

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

JAN - 6 2011

PATRICIA PRESLEY, COURT CLERK

by _____
DEPUTY

Oklahoma Department of Securities)
ex rel. Irving L. Faught,)
Administrator,)

Plaintiff,)

v.)

Case No. CJ-2009-6989

Bothwell Consulting, LLC, an Oklahoma)
LLC; Lawrence G. Bothwell, an individual;)
Christopher S. VonWerder, an individual;)
and Tommy L. Richardson, an individual,)

Defendants,)

and)

Amy J. Richardson, an individual,)

Defendant Solely For)
Purposes of Equitable Relief.)

APPLICATION FOR CITATION OF CONTEMPT AGAINST
TOMMY L. RICHARDSON

Plaintiff, Oklahoma Department of Securities (“Department”) *ex rel.* Irving L. Faught, Administrator, hereby charges and accuses Defendant Tommy L. Richardson of having knowingly, willfully and contemptuously disobeyed and violated this Court’s lawfully issued *Default Judgment against Defendant Tommy L. Richardson and Relief Defendant Amy J. Richardson* (Default Order) issued on October 8, 2009.

Background

1. On July 24, 2009, the Department filed a *Petition for Permanent Injunction and Other Equitable Relief* (Petition) against Defendant Tommy L. Richardson (Richardson) and

others pursuant to Section 1-603 of the Oklahoma Uniform Securities Act of 2004 (Act), Okla. Stat. tit. 71, §§ 1-101 through 1-701 (Supp. 2009). *See* Exhibit "A."

2. On October 8, 2009, this Court entered the Default Order against Richardson that provided in part:

IT IS HEREBY ORDERED that a permanent injunction be and is hereby entered forever enjoining and restraining Defendant Tommy L. Richardson from offering and/or selling securities in and/or from this state.

see Exhibit "B."

Violations of Order

3. On or about December 16, 2009, Richardson offered an investment to at least one Oklahoma resident (Investment).

4. Richardson signed a receipt on December 16, 2009, stating he received \$15,000 from the Oklahoma resident.

5. Richardson informed the Oklahoma resident her \$15,000 was placed in an Investment paying a guaranteed rate of return of 12.5% per annum.

6. The Oklahoma resident has not received the promised return on her investment.

7. The Investment is a security as defined by the Act.

8. The conduct described herein constitutes violations of this Court's Default Order and constitutes instances of indirect contempt of court.

Wherefore, the Department requests that this Court issue a citation directing Richardson to appear and show cause why he should not be held in contempt, and, after a full and complete hearing, that Richardson be adjudged guilty of indirect contempt for failure to comply with the Default Order entered by this Court, and punished by the maximum fine, imprisonment, or both, and/or by and through such other relief as this Court deems appropriate.

Respectfully Submitted,

OKLAHOMA DEPARTMENT OF SECURITIES
IRVING L. FAUGHT, ADMINISTRATOR

By:



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