

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

FILED

UNITED STATES OF AMERICA,)
)
 Plaintiff,)
)
 vs.)
)
 NATOME L. SISCHO,)
)
 Defendant.)

JUN 20 1988

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

CIVIL ACTION NO. 88-C-09-E

NOTICE OF DISMISSAL

COMES NOW the United States of America by Tony M. Graham, United States Attorney for the Northern District of Oklahoma, Plaintiff herein, through Phil E. Pinnell, 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 20th day of June, 1988.

UNITED STATES OF AMERICA

TONY M. GRAHAM
United States Attorney

Phil Pinnell

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

CERTIFICATE OF SERVICE

This is to certify that on the 20th day of June, 1988, a true and correct copy of the foregoing was mailed, postage prepaid thereon, to: Natome L. Sischo, 1725 Southwest Blvd, Apt. 1739, Tulsa, Oklahoma 74107.

Phil Pinnell
Assistant United States Attorney

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

FILED

JUN 20 1988

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

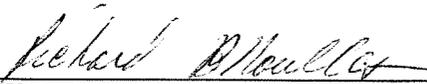
FEDERAL DEPOSIT INSURANCE)
CORPORATION, in its corporate)
capacity as Liquidator of)
Stillwater National Bank,)
)
Plaintiff,)
)
-vs-)
)
HARTFORD ACCIDENT & INDEMNITY)
COMPANY,)
)
Defendant.)

No. 88-C-371-C

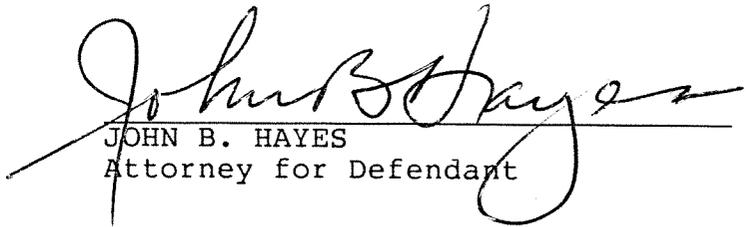
STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, Plaintiff and Defendant hereby stipulate that this action may be and hereby is dismissed with prejudice to the refiling thereof.

DATED this 16th day of June, 1988.



RICHARD B. NOULLES
Attorney for Plaintiff



JOHN B. HAYES
Attorney for Defendant

FILED

JUN 21 1988

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

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

LOUISE HARKAVY and)
FRED HARKAVY,)
)
Plaintiffs,)
)
v.)
)
FIVE SHOPPING CENTER COMPANY)
and SOUTHROADS ASSOCIATES,)
)
Defendants.)

Case No. 87-C-1049-E

ORDER

Upon Notice of Plaintiffs and for good cause having been shown, it is hereby:

ORDERED that Plaintiffs dismiss without prejudice their claims against Defendant Five Shopping Center Company.

Entered this 17th day of June, 1988.

~~ST. JAMES O. ELSON~~
UNITED STATES DISTRICT JUDGE

DWG/bt
6/09/88

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

NINA WOFFORD and PHIL)
ARNALL,)
)
Plaintiffs,)
)
vs.)
)
RICKEY WAYNE HOLLOWAY and)
GREAT WEST CASUALTY COM-)
PANY,)
)
Defendants.)

Case no.: 87 C 117 E

FILED

JUN 20 1988

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

ORDER OF DISMISSING CLAIM OF DEFENDANT WOFFORD

Comes on for hearing the Joint Application of plaintiff Phil Arnall and defendant Great West Casualty Company, requesting a dismissal of plaintiff's claim against this defendant that said claim has been compromised and settled. The Court finds that said Dismissal With Prejudice should be ordered.

IT IS THEREFORE ORDERED that the action of Phil Arnall against Great West Casualty Company is hereby dismissed with prejudice to the right of filing thereof.

Dated this 16th day of June, 1988

S/ JAMES O. ELISON

JUDGE OF THE U.S. DISTRICT COURT,
NORTHERN DIVISION

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

DYNASTY TRANSPORTATION, INC.,)
)
Plaintiff,)
)
vs.)
)
HOWARD R. KIRSCH CO., INC., d/b/a)
TRI STAR INDUSTRIES,)
)
Defendant.) No. 88-C-307-C

F I L E D

JUN 17 1988

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

JOINT APPLICATION FOR JUDGMENT

COMES NOW the plaintiff, and moves the Court to render judgment upon the Joint Application of the parties to this action upon the following grounds:

This action is brought pursuant to 28 USCA, Section 1337 and pursuant to the provisions of 49 USC, Section 122 and jurisdiction is proper by virtue of such laws and in accordance with 28 USC, Section 1332.

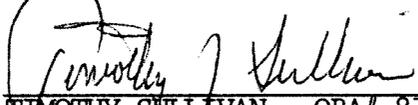
The parties stipulate and agree that there is due from the defendant to the plaintiff, the sum of \$11,757.46 and that judgment should enter in this case for said amount together with a reasonable attorney fee in the amount of \$1,000.00, and costs in this action in the amount of \$120.00.

WHEREFORE, the parties pray that this Court enter judgment for plaintiff against the defendant in the amount of \$11,757.46, together

with a reasonable attorney fee in the amount of \$1,000.00 and costs in the amount of \$120.00.



KEN RAY UNDERWOOD - OBA# 9156
Attorney for Plaintiff
1424 Terrace Drive
Tulsa, OK 74104
(918) 744-7200



TIMOTHY SULLIVAN - OBA# 8759
Attorney for Defendant
1443 S. Norfolk
Tulsa, OK 74120

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

FILED

EUROPEAN AMERICAN BANK,)
formerly known as EUROPEAN)
AMERICAN BANK & TRUST COMPANY,)
)
Plaintiff,)
)
vs.)
)
JOAN T. HAYNES and MARQUES)
HAYNES,)
)
Defendants.)

JUN 17 1988

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

No. 87-C-1029B

JOURNAL ENTRY OF JUDGMENT

NOW on this 10th day of June, 1988, the above-entitled matter came on for regularly scheduled hearing in regard to status conference. Plaintiff appeared by its attorney, David L. Weatherford, and Defendants appeared by their attorney, Jack L. Brown. The Court, based upon stipulations submitted by the parties at this time, finds that Plaintiff, European American Bank, is entitled to judgment against the Defendants in the amount of Twenty-Six Thousand Dollars (\$26,000.00) as principal, together with pre-judgment interest to date of Four Thousand Dollars (\$4,000.00), and is entitled to post-judgment interest in regard to this judgment at the statutory rate. The Court further finds, based upon the parties' stipulations, that Plaintiff, European American Bank, is entitled to a reasonable attorney fee in this action, and based upon the parties' agreement finds that said attorney fee shall be set in the amount of \$1,325.00. The Court further finds that Plaintiff, European American Bank, is entitled to its court costs in this action.

NOW, THEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED by the Court that the Plaintiff have and is hereby granted a judgment against the

LAW OFFICES

UNGERMAN
CONNER &
LITTLE

RIVERBRIDGE OFFICE PARK
1323 EAST 71ST
SUITE 300

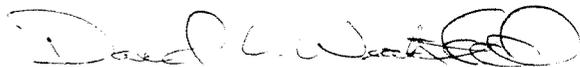
P. O. BOX 2099
TULSA, OKLAHOMA
74101

Defendants in the principal sum of Twenty-Six Thousand Dollars (\$26,000.00), together with pre-judgment interest in the total amount of Four Thousand Dollars (\$4,000.00) said judgment to bear post judgment interest at the statutory rate until paid, and further finds that Plaintiff is entitled to an attorney fee in the amount of \$1,325.00, and all the costs of this action.

S/ THOMAS R. BRETT

UNITED STATES DISTRICT JUDGE

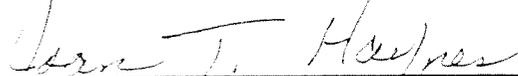
APPROVED AS TO FORM AND CONTENT:



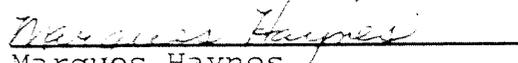
David L. Weatherford
Attorney for Plaintiff



Jack L. Brown
Attorney for Defendants, Joan T.
and Marques Haynes



Joan T. Haynes



Marques Haynes

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

F I L E D

FEDERAL DEPOSIT INSURANCE
CORPORATION,

Plaintiff,

vs.

B.J. & ASSOCIATES, et al.,

Defendants.

JUN 16 1988

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

Case No. 87-C-577-B

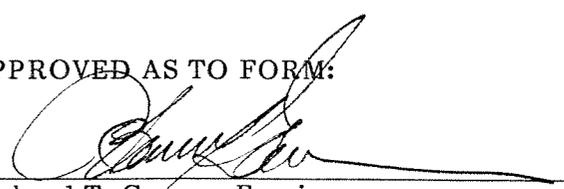
JUDGMENT

Upon the default of Defendants, Robert M. Byers, Pamela Byers, Janice Bazarian and B.J. & Associates, an Oklahoma partnership, judgment is hereby entered in favor of the Federal Deposit Insurance Corporation against Robert M. Byers, Pamela Byers, Janice Bazarian and B.J. & Associates in the amount of \$350,284.34 (representing \$261,909.79 in principal plus \$88,374.55 in interest accrued as of June 1, 1988). Interest on this judgment shall accrue at the rate of 7.20% according to 28 U.S.C. §1961(a).

SO ORDERED this 16th day of June, 1988.


UNITED STATES DISTRICT JUDGE

APPROVED AS TO FORM:


Richard T. Garren, Esquire
2506-B East 21st
Tulsa, OK
ATTORNEY FOR B.J. & ASSOCIATES

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

FILED
JUN 16 2023
Clerk
U.S. DISTRICT COURT

MELVIN BLOCKCOLSKI,)
)
Plaintiff,)
)
v.) No. 87-C-347-C
)
THE EQUITABLE LIFE ASSURANCE)
SOCIETY OF THE UNITED STATES,)
et al.,)
)
Defendants.)

STIPULATION OF DISMISSAL WITH PREJUDICE

Pursuant to Rule 41(a)(1)(ii) Federal Rules of Civil Procedure, the Plaintiff and Defendants herein stipulate to the dismissal of the above styled and numbered cause of action with prejudice to future filing.

Mark D. Lyons
Mark Lyons, One of the Attorneys
for Plaintiff

John R. Woodard, III
John R. Woodard, III, One of
the Attorneys for All Defendants

FILED

IN THE UNITED STATES DISTRICT COURT FOR THE ~~TH~~ ^{JUN 15 1988}
NORTHERN DISTRICT OF OKLAHOMA

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

COLORGRAPHICS CORPORATION, an)
Oklahoma corporation,)
)
Plaintiff,)
)
v.)
)
JAMES W. LATIMER and RUSSELL)
J. LATIMER,)
)
Defendants.)

Case No. 87-C-1039-B

JUDGMENT

This matter comes on for hearing this 15th day of June, 1988, upon the Request To Enter Default of Plaintiff duly made for judgment by default. It appears that Defendant, James W. Latimer, is in default and that the Clerk of the United States District Court has previously searched the records and entered the default of Defendant. It further appears upon Plaintiff's Affidavit that Defendant is indebted to Plaintiff in the sum of \$76,288.71 under a guaranty agreement together with interest, that default has been entered against Defendant for failure to appear, and that Defendant is not an infant or incompetent person, and is not in the military service of the United States. The Court having heard the argument of counsel and being fully advised, finds that judgment should be entered for Plaintiff.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Plaintiff recover from Defendant, James W. Latimer, the sum of \$76,288.71, accrued interest thereon at the rate of twelve percent (12%) per annum from October 9, 1984, until October 1, 1985, default interest on said unpaid principal and accrued interest at the

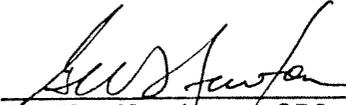
rate of eighteen percent (18%) per annum from October 1, 1985,
until paid, costs in the sum of \$120, and a reasonable attorney's
fee in the sum of \$1,170.00, for all of which let execution issue.

Judgment rendered this 15th day of June, 1988.

S/ THOMAS R. BRETT

HON. THOMAS R. BRETT
JUDGE OF THE UNITED STATES
DISTRICT COURT

APPROVED:



G. W. Newton, OBA #6653
Newton & O'Connor
1412 South Boston Avenue
Suite 600
Tulsa, Oklahoma 74119
(918) 587-0101
Counsel for Plaintiff,
ColorGraphics Corporation

2.10.6/0A

FILED

JUN 15 1988

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

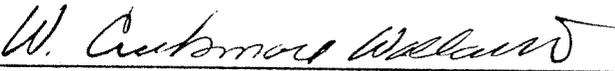
IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

ADRAIN PETTIGREW, et al.,)
)
 Plaintiffs,)
)
vs.)
)
JOHN IRVINE, et al.,)
)
 Defendants.)

Case No. 87-C-1073-B

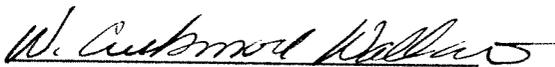
NOTICE OF
DISMISSAL WITH PREJUDICE

COMES NOW W. Creekmore Wallace, counsel for Plaintiffs' and dismisses the cause of action of Plaintiff Kenneth Britt against the Defendants with prejudice to the refiling of same.


W. Creekmore Wallace, II, OBA#9315
Attorney for Plaintiffs
P.O. Box 90
Sapulpa, OK 74067
(918) 224-1176

CERTIFICATE OF SERVICE

I, W. CREEKMORE WALLACE, II, do hereby certify that on the 13 day of June, 1988, I caused a true and correct copy of the above and foregoing Dismissal with Prejudice to be mailed to John Lieber, P.O. Box 1560, Tulsa, OK 74010-1560, and Kelly Hake, 420 W. 7th Street, Bristow, OK 74010.


W. Creekmore Wallace, II

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

RHONDA WAREHIME and GARY)
WAREHIME,)
)
Plaintiffs,)
)
vs .)
)
MEYERCO, INCORPORATED,)
)
Defendant.)

No. 87-C-589-C

FILED

JUN 15 1988

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

ORDER OF DISMISSAL

NOW on this 15 day of June, 1988, upon the written application of the Plaintiffs, Rhonda Warehime and Gary Warehime, and the Defendant, Meyerco, Incorporated, for a Dismissal With Prejudice of the Complaint of Warehime v. Meyerco, Inc., and all causes of action therein, 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 future action. The court being fully advised in the premises finds that said settlement is in the best interest of the Plaintiffs, and that said Complaint should be dismissed pursuant to said Application.

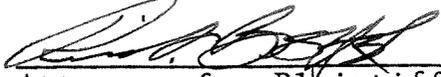
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the court that the Complaint and all causes of action of the Plaintiffs, Rhonda Warehime and Gary Warehime, against the Defendant, Meyerco, Inc., be and the same hereby are dismissed with prejudice to any future action.

(Signed) H. Dale Cook

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

APPROVALS:

RICK W. BISHERR



Attorney for Plaintiffs

HARRY A. PARRISH



Attorney for Defendant

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

SANDRA HOWELL, individually,)
and as next friend of TINA)
MICHELLE PATTERSON, a minor,)

Plaintiffs,)

vs.)

CITY OF CATOOSA, a municipal,)
corporation, JAMES ENOS COMBS,)
an individual, JOE GARBER, an)
individual, and JERRY D.)
PATTERSON, an individual,)

Defendants.)

88-C-123-B

FILED
JUN 15 1988
Jack C. Silver, Clerk
U.S. DISTRICT COURT

NOTICE OF
DISMISSAL

COMES NOW the Plaintiffs, Sandra Howell and Tina Michelle Patterson, and Dismiss without prejudice the above-captioned complaint pursuant to Federal Rules of Civil Procedure 41 (a) (1) (i) for the reason that due to illness, service of summons was not accomplished within 120 days as required by Federal Rules of Civil Procedure 4 (j).

Lillian M. Hamor
LILLIAN M. HAMOR (OBA #3787)
Attorney for Plaintiffs
3314 East 51st Street
Suite 205 G
Tulsa, Oklahoma 74135
(918) 749-3313

LONNIE R. HARDIN (OBA #3837)
Attorney for Plaintiffs
1448 South Carson
Tulsa, Oklahoma 74119
(918) 584-2047

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

CHARLES J. LACY, et al)
)
Plaintiffs,) Civil Case
) No. 87-C-1020-E
vs.)
)
FEDERAL DEPOSIT INSURANCE CORP.)
)
Defendants,)

FILED

JUN 15 1988

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

NOTICE OF DISMISSAL

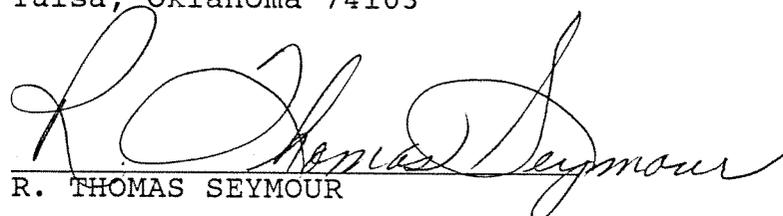
Comes now the Plaintiff and dismisses its Complaint.
No answer has been filed, nor has any responsive pleading
been filed, and thus Court consent is not required.


R. THOMAS SEYMOUR

CERTIFICATE OF SERVICE

The undersigned hereby certifies a true and correct
copy of the above and foregoing instrument was mailed the
14th day of June, 1988, with postage thereon prepaid, to:

M. W. Kriegel
P.O. Box 2269
Tulsa, Oklahoma 74103


R. THOMAS SEYMOUR

FILED

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

JUN 14 1988

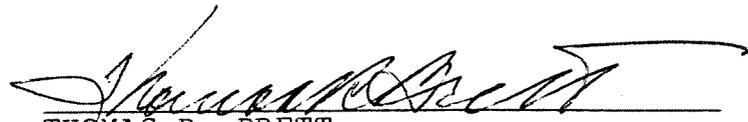
APRIL CHIVERS, CLERK
U.S. DISTRICT COURT

IN RE)
)
VIRGIL EDWARD BULLOCK,)
)
Debtor,) Bankruptcy Case No. 81-00162
)
Adversary Case No. 81-0604
JAMES R. ADELMAN, TRUSTEE,)
)
Appellant,)
)
District Court Case No.
DR. LYNDALL M. BULLOCK,) No. 87-C-699-B
)
Appellee.)

ORDER

This matter comes before the Court on the appeal of the Trustee from an order of the Bankruptcy Court denying the Trustee's motion to vacate an order of dismissal. The issues raised herein were decided by United States District Court Judge H. Dale Cook on June 3, 1988 in Case No. 87-C-701 in which the appeal was denied. The Court adopts that order for the present case and it is attached hereto.

IT IS SO ORDERED, this 14th day of June, 1988.


THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

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

FILED

JUN -3 1988

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

IN RE:)
)
VIRGIL EDWARD BULLOCK,)
)
Debtor.)
)
JAMES R. ADELMAN, TRUSTEE,)
)
Plaintiff,)
)
vs.) No. 87-C-701-C
)
HAROLD C. BULLOCK, ET AL.,)
)
Defendants.)

O R D E R

Now before the Court for its consideration is the appeal of the Trustee from the Order of the bankruptcy court entered on August 13, 1987, denying the trustee's motion to vacate an order of dismissal.

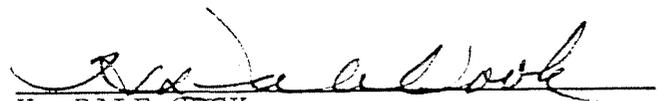
A pretrial conference was scheduled in this adversary proceeding on November 7, 1985. Counsel for the trustee did not appear at that hearing. On November 8, 1985, the bankruptcy court entered an order of dismissal. On November 25, 1985, the appellant filed a motion to vacate the order of dismissal. On August 13, 1987, the bankruptcy court denied said motion. From that order, the trustee appeals.

In its motion to vacate the order of dismissal, the appellant contends that it received no notice of the pretrial hearing.

However, the bankruptcy court based its order not merely upon non-appearance but upon the fact that there had been no substantive activity in the case for over two years prior to the pre-trial conference. Further, the bankruptcy court did not state that the dismissal was with prejudice. Under the circumstances, this Court is not persuaded that the bankruptcy court abused its discretion. Cf. Link v. Wabash R. Co., 370 U.S. 626 (1962).

It is the Order of the Court that the appeal of the trustee should be and hereby is DENIED.

IT IS SO ORDERED this 3rd day of May, 1988.


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

FILED

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

JUN 14 1988

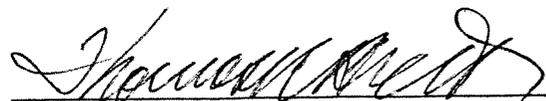
CLERK
U.S. DISTRICT COURT

IN RE)
)
VIRGIL EDWARD BULLOCK,)
)
Debtor,) Bankruptcy Case No. 81-00162
) Adversary Case No. 81-0603
JAMES R. ADELMAN, TRUSTEE,)
)
Appellant,)
) District Court Case No.
HAROLD C. BULLOCK, LEE DWANE) 87-C-698-B
BULLOCK, V. O. BULLOCK, DR.)
LYNDAL M. BULLOCK, VELTA)
LINEBARGER and THEDA McCLAIN,)
)
Appellees.)

O R D E R

This matter comes before the Court on the appeal of the Trustee from an order of the Bankruptcy Court denying the Trustee's motion to vacate an order of dismissal. The issues raised herein were decided by United States District Court Judge H. Dale Cook on June 3, 1988 in Case No. 87-C-701 in which the appeal was denied. The Court adopts that order for the present case and it is attached hereto.

IT IS SO ORDERED, this 14th day of June, 1988.



THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

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

FILED

JUN -3 1988

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

IN RE:)
)
VIRGIL EDWARD BULLOCK,)
)
Debtor.)
)
JAMES R. ADELMAN, TRUSTEE,)
)
Plaintiff,)
)
vs.) No. 87-C-701-C
)
HAROLD C. BULLOCK, ET AL.,)
)
Defendants.)

O R D E R

Now before the Court for its consideration is the appeal of the Trustee from the Order of the bankruptcy court entered on August 13, 1987, denying the trustee's motion to vacate an order of dismissal.

A pretrial conference was scheduled in this adversary proceeding on November 7, 1985. Counsel for the trustee did not appear at that hearing. On November 8, 1985, the bankruptcy court entered an order of dismissal. On November 25, 1985, the appellant filed a motion to vacate the order of dismissal. On August 13, 1987, the bankruptcy court denied said motion. From that order, the trustee appeals.

In its motion to vacate the order of dismissal, the appellant contends that it received no notice of the pretrial hearing.

However, the bankruptcy court based its order not merely upon non-appearance but upon the fact that there had been no substantive activity in the case for over two years prior to the pre-trial conference. Further, the bankruptcy court did not state that the dismissal was with prejudice. Under the circumstances, this Court is not persuaded that the bankruptcy court abused its discretion. Cf. Link v. Wabash R. Co., 370 U.S. 626 (1962).

It is the Order of the Court that the appeal of the trustee should be and hereby is DENIED.

IT IS SO ORDERED this 3rd day of May, 1988.


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

FILED

JUN 14 1988

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

CLERK
U.S. DISTRICT COURT

IN RE)	
)	
VIRGIL EDWARD BULLOCK,)	
	)	Bankruptcy Case No. 81-00162
Debtor,)	
	)	Adversary Case No. 81-0605
JAMES R. ADELMAN, TRUSTEE,)	
)	
Appellant,)	
	)	District Court Case No.
LEE DWANE BULLOCK,	)	No. 87-C-697-B
)	
Appellee.)	

ORDER

This matter comes before the Court on the appeal of the Trustee from an order of the Bankruptcy Court denying the Trustee's motion to vacate an order of dismissal. The issues raised herein were decided by United States District Court Judge H. Dale Cook on June 3, 1988 in Case No. 87-C-701 in which the appeal was denied. The Court adopts that order for the present case and it is attached hereto.

IT IS SO ORDERED, this 14 day of June, 1988.


THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

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

FILED

JUN -3 1988

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

IN RE:)
)
VIRGIL EDWARD BULLOCK,)
)
Debtor.)
)
JAMES R. ADELMAN, TRUSTEE,)
)
Plaintiff,)
)
vs.) No. 87-C-701-C
)
HAROLD C. BULLOCK, ET AL.,)
)
Defendants.)

O R D E R

Now before the Court for its consideration is the appeal of the Trustee from the Order of the bankruptcy court entered on August 13, 1987, denying the trustee's motion to vacate an order of dismissal.

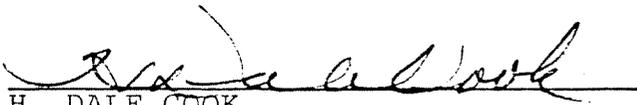
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In its motion to vacate the order of dismissal, the appellant contends that it received no notice of the pretrial hearing.

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It is the Order of the Court that the appeal of the trustee should be and hereby is DENIED.

IT IS SO ORDERED this 3rd day of May, 1988.


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

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

DAN HOWARD, an individual,)
)
 Plaintiff,)
)
 v.)
)
 CITY OF SAPULPA, OKLAHOMA, a)
)
 municipal corporation, ROGER)
)
 MINOR, individually and as City)
)
 Manager, City of Sapulpa,)
)
 Oklahoma, and JACK MCKENZIE,)
)
 individually and as Chief of)
)
 Police, City of Sapulpa, Oklahoma,)
)
 Defendants.)

CASE NO.: 87-C-446-B

FILED

JUN 14 1988

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

JUDGMENT

It appearing to the Court that the Defendants have offered to Confess Judgment pursuant to Rule 68 and the offer has been accepted by Plaintiff, the Court hereby enters judgment in favor of Plaintiff and against Defendants in the sum of ONE THOUSAND DOLLARS (\$1,000.00), inclusive of all court costs and attorney fees.

DATED: June 14, 1988

S/ THOMAS R. BRETT
JUDGE OF THE UNITED STATES DISTRICT COURT

APPROVALS:

David M. O'Dens
Attorney for the Plaintiff,
DAVID M. O'DENS

John Howard Lieber
Attorney for the Defendants,
JOHN HOWARD LIEBER

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

FILED

JUN 14 1988

DEPT. CLERK
U.S. DISTRICT COURT

IN RE)	
)	
VIRGIL EDWARD BULLOCK,)	
)	
Debtor,	)	Bankruptcy Case No. 81-00162
)	
JAMES R. ADELMAN, TRUSTEE,	)	Adversary Case No. 81-0607
)	
Appellant,)	
)	
THEDA McCLAIN,	)	District Court Case No.
	)	No. 87-C-702-B
)	
Appellee.)	

O R D E R

This matter comes before the Court on the appeal of the Trustee from an order of the Bankruptcy Court denying the Trustee's motion to vacate an order of dismissal. The issues raised herein were decided by United States District Court Judge H. Dale Cook on June 3, 1988 in Case No. 87-C-701 in which the appeal was denied. The Court adopts that order for the present case and it is attached hereto.

IT IS SO ORDERED, this 14th day of June, 1988.


THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

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

FILED

JUN -3 1988

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

IN RE:)
)
VIRGIL EDWARD BULLOCK,)
)
Debtor.)
)
JAMES R. ADELMAN, TRUSTEE,)
)
Plaintiff,)
)
vs.)
)
HAROLD C. BULLOCK, ET AL.,)
)
Defendants.)

No. 87-C-701-C

O R D E R

Now before the Court for its consideration is the appeal of the Trustee from the Order of the bankruptcy court entered on August 13, 1987, denying the trustee's motion to vacate an order of dismissal.

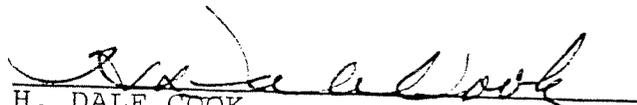
A pretrial conference was scheduled in this adversary proceeding on November 7, 1985. Counsel for the trustee did not appear at that hearing. On November 8, 1985, the bankruptcy court entered an order of dismissal. On November 25, 1985, the appellant filed a motion to vacate the order of dismissal. On August 13, 1987, the bankruptcy court denied said motion. From that order, the trustee appeals.

In its motion to vacate the order of dismissal, the appellant contends that it received no notice of the pretrial hearing.

However, the bankruptcy court based its order not merely upon non-appearance but upon the fact that there had been no substantive activity in the case for over two years prior to the pre-trial conference. Further, the bankruptcy court did not state that the dismissal was with prejudice. Under the circumstances, this Court is not persuaded that the bankruptcy court abused its discretion. Cf. Link v. Wabash R. Co., 370 U.S. 626 (1962).

It is the Order of the Court that the appeal of the trustee should be and hereby is DENIED.

IT IS SO ORDERED this 3rd day of May, 1988.


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

FILED

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

JUN 14 1988

CLERK
U.S. DISTRICT COURT

IN RE)	
)	
VIRGIL EDWARD BULLOCK,)	
	)	Bankruptcy Case No. 81-00162
Debtor,)	
	)	Adversary Case No. 81-0608
JAMES R. ADELMAN, TRUSTEE,)	
)	
Appellant,	)	District Court Case No.
	)	No. 87-C-700-B
VELTA LINEBARGER,)	
)	
Appellee.)	

O R D E R

This matter comes before the Court on the appeal of the Trustee from an order of the Bankruptcy Court denying the Trustee's motion to vacate an order of dismissal. The issues raised herein were decided by United States District Court Judge H. Dale Cook on June 3, 1988 in Case No. 87-C-701 in which the appeal was denied. The Court adopts that order for the present case and it is attached hereto.

IT IS SO ORDERED, this 14th day of June, 1988.


 THOMAS R. BRETT
 UNITED STATES DISTRICT JUDGE

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

FILED

JUN -3 1988

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

IN RE:)
)
VIRGIL EDWARD BULLOCK,)
)
Debtor.)
)
JAMES R. ADELMAN, TRUSTEE,)
)
Plaintiff,)
)
vs.) No. 87-C-701-C
)
HAROLD C. BULLOCK, ET AL.,)
)
Defendants.)

O R D E R

Now before the Court for its consideration is the appeal of the Trustee from the Order of the bankruptcy court entered on August 13, 1987, denying the trustee's motion to vacate an order of dismissal.

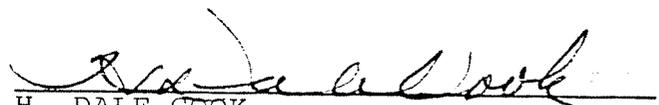
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In its motion to vacate the order of dismissal, the appellant contends that it received no notice of the pretrial hearing.

However, the bankruptcy court based its order not merely upon non-appearance but upon the fact that there had been no substantive activity in the case for over two years prior to the pre-trial conference. Further, the bankruptcy court did not state that the dismissal was with prejudice. Under the circumstances, this Court is not persuaded that the bankruptcy court abused its discretion. Cf. Link v. Wabash R. Co., 370 U.S. 626 (1962).

It is the Order of the Court that the appeal of the trustee should be and hereby is DENIED.

IT IS SO ORDERED this 3rd day of May, 1988.


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

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

GUESS ?, INC.,)
)
Plaintiff,)
)
v.)
)
RANDY'S SILK SCREENING INC.)
OF TULSA, et al.,)
)
Defendants.)

Case No. 87-C-191-C

F I L E D

JUN 14 1988

PERMANENT INJUNCTION

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

On the 13th day of June, 1988, the above-entitled action came on for consideration pursuant to the settlement agreement of plaintiff, Guess ?, Inc., and defendant Linda Blackburn d/b/a Pride Enterprises ("Defendant"), that a permanent injunction be entered against defendant. Appearing on behalf of plaintiff was legal counsel Gary S. Chilton. Appearing on behalf of defendant was legal counsel A. Carl Robinson.

The Court, being fully advised of the premises, makes the following findings of fact and conclusions of law:

1. In November, 1981, Plaintiff adopted and commenced use of the trademark GUESS ?, along and in combination with a distinctive, red, inverted triangle design (hereinafter "GUESS ? in Design"), in connection with the sale of men's and women's apparel.

2. Since November, 1981, Plaintiff has continuously used the trademarks GUESS ? and GUESS ? in Design in interstate

commerce in the United States in connection with the advertising and sale of its men's and women's apparel. Plaintiff has also used its trademarks in the distinctive "Flying Ace" design attached hereto as Exhibit 1. The above trademarks and Flying Ace design of plaintiff are collectively referred to hereinafter as the "Guess ? Trademarks."

3. The GUESS ? Trademarks have developed a secondary meaning and significance in the minds of the purchasing public and products bearing such marks are identified with Plaintiff.

4. Plaintiff's GUESS ? and GUESS ? in Design trademarks are registered with the United States Patent and Trademark Office under Registration Nos. 1,299,580 and 1,271,896 issued October 9, 1984 and March 27, 1984 respectively. Said registrations are valid and subsisting and are prima facie evidence of Plaintiff's exclusive right to use the marks GUESS ? and GUESS ? in Design.

5. Defendant has allegedly distributed, offered for sale and sold certain sweatshirts bearing a counterfeit GUESS ? Trademark or colorable imitation thereof.

6. Defendant has no objection to Plaintiff's requested permanent injunction.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Defendant, her agents, servants, employees and all persons in active concert or participation with her, is hereby restrained from in any manner, directly or indirectly, doing the following:

1. Infringing Plaintiff's Guess ? Trademarks, including, inter alia, counterfeiting such trademarks, competing unfairly with Plaintiff, falsely designating the origin of Defendant's goods, engaging in deceptive trade practices, and specifically from:

(a) Using in any manner Plaintiff's Guess ? Trademarks or colorable imitations thereof, or any other names or marks which so resemble Plaintiff's said marks as to be likely to cause confusion, deception or mistake, on or in connection with the manufacture, silk screening, heat transferring, imprinting, advertising, offering for sale or sale of any product not authorized by Plaintiff;

(b) Passing off, inducing or enabling others to sell or pass off any product as products produced or approved by Plaintiff under its GUESS ? Trademarks; and

(c) Committing any acts calculated to cause purchasers to believe that Defendant's products are those sold under the control and supervision of Plaintiff, or are sponsored, approved, connected with, guaranteed or produced under the control and supervision of Plaintiff.

ISSUED this 13 day of June, 1988, at

4:00 clock P.m.

W. Wallace Cook
UNITED STATES DISTRICT JUDGE

APPROVED:

G S Chilton

ROY J. DAVIS, ESQ.
GARY S. CHILTON, ESQ.
ANDREWS DAVIS LEGG BIXLER
MILSTEN & MURRAH
500 West Main
Oklahoma City, Oklahoma 73102
Attorneys for Plaintiff
GUESS ?, Inc.

A. Carl Robinson

A. CARL ROBINSON
ROBINSON, LOCKE, GAGE,
FITE & WILLIAMS
P. O. Box 87
Muskogee, Oklahoma 74402-0087

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PLANTIFF'S
EXHIBIT
/

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

BONLEASE - AG, a Swiss
corporation,

Plaintiff,

vs.

BIZJET INTERNATIONAL SALES
& SUPPORT, INC., an
Oklahoma corporation, and
GREAT PLANES SALES, INC.,
a Kansas corporation,

Defendants.

No. 87-C-1000-B

FILED

JUN 13 1988

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

ORDER OF DISMISSAL

NOW on this 13 day of ~~May~~^{June}, 1988, the Court has for its consideration the Stipulation For Dismissal With Prejudice jointly filed in the above styled and numbered cause by plaintiff and defendants. Based upon the representations and requests of the parties as set forth in the foregoing stipulation, it is

ORDERED that plaintiff's complaint and claims for relief against defendants be and the same are hereby dismissed with prejudice.

IT IS FURTHER ORDERED that defendant Bizjet's Counterclaim and Claim For Set-Off against plaintiff be and the same is hereby dismissed with prejudice.

IT IS FURTHER ORDERED that each party shall bear its own costs and attorneys' fees.

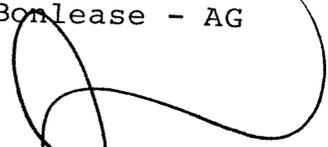
S/ THOMAS R. BRETT
THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

APPROVED:



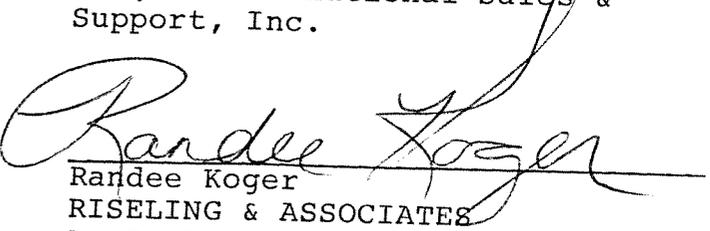
James M. Chaney
Jon W. Laasch
KIRK & CHANEY
Suite 1300 Midland Center
Oklahoma City, OK 73102

Attorneys for the Plaintiff,
Bonlease - AG



Joel L. Wohlgemuth, OBA #9811
Jess W. Arbuckle, OBA #11208
NORMAN, WOHLGEMUTH & THOMPSON
909 Kennedy Building
Tulsa, OK 74103
(918) 583-7571

Attorneys for the Defendant,
Bizjet International Sales &
Support, Inc.



Rande Koger
RISELING & ASSOCIATES
P. O. Box 52561
Tulsa, OK 74152

Attorneys for the Defendant,
Great Planes Sales, Inc.

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

FILED

JUN 13 1988

AMERICAN EXCEL CORPORATION,
a Texas corporation,)

Plaintiff,)

vs.)

TULSA GENERAL INSURANCE AGENCY,
INC., an Oklahoma corporation,)
and DAVID SIMMONS,)

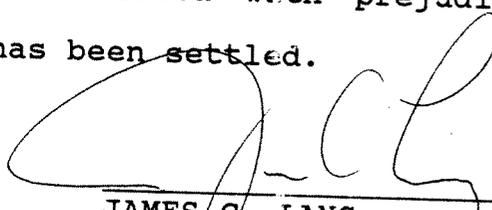
Defendants.)

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

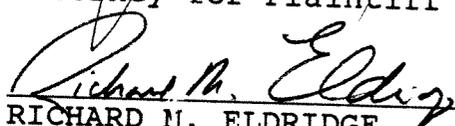
No. 86-C-973 B

STIPULATION OF DISMISSAL WITH PREJUDICE

COMES NOW the Plaintiff, AMERICAN EXCEL CORPORATION, and the Defendants, TULSA GENERAL INSURANCE AGENCY, INC., an Oklahoma corporation, and DAVID SIMMONS, and stipulate pursuant to Federal Rules of Civil Procedure Rule 41 that this action be dismissed with prejudice for the reason that this action has been settled.



JAMES C. LANG
Attorney for Plaintiff



RICHARD N. ELDRIDGE
Attorney for Defendants

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

JIMMY A. COMER,)
)
 Plaintiff,)
)
 -vs-)
)
 POLICE OFFICER EDWARD COMPOS,)
 et al,)
)
 Defendants.)

Case No. 85-C-250-E

JOURNAL ENTRY OF JUDGMENT
UPON AGREED SETTLEMENT

This cause comes before the undersigned judge upon the parties joint application that the Court approve an agreed settlement between the parties as required by 51 O.S. 1981 § 158(A). Plaintiff appears by his counsel, Eric Spooner and Gordon Harman; the defendants appear by and through their attorney of record, Charles R. Fisher, Assistant City Attorney.

The Court has reviewed the file, heard the presentations of the parties and finds as follows:

(1) The defendants have submitted themselves to the jurisdiction of the Court; the case is set for trial.

The Court further finds the parties have concluded settlement negotiations, and the terms and conditions of this free and voluntary settlement are as follows:

(1) The City of Tulsa, Oklahoma, agrees to an entry of judgment in the total sum of Nine Thousand and 00/100 Dollars (\$9,000.00) against it and in favor of the plaintiff as a full, final and complete settlement of any and all claims for damages, pre- and post-judgment interest, costs and attorneys' fees the plaintiff may have against the City of Tulsa, its employees or agents.

FILED
JUL 13 1988
Jack C. Silver, Clerk
U.S. DISTRICT COURT

(2) The Nine Thousand and 00/100 Dollars (\$9,000.00) settlement figure does not include any amount as punitive damages or in lieu of punitive damages.

(3) That any cause of action plaintiff had or might have had against the individual defendant herein is hereby extinguished.

In consideration of the above findings:

IT IS ORDERED that plaintiff have judgment against the defendant, City of Tulsa, Oklahoma, in the total sum of Nine Thousand and 00/100 Dollars (\$9,000.00) and said amount shall be paid within fifteen (15) days of the date of this order.

JAMES O. ELLISON
Judge of the District Court

APPROVED AS TO FORM & CONTENT:


GORDON HARMAN
Attorney for Plaintiff


ERIC SPOONER
Attorney for Plaintiff


CHARLES R. FISHER
Attorney for Defendants

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

FILED

JUN 13 1988

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

L. C. RHOADS,

Plaintiff,

vs.

AGNES SMITH HAMMOND,

Defendant,

vs.

HELEN L. RHOADS,

Third-Party Defendant.

Case No. 84-C-811-E

STIPULATION OF DISMISSAL WITH PREJUDICE

IT IS HEREBY STIPULATED by and among the parties, pursuant to Fed.R.Civ.P.41, that the above entitled cause of action be discontinued and dismissed with prejudice to the right of Plaintiff to bring any further action against this Defendant. The authority for Agnes Smith, formerly Agnes Smith Hammond, to execute this document on behalf of the Plaintiff is evidenced by a copy of a Bill of Sale attached hereto as Exhibit "A". The causes of action which constitute the basis of the claim of the Plaintiff L. C. Rhoads in the instant action was purchased at Trustee's Sale on June 6, 1988 by Agnes Smith from Bankruptcy Trustee in United States Bankruptcy Court for the Eastern District of Oklahoma, Case No. 87-00264, Lattis C. Rhoads, Debtor.

DATED this 13th day of June, 1988.

Respectfully submitted,

Agnes Smith
AGNES SMITH, Owner of all
causes of action set forth in
Case No. 84-C-811-E of
Plaintiff, L. C. Rhoads

MCCORMICK, ANDREW & CLARK
A Professional Corporation
Attorneys for Defendant
AGNES SMITH
Suite 100, Tulsa Union Depot
111 East First Street
Tulsa, Oklahoma 74103
(918) 583-1111

By: *Larry Evans*
Larry Evans, OBA #2775

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF OKLAHOMA

IN RE: RHOADS, Lattis C.)
444-24-7640) No. 87-00264
Debtor.)

TRUSTEE'S BILL OF SALE

The undersigned, Dean Peterson, as Trustee for the Estate of Lattis C. Rhoads, Debtor, Case No. 87-00264, United States Bankruptcy Court, Eastern District of Oklahoma, for \$1,000.00, to-wit: receipt of which is hereby acknowledged, and pursuant to Notice of Trustee's Sale as filed in the record of this case, does hereby sell to Agnes Smith Hammond, the property of this Estate described as:

Three separate causes of action seeking actual and punitive damages:

1. Breach of Contract;
2. Tortious interference with contract;
3. Slander of title.

These causes of action were formerly the basis of a lawsuit styled in the United States District Court for the Northern District of Oklahoma, Case No. 84-C-811-E, L. C. Rhoads, Plaintiff v. Agnes Smith Hammond, Defendant. The case has been dismissed without prejudice and could possibly be refiled within one year of the date of the dismissal which was February 17, 1988.

It is possible, but not warranted by the Trustee, that under Oklahoma law this case could be refiled within one year of the date of Dismissal. This summary of facts is not warranted by the Trustee, and interested parties should consult the Court file for verification of facts, issues and status of the case.

