

IN THE DISTRICT COURT OF OKLAHOMA COUNTY  
STATE OF OKLAHOMA

FILED IN DISTRICT COURT  
OKLAHOMA COUNTY

DEC -4 2014

TIM RHODES  
COURT CLERK

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Oklahoma Department of Securities )  
*ex rel.* Irving L. Faught, )  
Administrator, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
2001 Trinity Fund, L.L.C. and )  
Robert Arrowood, )  
 )  
Defendants. )

Case No. CJ-2012-6164  
Judge Roger Stuart

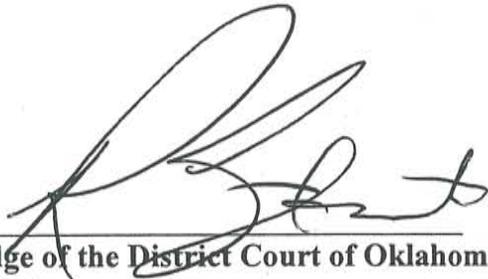
**COMMISSION TO TAKE DEPOSITION OF RICHARD MACHINA**

To: Collins Realtime Reporting, P.C.

1. The action described above is pending in the District Court of the State of Oklahoma for the County of Oklahoma and the pre-trial conference is set for October 29, 2014. It has been suggested to the Court that justice cannot be done between the parties without the testimony of the witness who resides in Tarrant County, Texas.
2. The deposition upon oral examination of Richard Machina has been scheduled for January 8, 2015, at 11:00 a.m., at in the offices of the United States Securities and Exchange Commission, located at 801 Cherry Street, Suite 1900, Fort Worth, Texas 76102.
3. Plaintiff, the Oklahoma Department of Securities, has requested that the witness produce the documents in his possession, custody or control prior to the deposition as described in the Notice of Deposition attached as Exhibit 1.

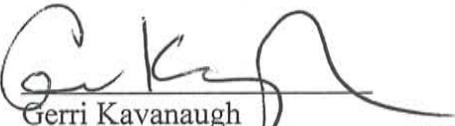
4. You are requested in furtherance of justice by the proper and usual process of Texas to issue a Subpoena Duces Tecum as provided for in Exhibit I.
5. You are further requested to appoint a qualified official to take testimony by the law of Texas, to administer an oath to the above-named witness, and to take his deposition in accordance with this commission and the Oklahoma Discovery Code or the appropriate procedural rules of Texas.

Dated this 4 of Dec, 2014.



**Judge of the District Court of Oklahoma  
County**

Approved as to Form:



Gerri Kavanaugh  
*Attorney for Plaintiff*

CERTIFICATE OF SERVICE

I hereby certify that on this 4<sup>th</sup> December day of ~~November~~, 2014, the foregoing document was sent by email and first-class mail to the following:

William H. Bock  
Michelle L. Greene  
William H. Bock, Inc.  
6402 N. Santa Fe Ave., Ste. A  
Oklahoma City, OK 73116  
[billybock@wbocklaw.com](mailto:billybock@wbocklaw.com)  
*Attorney for Defendant Robert Arrowood*

L. Win Holbrook  
Andrews Davis, P.C.  
100 North Broadway, Suite 3300  
Oklahoma City, OK 73102  
[wholbrook@andrewsdavis.com](mailto:wholbrook@andrewsdavis.com)  
*Bankruptcy Trustee for 2001 Trinity Fund, L.L.C.*

  
\_\_\_\_\_  
Gerri Kavanaugh

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STATE OF OKLAHOMA**

Oklahoma Department of Securities )  
*ex rel.* Irving L. Faught, )  
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2001 Trinity Fund, L.L.C. and )  
Robert Arrowood, )  
 )  
Defendants. )

Case No. CJ-2012-6164  
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**NOTICE OF DEPOSITION OF RICHARD MACHINA**

TO: All counsel of record:

Please notice that, pursuant to 12 O.S. § 3228(B) and 3230, and the Tex. Civ. Prac. & Rem. Code Ann. § 20.002, the Plaintiff, Oklahoma Department of Securities *ex rel.* Irving L. Faught, Administrator, will take the deposition of Richard Machina upon oral examination at **11:00 a.m. on the 8<sup>th</sup> day of January, 2015**, in the offices of the United States Securities and Exchange Commission, located at 801 Cherry Street, Suite 1900, Fort Worth, Texas 76102, before an officer authorized to administer oaths by the laws of the State of Texas. The deposition shall be recorded by stenographic and/or audio/visual means. The subpoena duces tecum is attached.

Respectfully Submitted,

OKLAHOMA DEPARTMENT OF SECURITIES

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Shaun Mullins OBA # 16869  
Gerri Kavanaugh OBA # 16732  
Oklahoma Department of Securities  
120 North Robinson, Suite 860  
Oklahoma City, OK 73102  
Telephone: (405) 280-7700  
Facsimile: (405) 280-7742  
Email: [smullins@securities.ok.gov](mailto:smullins@securities.ok.gov)  
[gkavanaugh@securities.ok.gov](mailto:gkavanaugh@securities.ok.gov)

Exhibit 1

**CERTIFICATE OF SERVICE**

I hereby certify that on this \_\_\_ day of November, 2014, the foregoing document was sent by email and first-class mail to the following:

William H. Bock  
Michelle L, Greene  
William H. Bock, Inc.  
6402 N. Santa Fe Ave., Ste. A  
Oklahoma City, OK 73116  
[billybock@wbocklaw.com](mailto:billybock@wbocklaw.com)  
*Attorney for Defendant Robert Arrowood*

L. Win Holbrook  
Andrews Davis, P.C.  
100 North Broadway, Suite 3300  
Oklahoma City, OK 73102  
[wholbrook@andrewsdavis.com](mailto:wholbrook@andrewsdavis.com)  
*Bankruptcy Trustee for 2001 Trinity Fund, L.L.C.*

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Gerri Kavanaugh

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STATE OF OKLAHOMA**

Oklahoma Department of Securities	)	
<i>ex rel.</i> Irving L. Faught,	)	
Administrator,	)	
	)	
Plaintiff,	)	
	)	
v.	)	Case No. CJ-2012-6164
	)	Judge Roger Stuart
2001 Trinity Fund, L.L.C. and	)	
Robert Arrowood,	)	
	)	
Defendants.	)	

**SUBPOENA DUCES TECUM**

TO: Richard Machina  
2151 Portwood Way  
Fort Worth, Texas

**GREETINGS:**

You are hereby commanded to appear at the offices of the United States Securities and Exchange Commission at 801 Cherry Street, Suite 1900, Fort Worth, Texas 76102, on the **8<sup>th</sup> day of January, 2015, at 11:00 a.m.**, to testify as a witness in a deposition noticed by Shaun Mullins and Gerri Kavanaugh, counsel for Plaintiff, Oklahoma Department of Securities *ex rel.* Irving L. Faught, Administrator in the above-captioned case. The deposition shall be recorded by stenographic and/or audio/visual means.

Furthermore, you are hereby commanded to produce copies of the following documents, in your possession, custody, or control, before the Administrator of the Oklahoma Department of Securities, or his designated representative, at the offices of the United States Securities and Exchange Commission at 801 Cherry Street, Suite 1900, Fort Worth, Texas 76102, on or before the **2<sup>nd</sup> day of January, 2015, at 1:30 p.m.**:

Exhibit to 1

1. All documents that reflect any monies you paid or loaned to or received from 2001 Trinity Fund LLC and/or Robert Arrowood, for any purpose relating to oil and gas leases, oil and gas drilling projects, or general business expenses.
2. All documents that reflect any agreements or contracts between you and 2001 Trinity Fund and/or Robert Arrowood, for any purpose relating to oil and gas leases, oil and gas drilling projects, or general business expenses.
3. All documents that reflect any correspondence between you and 2001 Trinity Fund LLC and/or Robert Arrowood, or anyone acting in a representative capacity for 2001 Trinity Fund LLC or Robert Arrowood, in connection with oil and gas leases, oil and gas drilling projects or general business expenses, including, but not limited to, emails and letters and any attachments related thereto.
4. All documents given to you by 2001 Trinity Fund LLC and/or Robert Arrowood for any purpose relating to oil and gas leases, oil and gas drilling projects, or general business expenses.

**Hereof fail not under penalty of law.**

Issued this \_\_\_\_ day of \_\_\_\_\_, 2014.

Respectfully Submitted,

OKLAHOMA DEPARTMENT OF SECURITIES



Shaun Mullins OBA # 16869  
Gerri Kavanaugh OBA # 16732  
Oklahoma Department of Securities  
120 North Robinson, Suite 860  
Oklahoma City, OK 73102  
Telephone: (405) 280-7700  
Facsimile: (405) 280-7742  
Email: [smullins@securities.ok.gov](mailto:smullins@securities.ok.gov)  
[gkavanaugh@securities.ok.gov](mailto:gkavanaugh@securities.ok.gov)