation,)

Defendants.)

No. 83-C-448-E

Silver
Stamps

ORDER OF DISMISSAL WITH PREJUDICE

This action comes before the Court on the Stipulation of Dismissal With Prejudice signed and executed by all parties herein. It appearing to the Court that the parties have agreed to the dismissal with prejudice of Plaintiff's Complaint and each and every cause of action and claim for relief set out therein against Defendants, Billy R. Jones and Refiners & Producers Marketing, Inc.

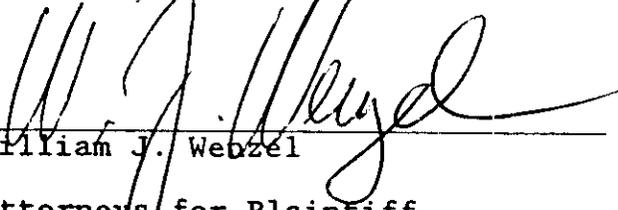
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the Complaint of Plaintiff, G. Booker Schmidt, Inc., with prejudice as against Defendants.

DONE this 2nd day of August, 1983.

W. DALE COOK
UNITED STATES DISTRICT JUDGE
JAMES O. ELLISON

APPROVED AS TO
FORM & CONTENT:

SNEED, LANG, ADAMS,
HAMILTON, DOWNIE & BARNETT



William J. Webzel

Attorneys for Plaintiff

HODGES, GRANT & KAUFMANN



Charles R. Kaufmann

Attorneys for Defendant

Entered

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

AUG -1 1983

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

SAM PERRYMAN,)
)
 Plaintiff,)
)
 v.)
)
 HINTEX LTD., an Oklahoma)
 corporation, and J.)
 CHRISTOPHER HASTINGS,)
)
 Defendants.)

NO. 82-C-1076-BT

DEFAULT JUDGMENT

On the 25th day of May, 1983, this matter came on for hearing on plaintiff's motion for default judgment against defendant, Hintex, Ltd. Appearing on behalf of the plaintiff was his attorney, James Clinton Garland. The defendant Hintex, Ltd. was not present or represented at the hearing.

The plaintiff presented its evidence to the Court and rested.

Pursuant to the evidence presented and being fully advised in the premises, the Court concluded default judgment should be entered against defendant Hintex, Ltd., in the amount of \$10,000.00 compensatory damages, \$10,000.00 punitive damages with prejudgment interest at a rate of 6 percent and postjudgment interest at a rate of 8.72 percent, plus the costs of the action.

IT IS THEREFORE ORDERED plaintiff Sam Perryman is granted default judgment against defendant Hintex, Ltd., in the amount of \$10,000.00 compensatory damages, \$10,000.00 punitive damages with prejudgment interest at a rate of 6 percent and postjudgment

interest at a rate of 8.72 percent, plus the costs of the action.

ENTERED this 1st day of August, 1983.

A handwritten signature in cursive script, reading "Thomas R. Brett", is written over a horizontal line.

THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

AUG -1 1983

FMC CORPORATION,)
)
 Plaintiff,)
)
 vs.)
)
 BOB L. ROYAL d/b/a ROYAL)
 HOLDING COMPANY, INC.,)
)
 Defendant.)

JACK C. SILVER, CLERK
U.S. DISTRICT COURT

No. 83-C-163-C

JUDGMENT

NOW on this 1st day of August, 1983, it is Ordered,
Adjudged and Decreed that the Plaintiff, FMC Corporation, shall
have and recover from the Defendant, Bob L. Royal, d/b/a Royal
Holding Company, Inc., a Judgment in the sum of \$400,000, a
reasonable attorney fee in the sum of \$2,000, and its costs in
execution of this Judgment.

151 H. Dale Cook
H. DALE COOK
JUDGE OF THE UNITED
STATES DISTRICT COURT
FOR THE NORTHERN
DISTRICT OF OKLAHOMA