

Docket as of November 28, 2003 11:22 am

Web PACER (v2.3)

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**U.S. District Court**  
**Western District of North Carolina (Charlotte)**  
**CIVIL DOCKET FOR CASE #: 02-CV-128**  
**Sec & Exchange Comm v. Gilliland, et al**

Filed: 03/27/02  
Assigned to: Judge H. Brent McKnight  
Demand: \$0,000  
Nature of Suit: 850  
Lead Docket: None  
Jurisdiction: US Plaintiff  
Dkt# in other court: None  
Cause: 15:77 Securities Fraud

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MICHAEL J. QUILLING  
receiver

Michael J. Quilling  
[COR LD NTC]  
Quilling Selander Cumiskey &  
Lownds, PC  
2001 Bryan Street  
Suite 1800  
Dallas, TX 75201-4240  
214/871-2100

FREDERICK J. GILLILAND  
receiver  
SECURITIES AND EXCHANGE  
COMMISSION  
plaintiff

Alex Rue  
(404) 842-7616  
[COR LD NTC]  
Penny J. Morgan  
[COR LD NTC]  
Securities and Exchange  
Commission  
3475 Lenox Road, N.E., Suite  
1000  
Atlanta, GA 30326-1232  
USA  
(404) 842-7665

v.  
FREDERICK J. GILLILAND  
defendant  
MM ACMC BANQUE DE COMMERCE,  
INC.  
defendant

W. Robinson Deaton, Jr.  
[COR LD NTC]  
P. O. Box 458  
Shelby, NC 28151-0458  
USA

704/482-7300  
 Brian D. Gulden  
 [term 09/19/02]  
 [COR LD NTC]  
 Deaton & Biggers  
 P.O. Box 458  
 320-1 East Graham Street  
 Shelby, NC 28150  
 (704) 482-7300  
 MM ACMC Banque De Commerce,  
 Inc.  
 +47.932.48.203.  
 [COR LD NTC] [PRO SE]  
 M.M. ACMC Banque De Commerce,  
 Inc.  
 P. O. Box 116, Vinderen  
 0374 Oslo  
 Norway

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## DOCKET PROCEEDINGS

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DATE	#	DOCKET ENTRY
3/27/02	1	COMPLAINT (rdj) [Entry date 03/27/02]
3/27/02	--	SUMMONS(ES) issued for Frederick J. Gilliland, MM ACMC Banque Comme (rdj) [Entry date 03/27/02]
3/29/02	2	CONSENT/REFUSAL to Magistrate Jurisdiction by Sec & Exchange Comm - Refused (mga) [Entry date 03/29/02]
3/29/02	3	CASE Reassigned to Judge Graham C. Mullen - notice of reassignment mailed to parties. (mga) [Entry date 03/29/02]
4/10/02	4	RETURN OF SERVICE Executed as to MM ACMC Banque Comme 4/1/02 served with S&C Answer due on 4/22/02 for MM ACMC Banque Comme (bsw) [Entry date 04/11/02]
4/29/02	5	ANSWER to Complaint by MM ACMC Banque Comme (bsw) [Entry date 04/30/02]
4/29/02	6	Disclosure of Corporate Affiliations other entities with a direct financial interest in litigation by MM ACMC Banque Comme (bsw) [Entry date 05/01/02]
4/29/02	7	CONSENT to trial by Magistrate by MM ACMC Banque Comme (bsw) [Entry date 05/01/02]
6/20/02	8	RETURN OF SERVICE Executed as to Frederick J. Gilliland

6/5/02 served with S&C Answer due on 6/25/02 for Frederick J. Gilliland (bsw) [Entry date 06/21/02]

8/1/02 9 MOTION by Sec & Exchange Comm for Entry of Default as to Frederick J. Gilliland (bsw) [Entry date 08/02/02]

8/5/02 10 CLERK'S ENTRY OF DEFAULT as to Frederick J. Gilliland [9-1] motion for Entry of Default as to Frederick J. Gilliland (bsw) [Entry date 08/05/02]

9/3/02 11 Certificate of I.A.C. by plaintiff Sec & Exchange Comm, defendant Frederick J. Gilliland, defendant MM ACMC Banque Comme (rlb) [Entry date 09/03/02]

9/4/02 12 INITIAL PRETRIAL ORDER Discovery deadline is 5/15/03 Motion filing deadline is 6/16/03 Mediation due: 5/15/02 Non-Jury Trial set for 9:30 12/1/03 before Judge Graham C. Mullen ( signed by Judge Graham C. Mullen ) (rlb) [Entry date 09/09/02]

1/6/03 13 CERTIFICATE OF SERVICE by Sec & Exchange Comm (clc) [Entry date 01/07/03]

2/3/03 14 NOTICE of Appearance for MM ACMC Banque Comme by W. Robinson Deaton Jr. (rlb) [Entry date 02/03/03]

3/10/03 15 MOTION with Memorandum in Support by Sec & Exchange Comm to Transfer/reassign Case to Mag. Jdg McKnight re: related case 3:02-CV-205MCK (bsw) [Entry date 03/12/03]

3/10/03 16 MOTION by Sec & Exchange Comm for Appointment of Receiver (bsw) [Entry date 03/12/03]

3/10/03 17 MEMORANDUM by Sec & Exchange Comm in support of [16-1] motion for Appointment of Receiver by Sec & Exchange Comm (bsw) [Entry date 03/12/03]

3/13/03 18 ORDER granting [15-1] motion to Transfer/reassign Case to Mag. Jdg McKnight re: related case 3:02-CV-205MCK ( signed by Judge Graham C. Mullen ) [EOD DATE: 3/13/03] (clc) [Entry date 03/13/03]

3/13/03 18 CASE reassigned. to Magistrate Judge H. B. McKnight - Order/ntc of reassignment mailed to parties. (clc) [Entry date 03/13/03]

3/24/03 19 MOTION by Frederick J. Gilliland for Patrick B. Calcutt to Withdraw as Attorney (clc) [Entry date 03/24/03]

5/9/03 20 ORDER granting [19-1] motion for Patrick B. Calcutt to Withdraw as Attorney (Terminated ( signed by Magistrate Judge H. B. McKnight ) [EOD DATE: 5/9/03] (clc) [Entry date 05/09/03]

5/22/03 21 ORDER granting [16-1] motion for Appointment of Receiver ( signed by Magistrate Judge H. B. McKnight ) [EOD DATE: 5/22/03] (rlb) [Entry date 05/22/03]

6/17/03 22 MOTION by Sec & Exchange Comm for Default Judgment against Frederick J. Gilliland referred to: Judge Graham C.

Mullen (clc) [Entry date 06/18/03]

6/17/03 23 MEMORANDUM by Sec & Exchange Comm in support of [22-1] motion for Default Judgment against Frederick J. Gilliland by Sec & Exchange Comm (clc) [Entry date 06/18/03]

6/17/03 24 Appendix by defendant Frederick J. Gilliland [22-1] motion for Default Judgment against Frederick J. Gilliland by Sec & Exchange Comm (clc) [Entry date 06/18/03]

6/23/03 25 RESPONSE by Frederick J. Gilliland to [22-1] motion for Default Judgment against Frederick J. Gilliland by Sec & Exchange Comm (clc) [Entry date 06/24/03]

6/27/03 26 AFFIDAVIT of Michael Quilling filed by Sec & Exchange Comm re: [23-1] support memorandum, [22-1] motion for Default Judgment against Frederick J. Gilliland (clc) [Entry date 06/27/03]

10/2/03 27 MOTION by Michael J. Quilling to establish claim procedures and approve claim form (clc) [Entry date 10/02/03]

10/8/03 28 MOTION with Memorandum in Support by Michael J. Quilling for Receiver's Fees & Expenses and Attorney Fees & Expenses (clc) [Entry date 10/08/03]

10/22/03 29 ORDER, Continuing this matter from the 12/1/03 term, and reset Non Jury Trial for 9:30 3/15/04 before Judge H. B. McKnight ( signed by Judge H. B. McKnight ) [EOD DATE: 10/24/03] (clc) [Entry date 10/24/03]

11/3/03 -- Return of Order dated 10/22/03 mailed to MM ACMC Banque De Commerce @ P. O. Box 116, Vinderen, 0374 Oslo (clc) [Entry date 11/03/03]

11/12/03 30 MOTION with Memorandum in Support by Michael J. Quilling for Re-Appointment of Receiver (clc) [Entry date 11/13/03]

11/24/03 31 ORDER granting [28-1] motion for Receiver's Fees & Expenses and Attorney Fees & Expenses ( signed by Judge H. B. McKnight ) [EOD DATE: 11/24/03] (rlb) [Entry date 11/24/03]

11/24/03 32 ORDER, Response to Motion reset to 12/17/03 for [22-1] motion for Default Judgment against Frederick J. Gilliland ( signed by Judge H. B. McKnight ) [EOD DATE: 11/24/03] (rlb) [Entry date 11/24/03]

11/24/03 33 ORDER, reappointing receiver Frederick J. Gilliland ( signed by Judge H. B. McKnight ) [EOD DATE: 11/24/03] (rlb) [Entry date 11/24/03]

11/24/03 34 ORDER granting [27-1] motion to establish claim procedures and approve claim form ( signed by Judge H. B. McKnight ) [EOD DATE: 11/24/03] (rlb) [Entry date 11/24/03]

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END OF DOCKET: 3:02cv128

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<b>PACER Service Center</b>			
<b>Transaction Receipt</b>			
12/09/2003 10:57:13			
<b>PACER Login:</b>	qs0002	<b>Client Code:</b>	
<b>Description:</b>	docket report	<b>Search Criteria:</b>	3:02cv00128
<b>Billable Pages:</b>	5	<b>Cost:</b>	0.35

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