

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

FILED

OCT 20 1986

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

TED WILLIAM FORD,  
Petitioner,  
v.  
JACK COWLEY, Warden,  
ATTORNEY GENERAL, State of  
Oklahoma,  
Respondents.

86-C-842-C

ORDER

Upon petitioner's application, it is Ordered that the petition for a writ of habeas corpus filed under this case number be and is hereby dismissed.

Dated this 20<sup>th</sup> day of October, 1986.

  
H. DALE COOK, CHIEF  
UNITED STATES DISTRICT JUDGE

*Entered*

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

FILED

OCT 20 1986

LAYN R. PHILLIPS, CLERK  
NORTHERN DISTRICT COURT

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 RICHARD C. STEPHENS, )  
 )  
 Defendant. )

CIVIL ACTION NO. 86-C-221-B

APPLICATION FOR  
ENTRY OF DEFAULT JUDGMENT

COMES NOW the Plaintiff by Layn R. Phillips, United States Attorney for the Northern District of Oklahoma, through Phil Pinnell, Assistant United States Attorney, and would show that Defendant, Richard C. Stephens, was served with Summons and Complaint on July 11, 1986. The time within which the Defendant could have answered or otherwise moved has expired and has not been extended. The Defendant, Richard C. Stephens, has not answered or otherwise moved and default has therefore been duly entered.

The Plaintiff, United States of America, would further show that the Defendant is indebted to it for the amounts shown in the accompanying Affidavit, and that Plaintiff is entitled to judgment in those amounts as a matter of law.

WHEREFORE, Plaintiff prays that the Court enter default judgment against the Defendant, Richard C. Stephens,

pursuant to Rule 55(b)(2) of the Rules of Civil Procedure for the amounts shown in the accompanying Affidavit, and the costs of this action.

UNITED STATES OF AMERICA

LAYN R. PHILLIPS  
United States Attorney

A handwritten signature in cursive script, appearing to read "Phil Pinnell".

PHIL PINNELL  
Assistant United States Attorney  
3600 United States Courthouse  
Tulsa, Oklahoma 74103  
(918) 581-7463

FILED

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

OCT 20 1986

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

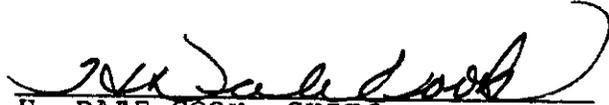
CHARLES ROBERT KILLINGSWORTH, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 THE HONORABLE JAMES R. JONES, )  
 )  
 Defendant. )

86-C-758-C

ORDER

Upon application of plaintiff, it is ordered that the civil rights complaint filed herein be and is hereby dismissed.

It is so ordered this 20 day of October 1986.

  
H. DALE COOK, CHIEF  
UNITED STATES DISTRICT JUDGE

FILED

OCT 20 1986

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

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

SERVICE DRILLING CO., )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 DELHI GAS PIPELINE CORPORATION )  
 AND TXO PRODUCTION CORP., and )  
 NATURAL GAS PIPELINE COMPANY )  
 OF AMERICA, )  
 )  
 Defendants. )

CIVIL ACTION  
NO. 85-C-47-E

ORDER OF DISMISSAL  
(With Prejudice)

Now on this 20<sup>th</sup> day of October, 1986, the Court  
being presented with the Joint Stipulation of Dismissal entered  
into between the plaintiff, Service Drilling Co. and the defendants,  
Delhi Gas Pipeline Corporation, TXO Production Corp., and Northern  
Gas Pipeline Company of America ("NGPL"), it is hereby ordered that:

1. This civil action and all claims for relief contained  
and alleged in the pleadings filed herein by the parties  
are dismissed, with prejudice;
2. Each of the parties shall bear and pay its own costs  
and attorneys fees incurred in this action.

So ordered.

S/ JAMES O. ELLISON

United States District Judge

*Entered*

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

**FILED**

OCT 17 1986

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

NATIONAL TUBULAR SYSTEMS, )  
INC., )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
PRECISION WORK HOLDING )  
EQUIPMENT, INC., )  
 )  
Defendant. )

85-C-1078-B

ADMINISTRATIVE CLOSING ORDER

The plaintiff having filed its petition in bankruptcy and these proceedings being stayed thereby, it is hereby ordered that the Clerk administratively terminate this action in his records, without prejudice to the rights of the parties to reopen the proceedings for good cause shown for the entry of any stipulation or order, or for any other purpose required to obtain a final determination of the litigation.

If, within sixty (60) days of a final adjudication of the bankruptcy proceedings, the parties have not reopened this matter for the purpose of obtaining a final determination herein, this action shall be deemed dismissed with prejudice.

IT IS SO ORDERED this 17 day of October, 1986.

*Thomas R. Brett*  
THOMAS R. BRETT  
UNITED STATES DISTRICT JUDGE

**FILED**

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

OCT 17 1986

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

WALTER LEON WILSON,  
Plaintiff,

v.

DETECTIVE FOLKS, Tulsa City  
Police Officer, COPORAL  
LATIMER, Tulsa City Police  
Officer,

Defendants.

85-C-1045-B

ORDER

On November 27, 1985, plaintiff was allowed to file this civil rights action in forma pauperis. At that time plaintiff was incarcerated at the Tulsa County Jail, Tulsa, Oklahoma. No further pleadings have been filed by plaintiff. The case was set for telephone status conference before the Magistrate on July 31, 1986. Such conference was stricken because the court could not locate plaintiff. Plaintiff's whereabouts being unknown, it is hereby ordered that this case be dismissed without prejudice.

It is so ordered this 17 day of October, 1986.

  
THOMAS R. BRETT  
UNITED STATES DISTRICT JUDGE



Entered

FILED  
OCT 17 1985

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

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

ANITA CARTER, special )  
administratrix of the Estates )  
of Wilma Ingram Marco and )  
Hartwell P. Ingram, )  
 )  
Plaintiff, )  
vs. )  
 )  
GYM RESOURCES, INC., et al., )  
 )  
Defendants. )

No. 85-C-96-C

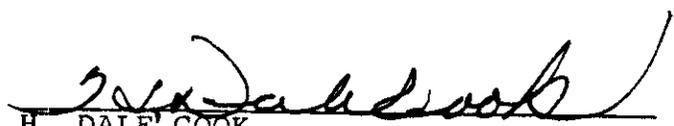
J U D G M E N T

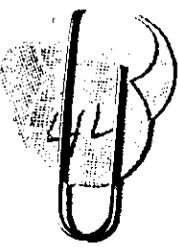
This matter came on before the Court on the Court's own motion to reconsider the Order of May 16, 1985, which denied defendant's motion for summary judgment. The issues having been duly reconsidered and a decision having been duly rendered in accordance with the Order filed simultaneously herein,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Order of May 16, 1985, is vacated.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that summary judgment is entered on behalf of defendants Gym Resources, Inc. and Dan Mordhorst as against plaintiffs on the second and fourth causes of action in the second amended complaint.

IT IS SO ORDERED this 17 day of October, 1986.

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



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

FILED  
OCT 17 1985 A

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

ANITA CARTER, special )  
administratrix of the Estates )  
of Wilma Ingram Marco and )  
Hartwell P. Ingram, )  
 )  
Plaintiff, )  
vs. )  
 )  
GYM RESOURCES, INC., et al., )  
 )  
Defendants. )

No. 85-C-96-C ✓

J U D G M E N T

This matter came on before the Court on the Court's own motion to reconsider the Order of May 16, 1985, which denied defendant's motion for summary judgment. The issues having been duly reconsidered and a decision having been duly rendered in accordance with the Order filed simultaneously herein,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the Order of May 16, 1985, is vacated.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that summary judgment is entered on behalf of defendants Gym Resources, Inc. and Dan Mordhorst as against plaintiffs on the second and fourth causes of action in the second amended complaint.

IT IS SO ORDERED this 17 day of October, 1986.

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

*Entered*

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

**FILED**

OCT 17 1986

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

86-C-353-B

BOBBY R. BROWN,	)
	)
Petitioner,	)
	)
v.	)
	)
TED WALLMAN, Warden, THE	)
ATTORNEY GENERAL OF THE	)
STATE OF OKLAHOMA,	)
	)
Respondents.	)

ORDER

Petitioner Bobby R. Brown's application for a writ of habeas corpus pursuant to 28 U.S.C. §2254 is now before the Court for determination. Petitioner was convicted of Obtaining Merchandise by a Bogus Check AFCF in Tulsa County District Court, Case No. CRF-82-3485. He was sentenced to six years' imprisonment.

Petitioner seeks federal habeas relief based on his assertion that, taking into account the various credits he has received, he has served his full sentence.

Title 28 U.S.C. §§2254(b) and (c) provide:

(b) An application for a writ of habeas corpus in behalf of a person in custody pursuant to the judgment of a State court shall not be granted unless it appears that the applicant has exhausted the remedies available in the courts of the State, or that there is either an absence of available State corrective process or the existence of circumstances rendering such process ineffective to protect the rights of the prisoner.

(c) An applicant shall not be deemed to have exhausted the remedies available in the courts of the State, within the meaning of this section, if he has the right under the law of the State to raise, by any available procedure, the question presented.

The record in this case reveals that petitioner has neither appealed his conviction nor applied for post-conviction relief pursuant to 22 O.S. §1080 et seq. As petitioner still has state remedies available, this court is precluded from considering the merits of his claim. See, Duckworth v. Serrano, 454 U.S. 1 (1981).

Additionally, respondents inform the court that petitioner's sentence was to expire no later than July 11, 1986. Petitioner may no longer be "in custody" for the purposes of §2254.

Based on the above, it is Ordered that petitioner's application for a writ of habeas corpus be and is hereby denied.

It is so Ordered this 17 day of October, 1986.

  
THOMAS R. BRETT  
UNITED STATES DISTRICT JUDGE

Entered

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

OCT 17 1986

JACK B. GIBSON, CLERK  
U.S. DISTRICT COURT

JAY NEIL WALTON, a minor child, )  
by and through his father and )  
next friend, DAVID N. WALTON; )  
and DAVID N. WALTON, individually, )  
Plaintiffs, )  
v. )  
EVANTECH, INC. and ATC REALTY )  
EIGHT, INC., )  
Defendants. )

No. 85-C-997-B ✓

O R D E R

This matter comes before the Court on the Plaintiffs' Objection to Findings and Recommendations of the Magistrate. On October 3, 1986, the United States Magistrate John Leo Wagner entered Findings and Recommendations that the defendants' Motion for Summary Judgment be granted. The Magistrate's Findings came after a review of the briefs, responses and oral arguments of counsel.

The Court has reviewed the Magistrate's Findings and Recommendations and the Plaintiffs' Brief in Opposition, and finds that the Magistrate's Findings and Recommendations correctly state the law and should be adopted.

The plaintiffs contend that the case of Sinclair Prairie Oil Company v. Smith, 186 Okla. 631, 99 P.2d 903 (1940) relied on by the Magistrate in his findings is distinguishable and should not have been used in deciding this case. This Court, however, finds the Sinclair case particularly appropriate to the instant lawsuit.

1/1

The Magistrate correctly cited the tests laid out in the Sinclair case and applied them to the facts of the instant case in determining that no attractive nuisance was present here. The Court recognizes that Sinclair remains good law in Oklahoma and finds it instructive that the court in Sinclair found no attractive nuisance was present even with facts more compelling than the instant case.

The Court finds that the Magistrate correctly applied the proper Oklahoma law in deciding this motion for summary judgment. A summary judgment is proper where no issue of genuine fact remains and the moving party is entitled to judgment as a matter of law. Bruce v. Martin-Marietta, 544 F.2d 442, 445 (10th Cir. 1976). Plaintiffs' Objection to Findings and Recommendations of the Magistrate is overruled.

IT IS SO ORDERED this 17<sup>th</sup>-day of October, 1986.

  
THOMAS R. BRETT  
UNITED STATES DISTRICT JUDGE

Entered

FILED

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

OCT 17 1985

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

ANITA CARTER, special )  
 administratrix of the Estates )  
 of Wilma Ingram Marco and )  
 Hartwell P. Ingram, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 GYM RESOURCES, INC., et al., )  
 )  
 Defendants. )

No. 85-C-96-C

ORDER

Now before the Court, sua sponte, for reconsideration is the order of this Court, entered May 16, 1985, which denied the motion of defendants Gym Resources, Inc. and Dan Mordhorst for summary judgment as to the second, third and fourth causes of action contained in plaintiffs' second amended complaint. By order of October 16, 1986, this Court dismissed, among others, the third cause of action. Only the second and fourth causes of action are before the Court for reconsideration here.

The gist of plaintiffs' allegations in the second and fourth causes of action of their complaint is that defendants breached fiduciary duties owed to plaintiffs in connection with the purchase transaction of the property at issue. Plaintiffs allege defendants owed fiduciary duties to them because the parties were "co-tenants" in the subject property during the applicable time period.

Defendants' motion for summary judgment is based upon their argument that the parties were not co-tenants in the property and thus no actions, such as the second and fourth causes of action, based upon a breach of a fiduciary duty among co-tenants can be maintained against them. Upon reexamination of the record before it and the applicable law, this Court finds it agrees with defendants and that summary judgment is proper as to the second and fourth causes of action asserted by plaintiffs.

In response to plaintiffs' complaint, defendant Mordhorst, through the first of his two affidavits filed of record in support of the motion for summary judgment, states that he is president of Gym Resources, Inc. (Gym), and that, prior to Gym's purchase of the subject property, Gym owned no interest in it. He further states that he owned an overriding royalty interest of 2.08325% and did not own any other interest in the property.

In his second affidavit, defendant Mordhorst states that he was the only agent of defendant Gym who dealt with the plaintiffs concerning the purchase at issue and that prior to locating the plaintiffs in Michigan and Florida to offer them the transaction he had not known nor ever met them.

The plaintiffs' response to defendants' motion for summary judgment contains no affidavits, deposition testimony, answers to interrogatories or admissions to show that there is a genuine issue of fact as to the ownership relationship of the parties at the applicable time period.

Given the facts as supported by affidavits of defendants, it appears that plaintiffs were the owners of the subject land at

the same time that defendant Mordhorst was the owner of an overriding royalty interest in the oil produced therefrom. These two ownership interests, while existing simultaneously, do not form a tenancy in common or cotenancy relationship -- the basis relied upon by plaintiffs for the alleged fiduciary relationship.

A "tenancy in common" or "cotenancy" is a joint interest in which there is unity of possession, but separate and distinct titles. It is a relationship between people that exists when the essential elements of unified possession and equal use exist. De Mik v. Cargill, 485 P.2d 229 (Okla. 1971).

An "overriding royalty" is generally defined within the oil and gas industry as a percentage carved out of the lessee's working interest, free and clear of any expense incident to production and sale of oil and gas produced from the leasehold. De Mik at 232.

The De Mik court analyzed the nature of an overriding royalty interest in detail for the purpose of determining the propriety of a partition action. Despite the ultimate use of their decision in the area of a partition dispute, the Oklahoma Supreme Court did reach a conclusion as to the nature of an overriding royalty interest, which is appropriately applicable here. That conclusion was that an overriding royalty interest is not an interest in real property which creates a possessory right in the leasehold estate. See 3 W. Summers, Oil & Gas §537 (2d Ed. 1962) ("overriding royalty ... is usually not held to be a partitionable interest because the owner ... is not entitled to

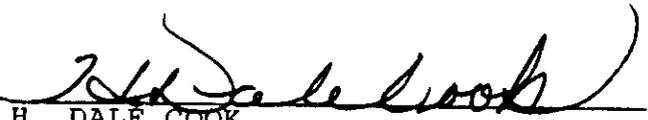
possession and is not a tenant in common with the owners of the mineral fee or of the leasehold.")

Without a right to possession, defendant Mordhorst, as holder of the override, is not legally considered a "tenant in common" or "co-tenant" of the plaintiffs as owners of the land at issue. Thus, assuming a fiduciary relationship did exist between co-tenants as alleged, no action for breach of same can be maintained in the absence of the underlying relationship giving rise to the alleged breach.

WHEREFORE, premises considered, it is the Order of the Court that the Order of May 16, 1985, denying summary judgment, is hereby vacated.

It is the further Order of the Court that the Motion of defendants for Summary Judgment should be and hereby is granted as to the second and fourth causes of action in plaintiffs' second amended complaint.

IT IS SO ORDERED this 17<sup>th</sup> day of October, 1986.

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

*Entered*

**FILED**

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

OCT 17 1986

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

MARMAC RESOURCES COMPANY,  
an Oklahoma partnership,  
  
Plaintiff,  
  
vs.  
  
C & J ENTERPRISES, et. al.,  
  
Defendants.

Case No. 85 C-1101-B

ORDER OF DISMISSAL

Now on this 17 day of October,  
1986, this matter coming on before me, the undersigned United  
States District Judge, upon application of Defendant R.M. Layton  
for Order of dismissal of his counter-claim with prejudice, the  
Court finds that such application should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the  
counter-claim filed on behalf of R.M. Layton, only, be, and the  
same is hereby dismissed with prejudice.

*Shawna Burt*  
United States District Judge

*Entered*

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

SHORT, HARRIS, TURNER & )  
DANIEL, an Oklahoma General )  
Partnership, composed of )  
Richard L. Harris, Frank E. )  
Turner, and Sam P. Daniel )  
III, )  
vs. )  
UNDERWOOD GROUP, INC., a )  
California corporation; )  
STANLEY SCHULMAN, an )  
individual; RICHARD )  
ABDELCAOTOR, a/k/a RICHARD )  
ABDUL, an individual; and )  
HAROLD A. ABELES, an )  
individual, )  
Defendants. )

No. 85-C-960-BT ✓

**FILED**

OCT 16 1986 *g*

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

ORDER OF DISMISSAL WITH PREJUDICE

NOW, on this 16<sup>th</sup> day of October, 1986, the  
Court has for consideration the Stipulation for Dismissal with  
Prejudice filed in the above-styled and numbered cause by  
Plaintiff. Based upon the representations of Plaintiff as set  
forth in the foregoing Stipulation, it is

ORDERED that Plaintiff's complaint and the claims for relief  
against the Defendants, Harold A. Abeles and Richard Abdelcator

a/k/a Richard Abdul, be and the same are hereby dismissed with prejudice. The parties hereto shall each bear their own costs.

  
UNITED STATES DISTRICT JUDGE

Sam P. Daniel III  
OBA No. 2151  
Short, Harris, Turner & Daniel  
2761 East Skelly Drive, Suite 700  
Tulsa, Oklahoma, 74105  
(918) 743-6201  
Attorney for Plaintiff

*Entered*

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

**FILED**

**OCT 16 1986**

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

ROGER DALE BILYEU, GERALYN )  
BILYEU, husband and wife, )  
and RAY BILYEU, )  
 )  
Plaintiffs, )

vs. )

No. 86-C-433 B

RONALD RAY COWAN, JOHN NILSON )  
and AMERICAN FAMILY INSURANCE )  
GROUP, )  
 )  
Defendants. )

ORDER

FOR GOOD CAUSE SHOWN upon written application, the above-styled  
cause is dismissed without prejudice to Defendant John Nilson.

DATED this 16th day of October, 1986.

S/ THOMAS R. BRETT

\_\_\_\_\_  
U. S. DISTRICT JUDGE

*Entered*

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

FILED

OCT 16 1985

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

PENNWELL PRINTING COMPANY, )  
 )  
 Plaintiff, )  
 )  
 v. )  
 )  
 GRAPHIC COMMUNICATIONS UNION, )  
 LOCAL 226, and DEBI MCCOLLOUGH, )  
 an individual, )  
 )  
 Defendants. )

No. 86--C-142-B



J U D G M E N T

In keeping with the Findings of Fact and Conclusions of Law entered herein this date, Judgment is hereby entered in favor of PennWell Printing Company, and against the defendants, Graphic Communications Union, Local 226, and Debi McCollough, an individual, and the arbitrator's award of February 4, 1986 is hereby vacated and set aside and the PennWell discharge of the defendant Debi McCollough of June 28, 1985 is hereby reinstated; and costs are assessed against the defendants.

DATED this 16<sup>th</sup> day of October, 1986.

THOMAS R. BRETT  
UNITED STATES DISTRICT JUDGE

11

Entered

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

OCT 18 1986  
JAC. S. ... CLERK  
U.S. DISTRICT COURT

IN RE: )  
REPUBLIC FINANCIAL CORPORATION, )  
Debtor, )  
JACK D. JONES, TRUSTEE, )  
Plaintiff, )  
v. )  
L.B.L. OIL COMPANY, )  
Defendant. )

No. 86-C-019-B ✓  
(84-01460 Chapter 11)  
Adv. No. 85-0309

O R D E R

This matter comes before the Court on Defendant's appeal from Order of the Bankruptcy Court for the Northern District of Oklahoma. The Bankruptcy Court's Order of December 24, 1985, denied Defendant's Motion to Dismiss Plaintiff's Complaint. For the reason set forth below, Defendant's appeal is hereby dismissed.

Defendant filed its Notice of Appeal on January 8, 1986. Bankr. Rule 8009, 11 U.S.C., provides in pertinent part:

"Unless the district court or the bankruptcy appellate panel by local rule or by order excuses the filing of briefs or specifies different time limits:

(1) The appellant shall serve and file his brief within 15 days after entry of the appeal on the docket pursuant to Rule 8007."

Failure to comply with Rule 8009(a) may merit dismissal of the appeal. In re Har-dway House Statuary, Inc., 76 F.R.D. 204 (E.D.Mo. 1977). Cf. Jackson v. Hensley, 484 F.2d 992 (5th Cir. 1973); Childs v. Kaplan, 467 F.2d 628 (8th Cir. 1972). Since filing its notice of appeal, Defendant has not filed its brief as required by Rule 8009. Therefore,

Defendant's appeal is hereby dismissed for failure to prosecute.

IT IS SO ORDERED, this 16<sup>th</sup> day of Oct, 1986.



---

THOMAS R. BRETT  
UNITED STATES DISTRICT JUDGE

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA, )

Plaintiff, )

vs. )

MARIE ISOM; COUNTY TREASURER, )  
Tulsa County, Oklahoma; and )  
BOARD OF COUNTY COMMISSIONERS, )  
Tulsa County, Oklahoma, )

Defendants. )

FILED

OCT 10 1986

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

CIVIL ACTION NO. 86-C-661-E

JUDGMENT OF FORECLOSURE

This matter comes on for consideration this 16<sup>th</sup> day of October, 1986. The Plaintiff appears by Layn R. Phillips, United States Attorney for the Northern District of Oklahoma, through Peter Bernhardt, Assistant United States Attorney; the Defendants, County Treasurer, Tulsa County, Oklahoma, and Board of County Commissioners, Tulsa County, Oklahoma, appear by Doris L. Fransein, Assistant District Attorney, Tulsa County, Oklahoma; and the Defendant, Marie Isom, appears not, but makes default.

The Court being fully advised and having examined the file herein finds that the Defendant, Marie Isom, was served with Summons and Complaint on September 9, 1986; that Defendant, County Treasurer, Tulsa County, Oklahoma, acknowledged receipt of Summons and Complaint on July 16, 1986; and that Defendant, Board of County Commissioners, Tulsa County, Oklahoma, acknowledged receipt of Summons and Complaint on July 15, 1986.

It appears that the Defendants, County Treasurer, Tulsa County, Oklahoma, and Board of County Commissioners, Tulsa County, Oklahoma, filed their Answers herein on August 1, 1986; and that the Defendant, Marie Isom, has failed to answer and her default has been entered by the Clerk of this Court on October 10, 1986.

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

Lot Fourteen (14), Block Seventeen (17),  
NORTHRIDGE an Addition in Tulsa County, State  
of Oklahoma, according to the recorded plat  
thereof.

The Court further finds that on August 14, 1985, the Defendant, Marie Isom, executed and delivered to the United States of America, acting through the Administrator of Veterans Affairs, her mortgage note in the amount of \$24,500.00, payable in monthly installments, with interest thereon at the rate of eleven and one-half percent (11.5%) per annum.

The Court further finds that as security for the payment of the above-described note, the Defendant, Marie Isom, executed and delivered to the United States of America, acting through the Administrator of Veterans Affairs, a mortgage dated August 14, 1985, covering the above-described property. Said mortgage was recorded on August 16, 1985, in Book 4885, Page 610, in the records of Tulsa County, Oklahoma.

The Court further finds that the Defendant, Marie Isom, made default under the terms of the aforesaid note and mortgage by reason of her failure to make the monthly installments due thereon, which default has continued, and that by reason thereof the Defendant, Marie Isom, is indebted to the Plaintiff in the principal sum of \$24,743.57, plus interest at the rate of eleven and one-half percent (11.5%) per annum from October 1, 1985 until judgment, plus interest thereafter at the legal rate until fully paid, and the costs of this action accrued and accruing.

The Court further finds that the Defendants, County Treasurer and Board of County Commissioners, Tulsa County, Oklahoma, claim no right, title, or interest in the subject real property.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Plaintiff have and recover judgment against the Defendant, Marie Isom, in the principal sum of \$24,743.57, plus interest at the rate of eleven and one-half percent (11.5%) per annum from October 1, 1985 until judgment, plus interest thereafter at the current legal rate of 5.79 percent per annum until paid, plus the costs of this action accrued and accruing, plus any additional sums advanced or to be advanced or expended during this foreclosure action by Plaintiff for taxes, insurance, abstracting, or sums for the preservation of the subject property.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Defendants, County Treasurer and Board of County Commissioners, Tulsa County, Oklahoma, have no right, title, or interest in the subject real property.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that upon the failure of said Defendant, Marie Isom, 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 involved 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 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, all of the Defendants and all persons claiming under them since the filing of the 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/ JAMES C. ELLISON

UNITED STATES DISTRICT JUDGE

APPROVED:

LAYN R. PHILLIPS  
United States Attorney



---

PETER BERNHARDT  
Assistant United States Attorney



---

DORIS L. FRANSEIN  
Assistant District Attorney  
406 Tulsa County Courthouse  
Tulsa, Oklahoma 74103  
Attorney for Defendants,  
County Treasurer and Board of  
County Commissioners, Tulsa  
County, Oklahoma

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

**FILED**

UNITED STATES OF AMERICA, )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 RICKY W. GOLEMAN, )  
 )  
 Defendant. )

OCT 16 1986

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

CIVIL ACTION NO. 86-C-617-E.

AGREED JUDGMENT

This matter comes on for consideration this 16<sup>th</sup>  
of September, 1986, the Plaintiff appearing by Layn R.  
Phillips, United States Attorney for the Northern District of  
Oklahoma, through Phil Pinnell, Assistant United States  
Attorney, and the Defendant, Ricky W. Goleman, appearing pro  
se.

The Court, being fully advised and having examined the  
file herein, finds that the Defendant, Ricky W. Goleman,  
acknowledged receipt of Summons and Complaint. The Defendant  
has not filed an 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 \$712.53, plus interest at the rate of  
9 percent per annum and administrative costs of \$.67 per month  
from February 1, 1985, until judgment, plus interest thereafter  
at the legal rate from the date of judgment until paid, plus the  
costs of this action.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Plaintiff have and recover judgment against the Defendant, Ricky W. Goleman, in the amount of \$712.53, plus interest at the rate of 9 percent per annum and administrative costs of \$.67 per month from February 1, 1985, until judgment, plus interest thereafter at the current legal rate of 5.79 percent from the date of judgment until paid, plus the costs of this action.

S/ JAMES O. ELLISON

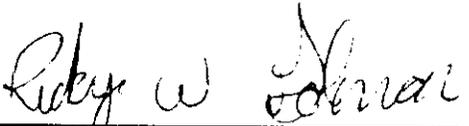
UNITED STATES DISTRICT JUDGE

APPROVED:

UNITED STATES OF AMERICA

LAYN R. PHILLIPS  
United States Attorney

  
PHIL PINNELL  
Assistant U.S. Attorney

  
RICKY W. GOLEMAN

FILED  
IN OPEN COURT

1 1986

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OKLAHOMA  
Jack C. Silver, Clerk  
U.S. DISTRICT COURT

FLOYD DANIELS and RUSSELL LEE,	)	
	)	
Plaintiffs,	)	
	)	
vs.	)	No. 85 C 377 E
	)	85 C 378 E
GARRETT EQUIPMENT COMPANY, and	)	
STEPHENS MANUFACTURING COMPANY,	)	
	)	
Defendants.	)	

ORDER APPROVING SETTLEMENT  
AND DISMISSAL WITH PREJUDICE

NOW on this 16 day of October, 1986, upon the written Application of the Plaintiff, Floyd Daniels, individually and as representative for all heirs at law of the decedent, Leonard R. Daniels, and the Defendants, Garrett Equipment Company and Stephens Manufacturing Company, for Dismissal With Prejudice of the Complaint of Daniels and Lee vs. Garrett Equipment Company and Stephens Manufacturing Company, the Court having examined said Application, finds that said parties have entered into a compromise settlement covering all claims involved in or could be involved herein the Complaint and have requested the Court to Dismiss said Complaint with prejudice to any future action. The Court finds from the representations counsel made herein as well as the Sworn Application for Court approval of settlement, that the settlement herein is reasonable and proper and is in the best interest of all heirs at law of said decedent, and that the Plaintiff, Floyd Daniels, has been fully apprised of his legal rights and those which are being terminated by this settlement.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED by the Court that

the Complaint and all causes of action of the Plaintiff Floyd Daniels, against the Defendants, Garrett Equipment Company and Stephens Manufacturing Company, and any cross claims, be and the same hereby are dismissed with prejudice to any future action.

S/ JAMES O. ELLISON

---

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

Approvals:

THOMAS LAYON

---

Attorney for Plaintiffs

RICHARD D. WAGNER

---

Attorney for Stephens Manufacturing

FRED E. STOOPS

---

Attorney for Garrett Equipment Co.

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

**FILED**

OCT 16 1986

INTERSOUTH SPORTS MANAGEMENT )  
CORP., an Oklahoma )  
corporation, and LARRY T. )  
JOHNSON, an individual, )  
 )  
Plaintiffs, )  
 )  
vs. )  
 )  
GEORGE "BUSTER" RHYMES, )  
 )  
Defendant. )

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

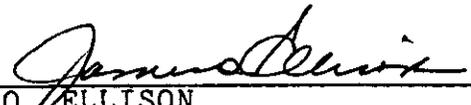
No. 86-C-2-E

JUDGMENT

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

IT IS ORDERED AND ADJUDGED that the Plaintiff Intersouth Sports Management Corp. take nothing from the Defendant George "Buster" Rhymes, that the action be dismissed on the merits, and that the Defendant George "Buster" Rhymes recover of the Plaintiff Intersouth Sports Management Corp. his costs of action.

DATED at Tulsa, Oklahoma this 16<sup>th</sup> day of October, 1986.

  
\_\_\_\_\_  
JAMES O. ELLISON  
UNITED STATES DISTRICT JUDGE

FILED  
IN OPEN COURT

OCT 16 1986

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

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

FLOYD DANIELS and RUSSELL LEE,

Plaintiffs,

vs.

GARRETT EQUIPMENT COMPANY, and  
STEPHENS MANUFACTURING COMPANY,

Defendants.

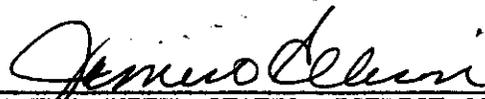
No. 85 C 377 E  
85 C 378 E

ORDER APPROVING SETTLEMENT  
AND DISMISSAL WITH PREJUDICE

NOW on this 16<sup>th</sup> day of October, 1986, upon the written Application of the Plaintiff, Floyd Daniels, individually and as representative for all heirs at law of the decedent, Leonard R. Daniels, and the Defendants, Garrett Equipment Company and Stephens Manufacturing Company, for Dismissal With Prejudice of the Complaint of Daniels and Lee vs. Garrett Equipment Company and Stephens Manufacturing Company, the Court having examined said Application, finds that said parties have entered into a compromise settlement covering all claims involved in or could be involved herein the Complaint and have requested the Court to Dismiss said Complaint with prejudice to any future action. The Court finds from the representations counsel made herein as well as the Sworn Application for Court approval of settlement, that the settlement herein is reasonable and proper and is in the best interest of all heirs at law of said decedent, and that the Plaintiff, Floyd Daniels, has been fully apprised of his legal rights and those which are being terminated by this settlement.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED by the Court that

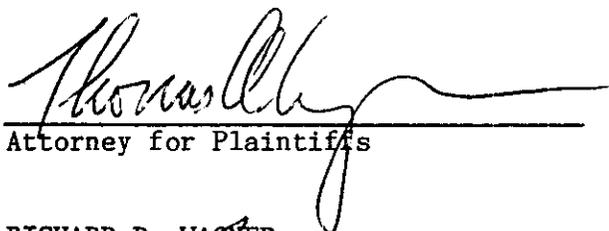
the Complaint and all causes of action of the Plaintiff Floyd Daniels, against the Defendants, Garrett Equipment Company and Stephens Manufacturing Company, and any cross claims, be and the same hereby are dismissed with prejudice to any future action.



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

Approvals:

THOMAS LAYON



---

Attorney for Plaintiffs

RICHARD D. WAGNER



---

Attorney for Stephens Manufacturing

FRED E. STOOPS



---

Attorney for Garrett Equipment Co.

**FILED**

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

OCT 16 1986

WILLIAM B. DAVIS, d/b/a )  
UNITED UNDERWRITERS, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
LUTINE CORPORATION, a )  
foreign corporation, )  
 )  
Defendant. )

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

No. 85-C-476-E

JUDGMENT AND  
ORDER

Now on this 15<sup>TH</sup> day of Oct, 1986, this matter comes on for hearing on the Application of the Plaintiff for this Court to enter judgment against the Defendant. The Court, being fully advised in the premises and for good cause shown, finds that said Application should be and is hereby granted pursuant to Local Rule 14(a).

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Plaintiff, William B. Davis, d/b/a United Underwriters, is granted judgment against the Defendant, Lutine Corporation, for breach of contract for commissions earned in the amount of \$33,000.00, pre-judgment and post-judgment interest, costs and attorneys' fees to be determined upon proper application pursuant to the Plaintiff's Complaint filed with this Court on May 10, 1985.

  
UNITED STATES DISTRICT JUDGE

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

FILED

OCT 15 1986

LOWELL VERNER, Special Administrator )  
of the Estate of HAZEL P. JEFFERSON, )  
deceased, )

Plaintiff, )

vs. )

LLOYD RUFF, M.D.; THOMAS L. )  
ASHCRAFT, M.D. & ASSOCIATES, INC., )  
an Oklahoma corporation; and THOMAS L. )  
ASHCRAFT, M.D., individually, )

Defendants. )

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

No. 84 C-866 C

ORDER OF DISMISSAL WITH PREJUDICE

Now on this 15 day of Oct, 1986, there comes before the Court the application of the parties hereto for an Order dismissing this action with prejudice as the issues have been compromised and disposed of. The Court finds that such Order should issue.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED BY THE COURT that the above-captioned cause be dismissed with prejudice.

(s) H. Dale Cook  
United States District Judge

*Entered*

UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF OKLAHOMA

FILED  
OCT 15 1980  
JAN. COURT REPORTER  
U.S. DISTRICT COURT

JESS EVANS and AMY EVANS, )  
 )  
 Plaintiffs, )  
 )  
 vs. )  
 )  
 SECURITY PACIFIC MORTGAGE )  
 CORPORATION, a Delaware )  
 corporation; UTAH MORTGAGE )  
 LOAN CORPORATION, a Utah )  
 corporation; FIRST SECURITY )  
 REALTY SERVICES, INC., a )  
 Utah corporation; ALLSTATE )  
 INSURANCE COMPANY, an )  
 Illinois corporation; and )  
 UNITED STATES OF AMERICA )  
 ex rel: NATIONAL FLOOD )  
 INSURANCE PROGRAM, )  
 )  
 Defendants. )

Case No. 86-C-640-B

*NOTICE of*

DISMISSAL WITHOUT PREJUDICE

COME NOW the Plaintiffs, JESS EVANS and AMY EVANS, by and through their attorneys of record and dismiss the above-entitled cause only as against Defendant UNITED STATES OF AMERICA ex rel: NATIONAL FLOOD INSURANCE PROGRAM, without prejudice to their right to refile same.



LUKE GOODWIN, O.B.A. #3457  
JOEL L. KRUGER, O.B.A. #5128  
Attorneys for Plaintiffs  
717 South Houston, Suite 102  
Tulsa, Oklahoma 74127  
(918) 585-2343

CERTIFICATE OF MAILING

I, LUKE GOODWIN, do hereby certify that on the 15 day  
of OCT, 1986, I mailed a true and correct copy of  
the above and foregoing instrument to the following persons  
with sufficient postage thereon prepaid thereon to:

DAVID K. WHEELER  
Attorney at Law  
5900 North Grand Boulevard  
Oklahoma City, Oklahoma 73118

ROGER R. WILLIAMS  
THOMAS E. BAKER  
Attorneys at Law  
1605 S. Denver  
Tulsa, Oklahoma 74119

UTAH MORTGAGE LOAN CORP.  
First Security Realty Service Corp.  
c/o EDWARD FERGUSON  
61 S. Main Street  
Salt Lake City, UT 84130

PHIL PINNELL  
Assistant United States Attorney  
3600 U.S. Courthouse  
Tulsa, Oklahoma 74103

  
LUKE GOODWIN



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

REMCO ENERGY CORPORATION,  
INC., et al.,

Plaintiffs,

vs.

HARVARD OIL OPERATING, INC.,

Defendant.

)  
)  
)  
)  
)  
)  
)  
)  
)  
)  
)

Case No. 85-C-253-E

CORRECTIVE ORDER

NOW ON this 14<sup>th</sup> day of October, 1986, pursuant to Joint Application of the parties therefor, and good cause being shown,

IT IS ORDERED that this matter be, and the same is hereby, DISMISSED WITHOUT PREJUDICE, with each party to bear its own costs and that the Order of October 6, 1986, purporting to dismiss this matter with prejudice is hereby withdrawn and vacated.

W. JAMES O. RUDON

JUDGE OF THE U. S. DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF  
OKLAHOMA

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

STATE FARM MUTUAL AUTOMOBILE )  
INSURANCE COMPANY, )

Plaintiff, )

vs. )

Case No. 86-C-429-E

ROBERT S. FREY, JR., BONITA )  
FREY and APRIL FREY, a minor, )  
by and through her next friend )  
and mother, BONITA FREY, )

Defendants. )

JOURNAL ENTRY OF JUDGMENT

ON THIS 15<sup>th</sup> day of October, 1986, the stipulations of the parties including the insurance policy in question came on before the Court on the application of plaintiff for approval of judgment. The Court finds that there is no material issue of fact or law and find that the parties have agreed upon judgment based upon the admitted facts and law. The Court further finds that the defendants and their privies are hereby enjoined from pursuing any claim against State Farm Mutual Automobile Insurance Company for any proceeds under the liability provisions of the insurance contract issued by State Farm Mutual Automobile insurance company to Robert S. Frey, Sr., policy number 181-1059-D07-36C for injuries to April Frey and any derivative claims of Bonita Frey as a result of said injuries as there is no coverage under the liability provisions of said policy of insurance for said damages. The Court further finds

that State Farm Mutual Automobile Insurance Company does not owe a defense to Robert S. Frey, Jr., in any lawsuit filed by or on behalf of April Frey or Bonita Frey as a result of April Frey's injuries and damages and any derivative claims arising therefrom. The Court further finds that State Farm Automobile Insurance Company does have \$10,000.00 per person and \$20,000.00 per accident uninsured motorist coverage applicable to the accident of October 3, 1984, in covering the injuries of April Frey and any derivative claims of Bonita Frey arising as a result of April Frey's injuries and damages. Said uninsured motorist coverage will be available in the event that Robert S. Frey, Jr., is an uninsured or underinsured motorist or in the event that any other party to the accident was an uninsured or underinsured motorist.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that judgment is entered in favor of State Farm Mutual Automobile Insurance Company and against Robert S. Frey, Jr., Bonita Frey and April Frey, a minor, by and through her next friend and mother, Bonita Frey, on the liability provisions of policy number 181-1059-D07-36C for injuries to April Frey and any derivative claims arising from said injuries as a result of the accident of October 3, 1984, in that there is no liability coverage under said policy for said injuries and claims arising from said accident.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the defendants and each of them and their privies are hereby enjoined from pursuing any claim against State Farm Mutual Automobile

Insurance Company under the liability provisions of said policy of insurance as a result of the accident of October 3, 1984, and the injuries of April Frey and any derivative claims of Bonita Frey arising as a result of said injuries and damages.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that State Farm Mutual Automobile Insurance Company does not owe a defense to Robert S. Frey, Jr., under the liability provisions of the insurance policy in question for any litigation arising from the injuries of April Frey and her damages whether direct or derivative as a result of the automobile accident of October 3, 1984.

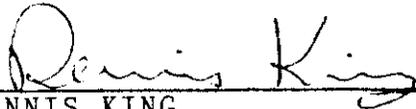
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that there is \$10,000.00 per person and \$20,000.00 per accident uninsured motorist coverage available to April Frey under the terms of policy number 181-1059-D07-36C for her injuries and damages incurred in the accident of October 3, 1984. It is further ordered that said uninsured motorist coverage is available in the event that Robert S. Frey, Jr., is an uninsured motorist or underinsured motorist or in the event that any other party to the accident is determined to be an uninsured or underinsured motorist.

**S/ JAMES O. ELLISON**

---

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

APPROVED AS TO FORM:



DENNIS KING

Attorney for Plaintiff

State Farm Mutual Automobile Insurance Company



JAMES PRATT

Attorney for Robert S. Frey, Jr.



RICHARD A. GANN

Attorney for April and

Bonita Frey

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

FILED

OCT 15 1986

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

PHILIP W. HOPE,  
Plaintiff,

vs.

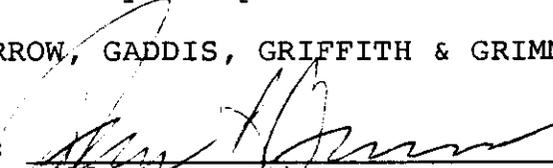
HINES INDUSTRIAL CORPORATION,  
a Texas corporation; HINES & CO.,  
a Texas corporation; HINES/TULSA  
INDUSTRIAL, LTD., an Oklahoma  
limited partnership;  
GDH INDUSTRIAL CO., a Texas  
corporation; HINES INDUSTRIAL, LTD.,  
a Texas limited partnership;  
NATHANIEL J. DAVIS, III,  
an individual, and JOHN L. GWYN,  
an individual,  
Defendants.

No. 86-C-88-E

STIPULATION OF DISMISSAL

Pursuant to a settlement entered into by these parties,  
the Plaintiff, by his undersigned counsel, does hereby dismiss  
this action with prejudice, except that the Court shall retain  
jurisdiction to enforce the terms of the settlement as reflected  
in a certain Release in Full executed by the parties.

BARROW, GADDIS, GRIFFITH & GRIMM

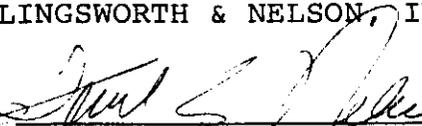
By: 

William R. Grimm  
Gerald L. Hilsher

ATTORNEYS FOR PLAINTIFF

APPROVED AS TO FORM:

HALL, ESTILL, HARDWICK, GABLE,  
COLLINGSWORTH & NELSON, INC.

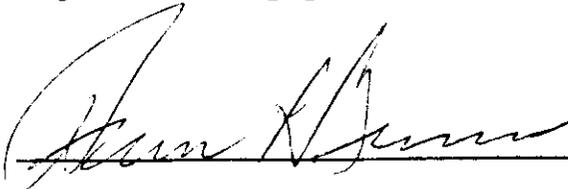
By: 

Fred S. Nelson  
Susan L. Jackson

ATTORNEYS FOR DEFENDANTS

CERTIFICATE OF MAILING

I hereby certify that on this 15<sup>th</sup> day of October, 1986, a true and correct copy of the above and foregoing instrument was mailed to Fred S. Nelson and Susan L. Jackson of Hall, Estill, Hardwick, Gable, Collingsworth & Nelson, Inc., 4100 Bank of Oklahoma Tower, One Williams Center, Tulsa, Oklahoma 74172, with sufficient postage thereon having been fully prepaid.

  
\_\_\_\_\_





*Entered*

FILED

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

OCT 17 1986

ROY CARRICK,

Plaintiff,

v.

CIRCLE K CONVENIENCE STORES,  
INC.,

Defendant.

No. 86-C-302-B ✓

J U D G M E N T

In keeping with the order sustaining the motion for summary judgment pursuant to Fed.R.Civ.P. 56, Judgment is hereby granted in favor of the defendant, Circle K Convenience Stores, Inc., and against the plaintiff, Roy Carrick, and costs are assessed against the plaintiff.

DATED this 10<sup>th</sup> day of October, 1986.

*Thomas R. Brett*

THOMAS R. BRETT  
UNITED STATES DISTRICT JUDGE

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

FILED

OCT 14 1986

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

IRA C. BURNETT,

Plaintiff,

vs.

FORD MOTOR COMPANY,

Defendant.

)  
)  
)  
)  
)  
)  
)  
)  
)  
)  
)

Case No. 85-C-855-C

ORDER OF DISMISSAL WITH PREJUDICE

On this 10 day of Oct, 1986, upon written application of the parties for an Order of 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 the Complaint with prejudice to any future action, and the Court having been fully advised in the premises, finds that said Complaint should be dismissed. 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 are hereby dismissed with prejudice to any further action.

H. DALE COOK

UNITED STATES DISTRICT COURT JUDGE

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

FIDELITY AND DEPOSIT COMPANY OF  
MARYLAND, INC.,

Plaintiff,

vs.

EDMOND C. FUERST, III,

Defendant.

No. 86-C-644-C

JUDGMENT OF DEFAULT

This cause comes on for hearing before the undersigned Judge upon Plaintiff's Motion for Default Judgment against the Defendant, Edmond C. Fuerst, III, pursuant to Rule 55(b)(2) of the Federal Rules of Civil Procedure. It appears to the Court that the Complaint in the above cause was filed on the 8th day of July, 1986, that summons and Complaint were duly served on Defendant Edmond C. Fuerst, III, on July 10, 1986, that no Answer or other defense has been filed by said Defendant, that default was entered by the Clerk on the 26<sup>th</sup> day of September, 1986, and that no proceeding has been taken by said Defendant Edmond C. Fuerst, III, 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 in the premises, finds, and

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:



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

CIT FINANCIAL SERVICES, INC., )  
a Delaware Corporation, )

Plaintiff, )

vs. )

JEFFREY LYNN STILL and )  
DEBRA ANN STILL, husband and )  
wife, )

Defendants. )

10-14-86  
No. 86-C-481-C

STIPULATION OF DISMISSAL WITH PREJUDICE

COME NOW the Plaintiff, CIT Financial Services, Inc., by and through its attorney record Phil R. Richards of Tulsa, Oklahoma, and the Defendants Jeffrey Lynn Still and Debra Ann Still, by and through their attorney of record Cyrus Northrop of Tulsa, Oklahoma, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, and do herein dismiss the above-styled and numbered cause with prejudice.

Respectfully submitted,



Phil R. Richards, OBA #10457

ATTORNEY FOR PLAINTIFF  
CIT FINANCIAL SERVICES, INC.

Of Counsel:  
RICHARDS, PAUL & WOOD  
9 East 4th Street, Suite 400  
Tulsa, Oklahoma 74103  
(918) 584-2583



Cyrus Northrop

ATTORNEY FOR DEFENDANTS JEFFREY  
LYNN STILL AND DEBRA ANN STILL

5001 S. Fulton Avenue  
Tulsa, Oklahoma 74135  
(918) 664-5811

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

BELL PETROLEUM SERVICES, INC. )

Plaintiff, )

v. )

HOXBAR OIL CORPORATION and )  
LAWRENCE C. TAYLOR, )

Defendants. )

Case No. 86-C-482-C

JUDGMENT

NOW on this 22nd day of September, 1986, the parties in the above-styled and numbered cause, appeared for trial and, prior to the jury being empaneled, mutually agreed upon the entry of the herein contained judgment in favor of Plaintiff, Bell Petroleum Services, Inc. and against Defendants, Hoxbar Oil Corporation and Lawrence C. Taylor, individually. The terms of said judgment, which were recited before the court, dictate that Plaintiff be awarded, and is hereby awarded, judgment against each of the Defendants in the amount of \$25,000.00, payable on or before 60 days from September 22, 1986. Each party will bear their own costs and attorney's fees incurred.

The liability of each of the above-named Defendants on this judgment is joint and several and Plaintiff is entitled to recover all or any portion of said judgment from both of the Defendants or either individually. Execution of this judgment by Plaintiff is delayed for a period of 60 days from the 22nd day of September, 1986, after expiration of which, Plaintiff shall have full rights of execution and full rights to enforce this judgment

according to law, together with post-judgment interest at the rate of 15% per annum following expiration of said 60 day period.

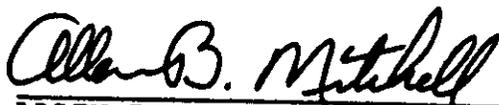
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, that Plaintiff Bell Petroleum Services, Inc. is awarded judgment against Defendants, Hoxbar Oil Corporation and Lawrence C. Taylor, individually, in the amount of \$25,000.00, said liability being joint and several, with execution delayed for 60 days, at which time full rights of execution shall lie together with post-judgment interest in the amount of 15% per annum, each party to pay their own costs and attorney's fees incurred, said judgment being entered pursuant to agreement of the parties.

DATED this 10 day of Oct, 1986

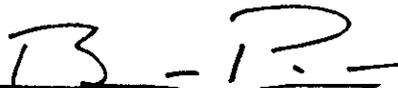
s/H. DALE COOK

UNITED STATES DISTRICT COURT JUDGE  
NORTHERN DISTRICT OF OKLAHOMA  
CHIEF JUDGE, HON. H. DALE COOK

APPROVED:



ALLEN B. MITCHELL  
310 E. Lee Street  
Sapulpa, Oklahoma 74067  
ATTORNEY FOR DEFENDANTS,  
HOXBAR OIL CORPORATION  
LAWRENCE C. TAYLOR



BRENT W. PITT, OBA#10440  
KIRK & CHANEY  
1300 Midland Center  
134 Robert S. Kerr Ave.  
Oklahoma City, Oklahoma 73102

ATTORNEY FOR PLAINTIFF,  
BELL PETROLEUM SERVICES, INC.

BWP:sj:ll:hoxbarje

Entered  
FILED  
OBA # 9645 OCT 14 1986

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

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

CRAWFORD ENTERPRISES, INC., )  
 )  
 Plaintiff, )  
 )  
 vs. )  
 )  
 DAVID L. HOWARD d/b/a M & H )  
 GATHERING, INC., a sole )  
 proprietorship; and M & H GAS )  
 GATHERING, INC., an Oklahoma )  
 corporation, )  
 )  
 Defendants. )

Civil Action  
No. 83-C-859-C

JUDGMENT

This action came on for hearing on Garnishee Eli Masso's Motion to Assess Attorney Fees and Costs in the above styled cause. After a Joint Stipulation as to Amount of Attorney Fees and Costs was filed jointly by the parties herein,

IT IS ORDERED AND ADJUDGED that the garnishee, Eli Masso, recover over and against the plaintiff, Crawford Enterprises, Inc. the sum of \$20,000.00 as a reasonable attorneys' fees and costs.

IT IS SO ORDERED this 10 day of <sup>Oct</sup>~~September~~, 1986.

H. DALE COOK  
\_\_\_\_\_  
H. DALE COOK  
CHIEF JUDGE, U. S. DISTRICT  
COURT

Jerry Williams  
JERRY WILLIAMS,  
Attorney for Garnishee  
Elias Masso

APPROVED AS TO FORM WITH  
RESERVATION OF RIGHTS ON  
APPEAL

Patricia Ledvina Himes  
PATRICIA LEDVINA HIMES,  
Attorney for Plaintiff



Entered

40

FILED

14  
OBA CRT 9645895 ef

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

THE TRIDENT COMPANY, a )  
Texas corporation, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
THERMA TECHNOLOGY, INC., )  
a Delaware corporation, )  
et al., )  
 )  
Defendants. )

No. 86-C-745B ✓

NOTICE OF DISMISSAL WITHOUT PREJUDICE

Comes now the plaintiff, The Trident Company, by and through Gerald G. Williams, its attorney of record, and hereby dismisses this action without prejudice against the defendant, First National Bank and Trust Company of Tulsa, Oklahoma.

Dated this 29<sup>13</sup> day of October, 1986.

THE TRIDENT COMPANY,  
a Texas corporation,  
Plaintiff

By Gerald G. Williams  
Gerald G. Williams  
Its Attorney

CERTIFICATE OF SERVICE

I hereby certify that on this 29<sup>13</sup> day of October, 1986, I mailed a true and correct copy of the above and foregoing Dismissal to: Randall G. Vaughan, Pray, Walker, Jackman, Williamson & Marljar, 900 Oneok Plaza, Tulsa, OK 74103, Gary McSpadden, Baker, Hoster, Clark, McSpadden, & Rasure, 8th Floor, Kennedy Bldg., Tulsa, OK 74103, with proper postage thereon fully prepaid.

Gerald G. Williams  
GERALD G. WILLIAMS