

IN THE DISTRICT COURT OF POTTAWATOMIE COUNTY
STATE OF OKLAHOMA

FILED
IN DISTRICT COURT

FEB 10 2004

POTTAWATOMIE COUNTY, OK
CECIL DUNLAP, COURT CLERK
BY _____ DEPUTY

OKLAHOMA DEPARTMENT OF)
SECURITIES *ex rel.* IRVING L.)
FAUGHT, Administrator,)

Plaintiff,)

v.)

Case No. C-03-1239

THE HICKMAN AGENCY, INC., an)
Oklahoma corporation; MERL WILLIAM)
HICKMAN, SR., an individual; SARAH)
L. HICKMAN, an individual; and MERL)
WILLIAM HICKMAN, JR., an individual,)

Defendants.)

ORDER GRANTING
MOTION OF RECEIVER, STEPHEN J. MORIARTY TO
ESTABLISH PROCEDURES FOR THE SALE OR
DISPOSITION OF CERTAIN PROPERTY OF THE HICKMAN
AGENCY, INC., MERL WILLIAM HICKMAN, SR., MERL
WILLIAM HICKMAN, JR. AND SARAH L. HICKMAN

Comes on for consideration on the Motion of Stephen J. Moriarty (“Receiver”), the Court appointed receiver for The Hickman Agency, Inc. (“Agency”), and Merl William Hickman, Sr., Merl William Hickman, Jr., and Sarah L. Hickman (collectively referred to as “Hickman”), to establish procedures for the sale or disposition of certain property of Agency and Hickman; Receiver appearing *pro se*; Oklahoma Department of Securities appearing by and through its counsel of record, Patricia A. Labarthe; and Defendants appearing not; and it appearing to the Court that good cause exists for the granting of said Motion and that all interested parties agree to the relief sought therein as evidenced by the approval of counsel to the entry of this Order,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Receiver is given discretion to determine whether a private sale or a public auction of the contents of the Shawnee Office and the Chicago Office is in the best interest of creditors and to hold such a sale of said property.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Receiver is hereby authorized to move the business records of Defendants stored at the Chicago Office and the Shawnee Office to 500 West Main, Suite 500, Oklahoma City, Oklahoma or such other place as Receiver deems appropriate.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Receiver is hereby given the authority to dispose of all items in the Shawnee Office and the Chicago Office that are not sold and do not constitute business records.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Receiver is hereby authorized to conduct a public auction of all automobiles, R/V's and boats in his possession and control, on reasonable notice and advertisement, as determined by Receiver after consultation with appropriate professionals.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Receiver shall file a written report with the Court of any sale of property authorized by this Order within five (5) days of said sale.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that any proceeds of any sale authorized by this Order shall be placed by the Receiver in a segregated bank account, awaiting further order of this Court.

Dated this 6 day of ^{February}~~January~~, 2004.


DISTRICT JUDGE

APPROVED AS TO FORM AND SUBSTANCE:



Stephen J. Moriarty, OBA # 6410
Suite 500, 500 West Main
Oklahoma City, OK 73102
Phone: 405-272-9241
Fax: 405-235-8786
Court Appointed Receiver for Defendants

*Patricia A. Labarthe signed with permission
by Stephen J. Moriarty*

Patricia A. Labarthe, OBA # 10391
Oklahoma Department of Securities
First National Center, Suite 860
120 North Robinson
Oklahoma City, OK 73102
Attorney for Oklahoma Department of Securities

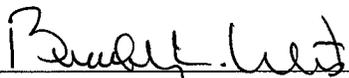
DISTRICT JUDGE

APPROVED AS TO FORM AND SUBSTANCE:



Stephen J. Moriarty, OBA # 6410
Suite 500, 500 West Main
Oklahoma City, OK 73102
Phone: 405-272-9241
Fax: 405-235-8786
Court Appointed Receiver for Defendants

Patricia A. Labarthe, OBA # 10391
Oklahoma Department of Securities
First National Center, Suite 860
120 North Robinson
Oklahoma City, OK 73102
Attorney for Oklahoma Department of Securities



Terry West, Esq.
Brad West, Esq.
124 West Highland
Shawnee, OK 74801
Attorney for Defendants

Stephen J. Moriarty