

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

JUN 19 2012

PATRICIA PRESLEY, COURT CLERK
by ~~DEPUTY~~

OKLAHOMA DEPARTMENT OF)
SECURITIES, ex rel, IRVING L. FAUGHT,)
Administrator,)
)
Plaintiff,)
)
vs.)
)
DAVID WARREN HARRIS, an individual,)
)
Defendant.)

Case No.: CJ-2012-2604
Judge Barbara G. Swinton

ANSWER

COMES NOW Defendant David W. Harris ("Defendant"), by and through his attorney of record, and for his *Answer* to Plaintiff the Oklahoma Department of Securities, ex rel, Irving L. Faught, Administrator's in its *Petition for Permanent Injunction and/or Other Equitable Relief ("Petition")*, denies generally each and every allegation contained therein except as specifically admitted hereinafter. For further and more specific response to the numbered paragraphs of Plaintiff's *Petition*, the Defendant would state as follows:

1. Denied.
2. Denied in full.
3. Denied.
4. Defendant denies the first sentence and admits the second sentence of paragraph 4.
5. Denied.
6. Denied.
7. Denied.
8. Paragraph 8 requires no response by Defendant. However, to any extent that it may, it is denied.

9. Defendant admits that certain interests in oil and gas wells are securities as defined by OKLA. STAT. tit. 71, § 1-102, however, Defendant is without sufficient knowledge or information regarding the “Units” to admit or deny their existence as securities.
10. Denied.
11. Defendant denies offering or selling the “Units,” and is without sufficient knowledge or information regarding the “Units” to admit or deny their registration status under OKLA. STAT. tit. 71, § 1-301.
12. Denied.
13. Paragraph 13 requires no response by Defendant. However, to any extent that it may, it is denied.
14. Denied on the facts alleged by Plaintiff, and in that paragraph 14 states a legal conclusion.
15. Admitted.
16. Denied on the facts alleged by Plaintiff, and in that paragraph 16 states a legal conclusion.

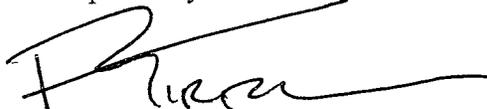
AFFIRMATIVE DEFENSES

1. Plaintiff's *Petition* fails to state a claim upon which its requested relief can be granted.
2. Plaintiff does not have jurisdiction over the “Investors,” the “Units,” and/or the acts of Defendant in which he is alleged to have engaged.
3. Plaintiff does not have statutory authority over the “Investors,” the “Units,” and/or the acts of Defendant in which he is alleged to have engaged.
4. As discovery is just commencing, Defendant reserves the right to add additional

affirmative defenses.

WHEREFORE, Defendant prays that this Court grant judgment in his favor on all claims raised in Plaintiff's *Petition*, and award to the Defendant his attorney fees, costs, expert witness expenses, and such other and further relief as is equitable and just under the facts and circumstances presented.

Respectfully submitted,



P.R. Tirrell, OBA #21555

DENTON LAW FIRM

925 West State Highway 152

Mustang, Oklahoma 73064

Telephone: (405) 376-2212

Facsimile: (405) 376-2262

perry@dentonlawfirm.com

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Verification

I, David W. Harris, of lawful age and sound mind, states: I am David W. Harris, Defendant above named. I have read the foregoing instrument and further state under the penalty of perjury under the laws of the State of Oklahoma that all statements contained therein are true and correct to the best of my knowledge, information, and belief.

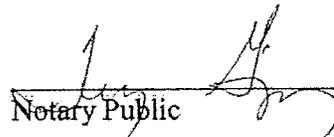


David W. Harris

Subscribed and sworn to before me this 18 day of ^{June} ~~July~~, 2012.



My Commission Expires:
6-11-13

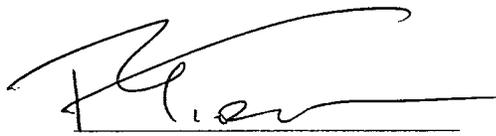


Notary Public

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on June 19, 2012, a true and correct copy of the above and foregoing *Answer* was served via hand delivery upon:

Patricia A. Labarthe, OBA #10391
Robert Fagnant, OBA #30548
Oklahoma Department of Securities
120 North Robinson, Suite 860
Oklahoma City, Oklahoma 73102
Telephone: (405) 280-7700
Facsimile: (405) 280-7742
plabarthe@securities.ok.gov
rfagnant@securities.ok.gov



P.R. Tirrell

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