

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

FILED IN DISTRICT COURT
OKLAHOMA COUNTY

MAY 30 2014

TIM RHODES
COURT CLERK

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

38

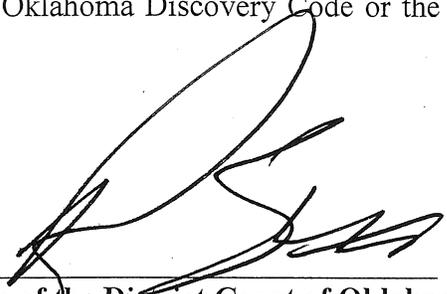
COMMISSION TO TAKE DEPOSITION OF WILLIAM F. BYRD

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 September 17, 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 William F. Byrd has been scheduled for June 19, 2014, at 9:30 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 30th of May, 2014.



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

Approved as to Form:



Gerri Kavanaugh
Attorney for Plaintiff

William H. Bock
Attorney for Defendant Robert Arrowood

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of May, 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.
5402 N. Santa Fe Ave., Ste. A
Oklahoma City, OK 73116
bocklaw@sbcglobal.net
Attorney for Defendant Robert Arrowood

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


~~Brenda London, Paralegal~~
Gerri Kavanaugh

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2001 Trinity Fund, L.L.C. and)
Robert Arrowood,)

Defendants.)

NOTICE OF DEPOSITION OF WILLIAM F. BYRD

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 William F. Byrd upon oral examination at 9:30 a.m. on the 19th day of June, 2014, 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


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
pkavanaugh@securities.ok.gov

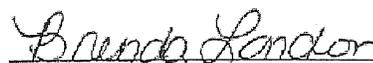


CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of May, 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
bocklaw@sbcglobal.net
Attorney for Defendant Robert Arrowood

L. Win Holbrook
Andrews Davis, P.C.
100 North Broadway, Suite 3300
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Bankruptcy Trustee for 2001 Trinity Fund, L.L.C.



Brenda London, Paralegal

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SUBPOENA DUCES TECUM

TO: William P. Byrd



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 19th day of June, 2014, at 9:30 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 120 North Robinson, First National Center, Suite 860, Oklahoma City, Oklahoma, on or before the 13th day of June, 2014, at 4:30 p.m.:

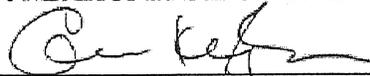
1. All documents that reflect any you monies paid or loaned to or received from 2001 Trinity Fund LLC and/or Robert Arrowood, for any purpose relating to oil and gas leases, oil and gas drilling projects, or general business expenses.
2. All documents that reflect any agreements or contracts between 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 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 9th day of May, 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
ekavanaugh@securities.ok.gov