

IN THE DISTRICT COURT OF OKLAHOMA COUNTY IN THE DISTRICT COURT  
STATE OF OKLAHOMA OKLAHOMA COUNTY, OKLA.

JUN 11 2003

Oklahoma Department of Securities )  
ex rel. Irving L. Faught, )  
Administrator, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
Nu-Equities Financial, Inc.; JDJ )  
Associates, Inc. and )  
James A. Echols, )  
 )  
Defendants. )

PATRICIA PRESLEY, COURT CLERK  
by \_\_\_\_\_  
Deputy

Case No. CJ-03-1567

AFFIDAVIT OF DUE DILIGENCE

STATE OF OKLAHOMA )  
 )  
COUNTY OF OKLAHOMA )

SS.

Shaun M. Mullins, of lawful age, being first duly sworn on oath, deposes and states:

1. That he is the attorney for Plaintiff, Oklahoma Department of Securities ex rel. Irving L. Faught;
2. That the above-styled and numbered action is one in which service by publication is authorized by 12 O.S. § 2004;
3. That the staff of the Department conducted a distinct and meaningful search in an attempt to locate all Defendants;
4. That with respect to the corporate defendants Nu-Equities Financial, Inc., an Oklahoma corporation, and JDJ Associates, Inc. an Oklahoma corporation, the records of the office of the Oklahoma Secretary of State indicate the registered agent for service of process is Defendant Echols;
5. That the staff of the Department was unable to contact Defendant Echols by telephone after repeated attempts;

6. That the staff of the Department utilized all databases available to the Department to locate any current or past locations of Defendant Echols;

7. That the staff of the Department then personally visited the locations identified by the database searches;

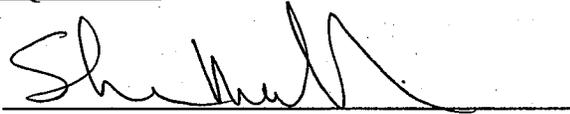
8. That the staff of the Department did not find Defendant Echols present at any of those locations;

9. That inquiry was made, if possible, at each location as to the present location of Defendant Echols;

10. That service of the summons and petition upon Defendants, Nu-Equities Financial, Inc., JDJ Associates, Inc. and James A. Echols, by S.L. White, a licensed process server, was attempted on March 8, 2003, March 9, 2003, March 10, 2003, and March 16, 2003, at the last known address of Defendant Echols; and

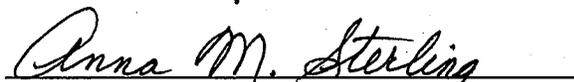
11. That with due diligence service of summons cannot be made upon defendants by any method other than publication.

DATED this 11<sup>th</sup> day of June, 2003.

  
Shaun M. Mullins (OBA # 16869)  
Oklahoma Department of Securities  
First National Center, Suite 860  
120 N. Robinson  
Oklahoma City, OK 73102  
(405) 280-7709

Subscribed and sworn to before me this 11<sup>th</sup> day of June, 2003.

(NOTORIAL SEAL)

  
Anna M. Sterling  
Notary Public

My Commission Expires: Dec 21, 2003  
My Commission Number: 99019517