

FILED

JUL 10 1991

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

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

WB MUSIC CORP., et al.,)	
)	
Plaintiffs,)	
)	
vs.)	No. 90-C-629-E
)	
RUSTY ROBERTS BERRYMAN,)	
d/b/a Good Times,)	
)	
Defendant.)	

JUDGMENT

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

IT IS ORDERED AND ADJUDGED that Plaintiffs' Motion for Summary Judgment is granted; Defendant is enjoined from infringing on Plaintiffs' copyright interests; Plaintiff is awarded damages in the amount of \$4,000.00 plus the costs of this action. Plaintiffs should submit a bill of costs and an application for an award of attorney fees.

DATED this 9TH day of July, 1991.



 JAMES O. ELLISON
 UNITED STATES DISTRICT JUDGE

FILED

JUL 10 1991

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

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

LORI SELBY FISHER,)
)
) PLAINTIFF,)
)
) -vs-)
)
) AMERICAN RED CROSS, a non-profit)
) organization; and RICHARD B.)
) JARVIS, Individually,)
)
) DEFENDANTS.)

CASE NO. 91 C 172 E

ORDER

NOW, on this 10th day of July, 1991, for
good cause shown, the Court finds that the Complaint of the
plaintiff, Lori Selby Fisher, should be allowed to be dismissed
with prejudice.

IT IS SO ORDERED.

BY JAMES O. WILSON

UNITED STATES DISTRICT JUDGE

FILED

JUL 10 1991

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

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

BROCK WAYNE BEASLEY,
Plaintiff,

vs.

Case No. 90-C-863-E

FORD MOTOR COMPANY, a foreign
corporation; AAMCO TRANSMISSIONS,
a Pennsylvania corporation not
authorized to do business in
Oklahoma, by serving its
registered agent at One
Presidential Blvd., Valley
Kenwood, Pennsylvania 19004 and
KEN SUTTON, d/b/a
AAMCO TRANSMISSIONS,
Defendants.

ORDER OF DISMISSAL WITH PREJUDICE

On this 10th day of July, 1991, upon written application of the Parties for an order of dismissal with prejudice of the petition 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 Petition and have requested the Court to dismiss the Petition with prejudice to any future action, and the Court, being fully advised in the presmises, finds that said Petition should be dismissed. It is, therefore,

ORDERED, ADJUDGED and DECREED by this Court that the Petition and all causes of action of the Plaintiff filed herein be and the same are hereby dismissed with prejudice to any further action.

S/ JAMES O. ELLISON

JAMES O. ELLISON, JUDGE

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

BETTY JO CAGLE, NANCY)
HURLEY, ELWYN ISAACS and)
NANCY MAUZY,)

Plaintiffs,)

vs.)

No. 85-C-1099-E

ROGERS STATE COLLEGE; THE)
BOARD OF REGENTS OF ROGERS)
STATE COLLEGE, WALLACE)
GOODMAN, ILENE FLANAGAN,)
JERRY LYONS, D. M.)
SOKOLOSKY, and RON WATKINS;)
RICHARD MOSIER, individually)
and in his official capacity as)
President of Rogers State College;)
TOBIE TITSWORTH; and)
RAYMOND WAMSLEY,)

Defendants.)

FILED

JUL 10 1991

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

ORDER OF DISMISSAL WITH PREJUDICE

Based on the stipulation of all the parties filed herein, the Plaintiffs' action is hereby dismissed with prejudice.

IT IS SO ORDERED.

ENTERED THIS 10 DAY OF July, 19 91.

/s/ JOHN LEO WAGNER
UNITED STATES MAGISTRATE JUDGE

JOHN LEO WAGNER
UNITED STATES MAGISTRATE JUDGE

FILED

JUL 10 1991

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

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

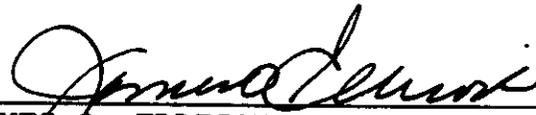
JAMES ANDREW THOMAS,)
)
Plaintiff,)
)
vs.) No. 87-C-378-E
)
SECRETARY OF DEFENSE, et al.,)
)
Defendants.)

ADMINISTRATIVE CLOSING ORDER

The mandate of the United States Court of Appeals for the Federal Circuit has been filed herein; therefore it is not necessary that the action remain upon the calendar of the Court.

IT IS THEREFORE 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, order, judgment, or for any other purpose required to obtain a final determination of the litigation. The Court retains complete jurisdiction to vacate this Order and to reopen the action upon cause shown within twenty (20) days that further litigation is necessary.

ORDERED this 9th day of July 9, 1991.



JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

Hideca and Hideca Oil International, in addition to Talon. This judgment was affirmed by the District Court and, ultimately, the Tenth Circuit Court of Appeals on May 15, 1986.

Plaintiff filed the instant action on December 18, 1986, requesting the court to find that Talon, Hideca Oil, and Hideca are the alter egos and instrumentalities of Rafael Tudela, chief executive officer and major shareholder of Hideca and Hideca Oil. However, Defendant contends that the present claim is actually one to enforce the previous judgment stemming from a claim for breach of contract. Defendant also claims that regardless of the nature of the instant action, the statute of limitations has expired as to each purported claim.

Summary judgment pursuant to Fed.R.Civ.P. 56 is appropriate where "there is no genuine issue as to any material fact and that the moving party is entitled to judgment as a matter of law." Where there is an absence of material issues of fact, then the movant is entitled to judgment as a matter of law. Celotex Corp. v. Catrett, 477 U.S. 317, 322-23 (1986); Anderson v. Liberty Lobby, Inc., 477 U.S. 242, 250 (1986); Winton Third Oil and Gas v. FDIC, 805 F.2d 342 (10th Cir. 1986); Commercial Iron & Metal Co. v. Bache & Co., 478 F.2d 39, 41 (10th Cir. 1973); and Ando v. Great Western Sugar Co., 475 F.2d 531, 535 (10th Cir. 1973).

Plaintiff claims that the nature of the present action and the final judgment date of the previous claim are material facts which remain in dispute. However, these are questions of law, not questions of fact precluding partial summary judgment. The

Plaintiff also disputes the date the cause of action arose. However, this fact becomes immaterial to the statute of limitations issue after the nature of the cause of action is determined.

Plaintiff contends that its cause of action is one solely to determine whether the Judgment Debtors are the alter egos and instrumentalities of Tudela. However, the Plaintiff has mischaracterized its claim, an action which involves piercing the corporate veil. An action to enforce a judgment obtained against a corporation utilizing the theory of piercing the corporate veil is in essence an action to enforce a judgment. Wm. Passalacque Builders, Inc., v. Resnick Developers South, Inc., 608 F.Supp. 1261, 1264 (D.C.N.Y. 1985). Thus, Home-Stake is suing to enforce the judgment obtained against the Judgment Debtors using a theory of piercing the corporate veil.

Defendant further claims that the Plaintiff's action to enforce a judgment is barred under 12 O.S. §735 (1981) (the dormancy statute) because execution of the previous judgment was not issued within five years of the Bankruptcy Court's judgment entered June 11, 1981. The dormancy statute provides that if execution is not issued and filed within five years after the date of any judgment rendered in this state, such judgment shall become unenforceable. 12 O.S. §735 (1981). The issue before the court is the date of "judgment".

The term judgment is defined in 12 O.S. §681 as "the final determination of the rights of the parties to the action." Judgment is not final until the time to appeal has expired or an

appeal has run its course. Suggs v. Mutual Benefit Health & Accident Ins., 115 F.2d 80, 82 (10th Cir. 1940); Century Laminating, Ltd. v. Montgomery, 595 F.2d 563, 567 (10th Cir. 1979); Price v. Sanditen, 38 P.2d 533, 534 (Okla. 1934); Lewis v. Aubrey, 404 P.2d 1005, 1008 (Okla. 1965); Ellison v. Gray, 702 P.2d 360, 367 (Okla. 1985). In Methvin v. Methvin, 127 P.2d 186 (Okla. 1942), the Oklahoma Supreme Court held that judgment does not become final for the purposes of the dormancy statute until five years after the highest court has ruled on the appeal. Thus, the term "judgment" refers to the date the Tenth Circuit Court of Appeals entered judgment, May 15, 1986. Plaintiff filed the present claim on December 18, 1986 less than eight months after final judgment. Therefore, the claim was brought within the five year time limitation imposed by the dormancy statute and is not barred by the statute of limitations.

The Court, therefore, denies the Motion for Summary Judgment of the Defendant, Rafael Tudela, in accordance with the above.

IT IS SO ORDERED, this 9th day of July, 1991.



THOMAS R. BRETT
UNITED STATES DISTRICT JUDGE

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

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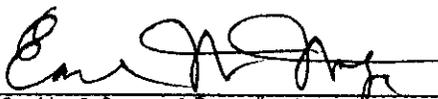
Jack C. Silver, Clerk
U.S. DISTRICT COURT

Royce Rosser, d/b/a)
Rosser Wrecker Service,)
)
Plaintiff,)
)
v.)
)
City of Broken Arrow,)
Oklahoma, a municipal)
corporation, and J.R.)
Stover, Chief of Police,)
)
Defendants.)

Case No. 90 C 482 B

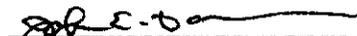
**NOTICE OF
DISMISSAL WITH PREJUDICE**

COMES NOW the Plaintiff, Royce Rosser d/b/a Rosser's Wrecker Service by his undersigned attorney, Earl W. Wolfe, and dismisses the above entitled cause with prejudice to any future refiling hereof.



Earl Wolfe, OBA #9824
The Hartford Building, Suite 123
110 South Hartford
Tulsa, Oklahoma 74120-1834
(918) 582-3168
ATTORNEY FOR THE PLAINTIFF

Approved as to form and content:


Michael R. Vanderburg, OBA# 9180
City Attorney
John E. Dorman, OBA# 11289
Assistant City Attorney
City of Broken Arrow
200 Municipal Center
Broken Arrow, Oklahoma 74012
(918) 251-5311
ATTORNEYS FOR DEFENDANTS, CITY
OF BROKEN ARROW AND J.R. STOVER,
CHIEF OF POLICE

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

FILED

JUL - 3 1961

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

THELMA R. SPENCER and)
ROBERT E. SPENCER,)
individually and as husband)
and wife,)

Plaintiffs,)

vs.)

No. 90-C-640-E

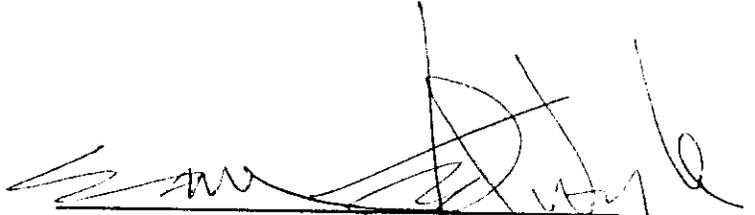
KEVIN COLE; AMERICAN FAMILY)
MUTUAL INSURANCE COMPANY,)
a foreign corporation;)
UNITED SOUTHERN ASSURANCE)
COMPANY, a foreign)
corporation; PORT CASTAWAYS;)
KATHY HIX, as owner,)
proprietor and/or license)
holder of Port Castaways; and)
PHILLIPS 66 COMPANY, a)
Delaware corporation, and a)
subsidiary of Phillips)
Petroleum Company, a)
Delaware corporation, d/b/a)
WASHINGTON EXPRESS)
CONVENIENCE-DELI, a/k/a)
PHILLIPS 66 FOOD PLAZA,)

Defendants.)

JOINT STIPULATION OF
DISMISSAL WITH PREJUDICE

COME NOW the parties by and through their undersigned
attorneys and hereby file this Joint Stipulation of Dismissal

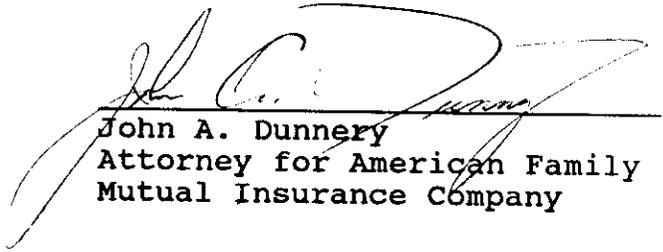
with Prejudice, each party to bear its own costs and attorneys' fees.



Stephen C. Wolfe
Ted G. Vogle
Attorneys for Plaintiffs



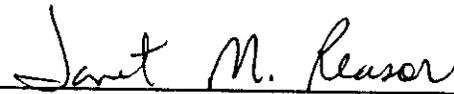
Janet M. Reasor
Attorney for Defendant
Phillips 66 Company



John A. Dunnery
Attorney for American Family
Mutual Insurance Company

CERTIFICATE OF MAILING

The undersigned hereby certifies that on the ^{9th} day of July, 1991, she mailed a copy of the foregoing to Mr. Stephen C. Wolfe, 1325 South Main Street, Tulsa, Oklahoma 74119 and Mr. John A. Dunnery, 2417 East Skelly Drive, Tulsa, Oklahoma 74105.



Janet M. Reasor

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

FILED

JUL 8 1991

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

MARY ELLEN GUYETT and JAMES
RALPH GUYETT, individually and
as husband and wife,

Plaintiffs,

vs.

UNITED STATES OF AMERICA,

Defendant.

No. 91-C-445-E

ORDER OF TRANSFER

NOW on this 5th day of July, 1991, this matter comes on upon plaintiffs' Motion for Transfer of this case from the Northern District to the Eastern District of Oklahoma. The Court, having examined the records and files in this matter, and considering the motion and statements contained therein including the consent and stipulation by defendant, the Court finds and it is the order of this Court that this matter be, and the same is hereby transferred from the Northern District to the Eastern District of Oklahoma, whereupon it shall proceed in ordinary course.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that this matter is transferred from the Northern District of Oklahoma to the Eastern District of Oklahoma to proceed in due course.

s/ JAMES O. ELLISON

JAMES O. ELLISON
UNITED STATES DISTRICT JUDGE

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

FILED

JUL - 8 1991

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

LONNIE JEFFRIES,

Plaintiff,

v.

R SQUARED SCAN SYSTEMS, INC.,

Defendant.

)
)
)
)
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)
)
)

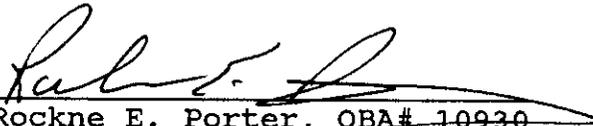
Case No. 91 C 203 E

STIPULATION OF DISMISSAL WITH PREJUDICE

The parties to this lawsuit, pursuant to Federal Rule of Civil Procedure 41(a)(1)(ii), hereby stipulate that this proceeding is dismissed, with prejudice. Each party is to bear his or its own attorney fees and costs.

For Plaintiff:

For Defendant:


Rockne E. Porter, OBA# 10930
HOWARD & WIDDOWS, P.C.
Suite 570
2021 South Lewis
Tulsa, Oklahoma 74104
(918) 744-7440


Thomas D. Robertson, OBA# 7665
NICHOLS, WOLFE, STAMPER,
NALLY & FALLIS, INC.
400 Old City Hall Building
124 East Fourth Street
Tulsa, Oklahoma 74103-4004
(918) 584-5182

UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF OKLAHOMA

UNITED STATES OF AMERICA

Plaintiff,

vs.

GARY W. HALLEMEIER, MELISSA K.
HALLEMEIER; REMODELERS NATIONAL
FUNDING CORPORATION; COUNTY
TRESURER, Creek County, Oklahoma;
BOARD OF COUNTY COMMISSIONERS,
Creek County, Oklahoma,

Defendants.

FILED

JUL 5 1991

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

CIVIL ACTION NO. 90-C-531-E

JUDGMENT OF FORECLOSURE

This matter comes on for consideration this 2nd day
of July, 1991. The Plaintiff appears by Tony M.
Graham, United States Attorney for the Northern District of
Oklahoma, through Kathleen Bliss Adams, Assistant United States
Attorney; the Defendants, County Treasurer, Creek County,
Oklahoma, and Board of County Commissioners, Creek County,
Oklahoma, appear by Wesley R. Thompson, Assistant District
Attorney, Creek County, Oklahoma; the Defendant, Remodelers
National Funding Corporation, appears not, and should be
dismissed from this action; and the Defendants, Gary W.
Hallemeier and Melissa K. Hallemeier, appear not, but make
default.

The Court, being fully advised and having examined the
court file, finds that Defendant, Gary W. Hallemeier,
acknowledged receipt of Summons and Complaint on April 27, 1991;
that Defendant, Melissa K. Hallemeier, acknowledged receipt of
Summons and Complaint on April 27, 1991; that Defendant, County

Treasurer, Creek County, Oklahoma, acknowledged receipt of Summons and Complaint on June 18, 1990; and that Defendant, Board of County Commissioners, Creek County, Oklahoma, acknowledged receipt of Summons and Complaint on June 19, 1990.

The Court further finds that the Defendant, Remodelers National Funding Corporation, assigned their interest in the subject real property to the United States of America on February 20, 1990 and filed said assignment in the records of Creek County, Oklahoma on Page 260 at Page 433, and should therefore be dismissed as a Defendant herein.

It appears that the Defendants, County Treasurer, Creek County, Oklahoma, and Board of County Commissioners, Creek County, Oklahoma, filed their Answer on June 21, 1990; that the Defendants, Gary W. Hallemeier and Melissa K. Hallemeier have failed to answer and their default has therefore been entered by the Clerk of this Court.

The Court further finds that Gary Wayne Hallemeier and Melissa Kay Hallemeier p/k/a Melissa Kay Brown, filed their voluntary petition in bankruptcy in Chapter 7 in the United States Bankruptcy Court, Northern District of Oklahoma, Case No. 90-01554-C, and were discharged on September 28, 1990, with the case being closed on November 27, 1990.

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 Creek County, Oklahoma, within the Northern Judicial District of Oklahoma:

Lots Fifteen (15) and Sixteen (16), Block Three (3), BURNETT'S REFINERY ADDITION to the City of Sapulpa, in Creek County, State of Oklahoma, as shown by the Recorded Plat thereof.

The Court further finds that on July 24, 1987, the Defendants, Gary W. Hallemeier and Melissa K. Hallemeier, executed and delivered to the United States of America, acting on behalf of the Administrator of Veterans Affairs, now known as Secretary of Veterans Affairs, their mortgage note in the amount of \$22,000.00, payable in monthly installments, with interest thereon at the rate of 10 percent (10%) per annum.

The Court further finds that as security for the payment of the above-described note, the Defendants, Gary W. Hallemeier and Melissa K. Hallemeier, executed and delivered to the United States of America, acting on behalf of the Administrator of Veterans Affairs, now known as Secretary of Veterans Affairs, a mortgage dated July 24, 1987, covering the above-described property. Said mortgage was recorded on July 24, 1987, in Book 223, Page 1833, in the records of Creek County, Oklahoma.

The Court further finds that the Defendants, Gary W. Hallemeier and Melissa K. Hallemeier, made default under the terms of the aforesaid note and mortgage by reason of their failure to make the monthly installments due thereon, which default has continued, and that by reason thereof the Defendants,

Gary W. Hallemeier and Melissa K. Hallemeier, are indebted to the Plaintiff in the principal sum of \$21,730.59, plus interest at the rate of 10 percent per annum from August 1, 1989 until judgment, plus interest thereafter at the legal rate until fully paid, and the costs of this action in the amount of \$206.20 (\$20.00 docket fees, \$178.20 publication fees, \$8.00 fee for recording Notice of Lis Pendens).

The Court further finds that the Defendants, County Treasurer and Board of County Commissioners, Creek County, Oklahoma, have a lien on the property which is the subject matter of this action by virtue of 1989 personal property taxes in the amount of \$17.27 which became a lien on the property. Said lien is inferior to the interest of the Plaintiff, United States of America.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that the Plaintiff have and recover judgment in rem against the Defendants, Gary W. Hallemeier and Melissa K. Hallemeier, in the principal sum of \$21,730.59, plus interest at the rate of 10 percent per annum from August 1, 1989, until judgment, plus interest thereafter at the current legal rate of 6.34 percent per annum until paid, plus the costs of this action in the amount of \$206.20 (\$20.00 docket fees, \$178.20 publication fees, \$8.00 fee for recording Notice of Lis Pendens), 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 Defendant, Remodelers National Funding Corporation, has no right, title, or interest in the subject real property, and is hereby dismissed as a Defendant herein.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Defendants, County Treasurer and Board of County Commissioners, Creek County, Oklahoma, have and recover judgment in the amount of \$17.27 for personal property taxes for the year 1989, plus the costs of this action.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that an Order of Sale shall be issued to the United States Marshal for the Northern District of Oklahoma, commanding him to advertise and sell with appraisalment the real property 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;

Third:

In payment of Defendants, County Treasurer and Board of County Commissioners, Creek County, Oklahoma, in the amount of \$17.27, personal property taxes which are currently due and owing.

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 O. ELLISON
UNITED STATES DISTRICT JUDGE

APPROVED:

TONY M. GRAHAM
United States Attorney


KATHLEEN BLISS ADAMS, OBA #13625
Assistant United States Attorney
3600 U.S. Courthouse
Tulsa, Oklahoma 74103
(918) 581-7463



WESLEY R. THOMPSON, OBA #8993
Assistant District Attorney
Attorney for Defendants,
County Treasurer and
Board of County Commissioners,
Creek County, Oklahoma

Judgment of Foreclosure
Civil Action No. 90-C-531-E

KBA/esr

F I L E D

JUL 5 1991

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

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

JAMES WILLIAM TYREE,
Plaintiff

X

VS.

X

CIVIL ACTION NO.
91-C-123-B

JOHN COWAN,
Defendant

X

X

ORDER OF DISMISSAL

On this 5th day of July, 1991, came on Plaintiff's Motion for Dismiss. A settlement has been reached wherein Plaintiff, JAMES WILLIAM TYREE, no longer desires to prosecute the Defendant, JOHN COWAN, and the Court, after considering same, is of the opinion that this case be dismissed with prejudice.

IT IS THEREFORE, ORDERED, ADJUDGED AND DECREED, that this case be dismissed and costs be taxed against the party incurring same.

DATED on this 5th day of July, 1991.

S/ THOMAS R. BRETT

JUDGE PRESIDING

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

FILED

JUN 5 1991

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

JIMMIE E. MILEHAM, AS TRUSTEE)
FOR MARY ELLEN TABER and)
DEBBIE L. WRIGHT, JOHN W.)
TABER, III, STEVE TABER and)
HOLLY JEANNETTE TABER,)

Plaintiffs,)

v.)

JACKSON NATIONAL LIFE INSURANCE)
COMPANY, a foreign insurance)
corporation,)

Defendant.)

Case No. _____

91 C 412 C

ORDER TRANSFERRING CASE TO
WESTERN DISTRICT OF OKLAHOMA

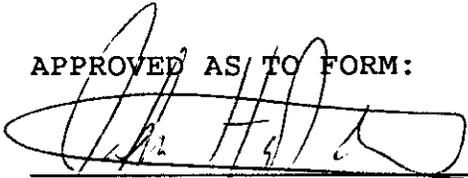
NOW on this 5 day of June, 1991, comes on for consideration the defendant's application for an order transferring this case to the United States District Court for the Western District of Oklahoma on the ground that the convenience of the witnesses and parties and the ends of justice will be promoted by the change. Upon due consideration, and for good cause shown, Jackson National Life Insurance Company's motion is granted.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the place of the trial of this action be changed from the United States District Court for the Northern District of Oklahoma to the United States District Court for the Western District of Oklahoma.

s/H. DALE COOK

United States District Judge

APPROVED AS TO FORM:

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

John Hauck, Jr.
Lytle Soule & Curlee
119 North Robinson, Suite 1200
Oklahoma City, Oklahoma 73102
(405) 235-7471
Attorneys for Defendant
Jackson National Life Insurance
Company

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

FEDERAL DEPOSIT INSURANCE)
CORPORATION in its corporate)
capacity as holder of)
assets of the failed UTICA)
NATIONAL BANK & TRUST CO.,)

Plaintiff,)

v.)

CHRISTOPHER DESIGN HOMES, INC.,)
an Oklahoma corporation; MARK)
EN, LIMITED, an Oklahoma)
corporation; PAM STRONKS,)
AKA PAMELA STRONKS; LIBERTY)
NATIONAL BANK AND TRUST)
COMPANY OF OKLAHOMA CITY, a)
national banking association;)
G. E. DUPLEXES, INCORPORATED,)
an Oklahoma corporation; HOPE)
LUMBER AND SUPPLY COMPANY, an)
Oklahoma corporation; R & W)
CONTRACTORS, INC., an Oklahoma)
corporation; MARK C. ENTERLINE;)
BOARD OF COUNTY COMMISSIONERS)
OF TULSA COUNTY, OKLAHOMA;)
and JOHN F. CANTRELL, County)
Treasurer of Tulsa County,)
Oklahoma,)

Defendants,)

and)

DAVID C. ROBERSON AND LINN A.)
ROBERSON, husband and wife,)

Additional Defendants,)

and)

E.E.G. CORPORATION, an)
Oklahoma corporation,)

Additional Defendant.)

Case No. 90-C-572-B

FILED

JUL 5 1991

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

JUDGMENT

This matter comes on for hearing this 3rd day of July, 1991, before the undersigned judge of the United States District Court. The Plaintiff, the Federal Deposit Insurance Corporation in its corporate capacity as holder of assets of the failed Utica National Bank and Trust Co. (the "FDIC"), appears by and through its attorneys of record, Hall, Estill, Hardwick, Gable, Golden & Nelson, P.C., by Jeffrey R. Schoborg. The Defendants, Christopher Design Homes, Inc. ("Christopher"), Mark En, Limited ("Mark En"), G.E. Duplexes, Incorporated ("GED") and Mark Enterline ("Enterline") appear by and through their counsel of record, Albright & Associates, by Dale J. Gilsinger. The Defendants, David C. Roberson and Linn A. Roberson (collectively the "Robersons") appear by and through their counsel of record, James R. Gotwals & Associates, Inc., by Therese Buthod. The Board of County Commissioners of Tulsa County, Oklahoma and John F. Cantrell, County Treasurer of Tulsa County, Oklahoma (collectively the "County") appear by and through their counsel of record, J. Dennis Semler, Assistant District Attorney. The Defendants, Pam Stronks, aka Pamela Stronks, Liberty National Bank and Trust Company of Oklahoma City, R & W Contractors, Inc. and E.E.G. Corporation ("EEG") are in default hereunder and appear not. The Defendant, Hope Lumber and Supply Company has filed a formal disclaimer in this action and appears not.

This Court, after hearing all the evidence and being fully advised in the premises, finds as follows:

On May 3, 1991, the FDIC filed both its Motion for Summary Judgment and Default Judgment and supporting Brief, seeking judgment against all Defendants and Additional Party Defendants. It is the order of this Court that both the Motion for Summary Judgment and Default Judgment should be sustained and judgment entered accordingly.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the FDIC take judgment against Christopher, on its first cause of action, in the amount of \$72,254.47 in principal and interest accrued through June 1, 1990, with interest accruing thereafter at the per diem rate of \$18.96 until paid.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the FDIC has a first and prior lien on the following described property:

Lot Eighteen (18), Block Two (2); Lot Six (6) and Twenty-Seven (27), Block Three (3); Lot Four (4), Block Four (4); AND: Lot Two (2) and Five (5), Block One (1); Lot Sixteen (16), Block Eight (8); all in LAKERIDGE ADDITION to the City of Owasso, Tulsa County, Oklahoma (the "Lakeridge Property");

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that all rights, title, interest and liens of all Defendants named herein be foreclosed and that a special execution and order of sale be issued directing the sale of the Lakeridge Property after proper notice as provided by law in partial satisfaction of the money judgment granted the FDIC on its first cause of action and that the proceeds of said sale be applied as follows:

First, in payment to the County in unpaid real property ad valorem taxes;

Second, in payment of the costs of the sale of the Lakeridge Property, including all attorney fees incurred by the FDIC;

Third, in payment to the FDIC in the amount of \$72,254.47 in principal and interest accrued through June 1, 1990 with interest accruing thereafter at the per diem rate of \$18.96 until paid;

Fourth, in payment to the Robersons in the amount of \$44,500 with the exception that the Robersons shall not receive any proceeds from the sale of Lot 4, Block 4, LAKERIDGE ADDITION to the City of Owasso, Tulsa County, Oklahoma; and

Fifth, the residue, if any, be held to await the further order of this court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that following confirmation of the sale of the Lakeridge Property, all Defendants shall be forever barred, foreclosed and enjoined from asserting or claiming any right, title, interest, estate or equity of redemption in and to said premises or any part thereof.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the FDIC is the present holder of a promissory note dated March 13, 1986, from EEG, payable to Utica National Bank & Trust Co. ("Utica") in the original principal amount of \$425,000 (the "GED Note") and of a mortgage dated March 13, 1986, granted by GED to Utica to secure the payment of the GED Note covering personal property and the following described real property:

Lot 1 Right and Lot 1 Left, Block 6, Rockwood West Addition to the City of Broken Arrow, Tulsa County, State of Oklahoma (a/k/a 1609-11 W. Madison)

and

Lot 14 Right and Lot 14 Left, Block 6, Rockwood West Addition to the City of Broken Arrow, Tulsa County, State of Oklahoma (a/k/a 1608-10 W. Madison)

and

Lot 7 Left and Lot 7 Right, Block 6, Rockwood West Addition to the City of Broken Arrow, Tulsa County, State of Oklahoma (a/k/a 1401-03 W. Madison)

and

Lot 8 Right and Lot 8 Left, Block 6, Rockwood West Addition to the City of Broken Arrow, Tulsa County, State of Oklahoma (a/k/a 1400-02 W. Lansing)

and

Lot 20 Left and Lot 20 Right, Block 4, Rockwood West Addition to the City of Broken Arrow, Tulsa County, State of Oklahoma, (a/k/a 1608-10 W. Lansing) (all collateral collectively referred to as the "GED Property").

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the FDIC is granted judgment, on its third cause of action, against Mark En in the amount of \$454,443.05 in principal and interest through June 1, 1990 with interest accruing thereafter at the per diem rate of \$148.78 until paid.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the FDIC is granted judgment, on its third cause of action, against Mark En in the amount of \$101,041.38 in principal and interest through June 1,

1990 with interest accruing thereafter at the per diem rate of \$24.21 until paid.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the FDIC is granted judgment, on its third cause of action, against EEG in the amount of \$596,180.56 in principal and interest through May 16, 1991 with interest accruing thereafter at the per diem rate of \$171.80 until paid.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the FDIC has a valid first lien on the GED Property which secures the judgments granted herein on the FDIC's third cause of action, said lien being prior to all rights, title, interest and liens of all Defendants herein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the rights, title, interest and liens of all Defendants herein be foreclosed upon the GED Property and that a special execution and order of sale be issued, directing the sale of the GED Property after proper notice as provided by law and that the proceeds of said sale be distributed as follows:

First, in payment to the County for unpaid real property ad valorem taxes;

Second, in payment of the costs of the sale of the GED Property, including all attorney fees;

Third, in payment to the FDIC in the following sums: \$454,443.05 in principal and interest through June 1, 1990 with interest accruing thereafter at the per diem rate of \$148.78 until paid; \$101,041.38 in principal and interest through June 1, 1990, with interest accruing thereafter at the per diem rate of \$24.21

until paid; and \$596,180.56 in principal and interest through May 16, 1991 with interest accruing thereafter at the per diem rate of \$171.80 until paid; and

Fourth, that the residue, if any, be held to await the further order of this court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by this Court that upon confirmation of the sale of the GED Property, that all Defendants named herein shall be forever barred, foreclosed and enjoined from asserting or claiming any right, title, interest, estate, or equity of redemption in and to said premises or any part thereof.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the FDIC shall be allowed to apply the \$6,386.85 being held in suspense to the judgment debt of Mark En as granted herein.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the FDIC have judgment, on its fourth cause of action, against Christopher in the amount of \$9,013.08 representing principal and interest through June 28, 1991, with interest accruing thereafter at the per diem rate of \$3.57 until paid.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the FDIC have judgment, on its fifth cause of action, against Christopher in the amount of \$14,024.99 in principal and interest through December 19, 1990, with interest accruing thereafter at the per diem rate of \$5.81 until paid.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the FDIC have judgment, on its sixth cause of action, against Mark En on its guaranty in the amount of \$103,828.76 in principal and interest

accrued through June 1, 1990, with interest accruing thereafter at the per diem rate of \$28.34 until paid.

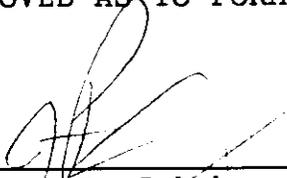
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the FDIC have judgment, on its seventh cause of action, against Enterline on his guaranty in the amount of \$72,254.47, representing principal and interest accrued through June 1, 1990, with interest accruing thereafter at the per diem rate of \$18.96 until paid.

FOR ALL LET EXECUTION ISSUE.

THE HONORABLE THOMAS R. BRETT
JUDGE OF THE UNITED STATES
DISTRICT COURT FOR THE NORTHERN
DISTRICT OF OKLAHOMA

SIGNATURE PAGE FOR JUDGMENT
CASE NO. 90-C-572-B

APPROVED AS TO FORM AND CONTENT:



Jeffrey R. Schoborg, OBA #10603
HALL, ESTILL, HARDWICK, GABLE,
GOLDEN & NELSON, P.C.
4100 Bank of Oklahoma Tower
One Williams Center
Tulsa, Oklahoma 74172
(918) 588-2696

ATTORNEYS FOR THE FEDERAL DEPOSIT
INSURANCE CORPORATION IN ITS CORPORATE
CAPACITY AS HOLDER OF ASSETS OF THE
FAILED UTICA NATIONAL BANK & TRUST
CO.

SIGNATURE PAGE FOR JUDGMENT
CASE NO. 90-C-572-B

APPROVED AS TO FORM AND CONTENT:



Therese Buthod, OBA #10752
James R. Gotwals, OBA #3499
JAMES R. GOTWALS & ASSOCIATES, INC.
525 South Main, Suite 1130
Tulsa, Oklahoma 74103

ATTORNEYS FOR DAVID C. ROBERSON
AND LINN A. ROBERSON

SIGNATURE PAGE FOR JUDGMENT
CASE NO. 90-C-572-B

APPROVED AS TO FORM AND CONTENT:

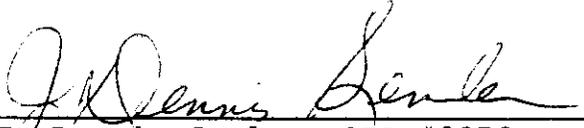


Dale J. Gilsinger
ALBRIGHT & ASSOCIATES
2601 Fourth National Bank Bldg.
15 West 6th Street
Tulsa, OK 74119

ATTORNEYS FOR CHRISTOPHER DESIGN HOMES,
INC. AN OKLAHOMA CORPORATION; MARK EN,
LIMITED, AN OKLAHOMA CORPORATION; G. E.
DUPLEXES, INCORPORATED, AN OKLAHOMA
CORPORATION; AND MARK C. ENTERLINE

SIGNATURE PAGE FOR JUDGMENT
CASE NO. 90-C-572-B

APPROVED AS TO FORM AND CONTENT:



J. Dennis Semler, OBA #8076
Assistant District Attorney
406 Tulsa County Courthouse
Tulsa, Oklahoma 74103

ATTORNEYS FOR BOARD OF COUNTY
COMMISSIONERS OF TULSA COUNTY,
OKLAHOMA AND JOHN F. CANTRELL,
COUNTY TREASURER OF TULSA COUNTY,
OKLAHOMA

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

FILED

JUL 3 1991

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

JAN PROVINE,

Plaintiff,

vs.

AMI INSTRUMENTS, INC., a
corporation, HUGHES AIRCRAFT
COMPANY, a corporation and
MAURICE ARNOTT, an individual,

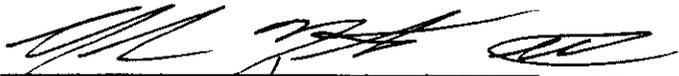
Defendants.

Case No. 90-C-424-B

PLAINTIFF'S DISMISSAL WITH PREJUDICE

Plaintiff, Jan Provine, dismisses the instant action against AMI Instruments, Inc., with prejudice.

By:


Dale F. McDaniel / *ANDREW NESTOR III*

2250 East 73rd Street

ORSA 12800

Suite 200

Tulsa, Oklahoma 74136

(918) 493-6446

ATTORNEY FOR PLAINTIFF
JAN PROVINE

CERTIFICATE OF SERVICE

I hereby certify that on this 8 day of ^{July}~~June~~, 1991, I mailed a true and correct copy of the above pleading to:

Robert H. Alexander, Jr.
The Law Office of
Robert H. Alexander, Jr., p.c.
P. O. Box 868
Oklahoma City, Oklahoma 73101


Dale F. McDaniel / ANDREW NESTOR III

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

FILED

JUL 3 1991

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

FIDELITY & DEPOSIT COMPANY OF)
MARYLAND,)
)
Plaintiff,)
)
vs.)
)
TAMMY LEE BUBENICK,)
)
Defendant.)

Case No. 90-C-765-E

JUDGMENT

The parties have reached a compromise which calls for a judgment to be entered in favor of plaintiff and against defendant. The defendant, Tammy Lee Bubenick, has confessed that she embezzled funds from her former employer, and that her former employer's insurance carrier, the plaintiff, is now subrogated to any action which her former employer might have had. The amount of the embezzlement was disputed, but has now been resolved for present purposes by agreement at \$75,000.

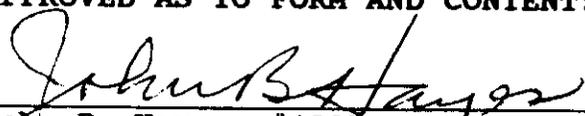
Therefore, the Court enters judgment in favor of plaintiff and against defendant in the principal amount of \$75,000, with interest thereon at 6.09% percent per annum from and after the date hereof until fully paid, plus court costs of \$155.

Entered: *July* ~~June~~ 1, 1991.

/s/ JOHN LEO WAGNER
UNITED STATES MAGISTRATE JUDGE

JOHN LEO WAGNER, MAGISTRATE,
pursuant to an Order of Reference
dated December 4, 1990

APPROVED AS TO FORM AND CONTENT:



John B. Hayes, #4005
Looney, Nichols, Johnson & Hayes
528 N.W. 12th, P.O. Box 468
Oklahoma City, Oklahoma 73101
(405) 235-7641

Attorneys for Plaintiff



Kathy Evans Bonhardt
Attorney at Law
111 West 5th Street
Grantson, Building, Suite 520
Tulsa, Oklahoma 74135

Attorney for Defendant

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

FILED

JUL - 3 1991

BETTY JO CAGLE, NANCY HURLEY,
ELWYN ISAACS and NANCY MAUZY,

Plaintiffs,

vs.

ROGERS STATE COLLEGE; THE BOARD OF
REGENTS OF ROGERS STATE COLLEGE,
WALLACE GOODMAN, ILENE FLANAGAN,
JERRY LYONS, D. M. SOKOLOSKY, and RON
WATKINS; RICHARD MOSIER, individually
and in his official capacity as President of Rogers
State College; TOBIE TITSWORTH; and
RAYMOND WAMSLEY,

Defendants.

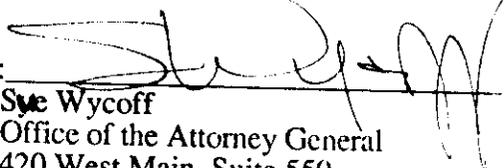
Jack C. Silver, Clerk
U.S. DISTRICT COURT

No. 85-C-1099-E

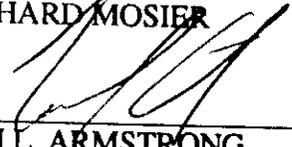
**JOINT STIPULATION BETWEEN PLAINTIFFS AND DEFENDANTS
ROGERS STATE COLLEGE, THE BOARD OF REGENTS OF
ROGERS STATE COLLEGE, RICHARD MOSIER, AND TOBIE TITSWORTH**

Pursuant to F.R.C.P. 41(a), the Plaintiffs, by and through their attorney, and the Defendants Rogers State College and Richard Mosier, by and through their attorney, Tom Armstrong, and The Board of Regents of Rogers State College and Tobie Titsworth, by and through their attorney, Sue Wycoff, jointly stipulate that the Plaintiffs' action against these Defendants shall be dismissed with prejudice.

THE BOARD OF REGENTS OF ROGERS
STATE COLLEGE and TOBIE TITSWORTH

BY: 
Sue Wycoff
Office of the Attorney General
420 West Main, Suite 550
Oklahoma City, Oklahoma 73102
Attorney for Defendant Board of Regents of
Rogers State College and Tobie Titsworth

ROGERS STATE COLLEGE
and RICHARD MOSIER

BY: 
TOM L. ARMSTRONG
Tom L. Armstrong & Associates
Suite 706, 616 South Boulder
Tulsa, Oklahoma 74119
Attorney for Defendants Rogers
State College and Richard Mosier

BETTY JO CAGLE, NANCY HURLEY,
ELWYN ISAACS AND NANCY MAUZY

BY: 
D. GREGORY BLEDSOE, OBA #874
1515 South Denver
Tulsa, Oklahoma 74119-3828
(918) 599-8118
Attorney for Plaintiffs

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

PROVIDER MEDICAL TRUST,)
)
 Plaintiff,)
)
 v.)
)
 GERALDINE SCOTT and)
 ROBERT SCOTT,)
)
 Defendants.)

90-C-870-E

JUL 3 1991

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

JUDGMENT

The court having found that Provider Medical Trust's denial of benefits and coverage to Defendants Geraldine Scott and Robert Scott was proper under the terms of the Provider Medical Master Plan provisions, judgment is entered in favor of plaintiff and against the defendants. Pursuant to Rule 54(d) of the Federal Rules of Civil Procedure, defendants are to pay the costs of this litigation to plaintiff as the prevailing party.

Dated this 2nd day of July, 1991.


JOHN LEO WAGNER
UNITED STATES MAGISTRATE JUDGE

FILED

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA JUL 2 1991

DAVID C. IRWIN, GARY IRWIN,
and BLUESTREAM CORPORATION,

Plaintiffs,

vs.

K & L DEVELOPMENT AND
EXPLORATION, INC., and
ENVIRONMENTAL PROTECTION
INDUSTRIES, INC.

Defendants.

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

CIVIL ACTION NO. 90-C-717 C

STIPULATION OF DISMISSAL

BLUESTREAM CORPORATION and DAVID C. IRWIN, Plaintiffs, K & L DEVELOPMENT AND EXPLORATION COMPANY and ENVIRONMENTAL PROTECTION INDUSTRIES, INC., Defendants, stipulate, pursuant to Rule 41, Fed. R. Civ. P., that all matters in the above-entitled and numbered cause have been compromised and settled and that this cause should be dismissed with prejudice with all costs assessed against the party incurring same.

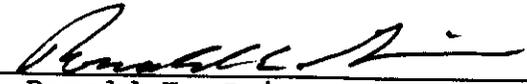
Respectfully submitted,

TEMPLETON & GARNER, P.C.
GARNER, STONE & LOVELL, P.C.
810 Amarillo National's Plaza/Two
500 South Taylor #207
Amarillo, Texas 79101-2442
(806) 379-7111
Fax No. (806) 379-7176

By: John W. Reeder
John W. Reeder
Texas Bar No. 16695450

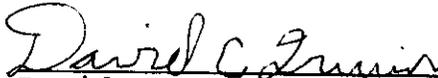
COUNSEL FOR PLAINTIFFS

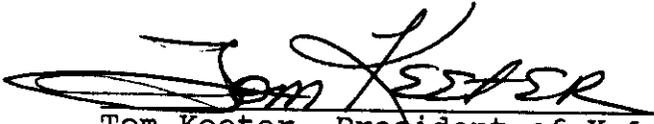
HOLLIMAN, LANGHOLZ, RUNNELS &
DORWART
Suite 700
Holarud Building
10 East Third Street
Tulsa, Oklahoma 74103

By: 
Ronald E. Goins

COUNSEL FOR DEFENDANTS

Agreed:


David C. Irwin, Individually
and President of Bluestream
Corp.


Tom Keeter, President of K & L
Development and Exploration
Company and Environmental
Protection Industries, Inc.

STIPULATION OF DISMISSAL

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

DIANE FINCH,

Plaintiff,

vs.

CROWN BUICK, INC., an Oklahoma
corporation, and D & M PARTNERSHIP,
a general partnership,

Defendants.

No. 90-C-446-C

FILED

JUL - 2 1991

Notice of
DISMISSAL WITH PREJUDICE

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

Comes now the plaintiff and hereby dismisses the above cause
with prejudice.

Dated this 2 day of ~~June~~, 1991.

Respectfully submitted,


KATHY EVANS BORCHARDT, OBA #965
111 West 5th Street
Grantson Building, Suite 520
Tulsa, Oklahoma 74103
(918) 585-1271


R.V. FUNK, OBA #3182
Attorney at Law
201 West Fifth, Suite 530
Tulsa, Oklahoma 74103
(918) 585-8522

ATTORNEYS FOR PLAINTIFF


DIANE FINCH, Plaintiff