

STATE OF OKLAHOMA
DEPARTMENT OF SECURITIES
FIRST NATIONAL CENTER, SUITE 860
120 NORTH ROBINSON
OKLAHOMA CITY, OKLAHOMA 73102



In the Matter of:

Cherokee Energy Company, L.L.C.,
Appalachian Energy Partners 2001-D, L.L.P.,
Martin R. Twist and
Forrest Hammond,

Respondents.

ODS File No. 03-045

ORDER SETTING HEARING

WHEREAS, on July 14, 2003, a Notice of Opportunity for Hearing (Notice) was issued by the Administrator of the Oklahoma Department of Securities (Administrator); and

WHEREAS, on July 14, 2003, a copy of the Notice and a Recommendation to Issue an Order to Cease and Desist (Recommendation) was mailed by certified mail, return receipt requested, delivery restricted to addressee, to the last known addresses of Cherokee Energy Company, L.L.C. (Cherokee), Appalachian Energy Partners 2001-D, L.L.P. (Appalachian), Martin R. Twist (Twist), and Forrest Hammond (Hammond), in compliance with Section 413 of the Oklahoma Securities Act (Act), Okla. Stat. tit. 71, §§ 1-413, 501, 701-703 (2001 & Supp. 2002); and

WHEREAS, a written request for hearing on the Recommendation was received on July 23, 2003, on behalf of Cherokee, Appalachian, Twist, and Hammond; and

WHEREAS, the Administrator finds that the request for hearing on the Recommendation was timely received and that it is in the public interest to set a hearing on the Recommendation.

IT IS HEREBY ORDERED that pursuant to 660:2-9-3 of the Rules of the Oklahoma Securities Commission and the Administrator of the Department of Securities, a hearing shall commence at 10:00 a.m. on the 13th day of November, 2003, in the offices of the Oklahoma Department of Securities, First National Center, Suite 860, 120 North Robinson, Oklahoma City, Oklahoma, to afford Cherokee, Appalachian, Twist, and Hammond the opportunity to present evidence and argument as to why an order based on the Recommendation should not be issued.

Witness my Hand and the Official Seal of the Oklahoma Department of Securities
this 30 day of September, 2003.

(SEAL)

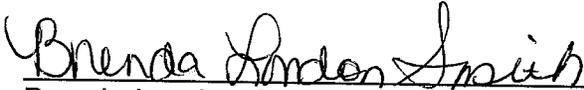

IRVING FAUGHT, ADMINISTRATOR OF THE
OKLAHOMA DEPARTMENT OF SECURITIES

CERTIFICATE OF MAILING

The undersigned hereby certifies that on the 30 day of September,
2003, a true and correct copy of the above and foregoing Order Setting Hearing was
mailed by certified mail, with postage prepaid thereon addressed to:

Ronald L. Gaffney
Pedley, Zielke, Gordinier & Pence, P.L.L.C.
2000 Meidinger Tower
462 South Fourth Avenue
Louisville, KY 40202-2555

(Attorney for Respondents)


Brenda London Smith
Paralegal