



**U.S. District Court  
Northern District of Texas (Dallas)  
CIVIL DOCKET FOR CASE #: 3:06-cv-02136**

Securities and Exchange Commission v. ABC Viaticals Inc et al

Assigned to: Judge Jorge A Solis  
Cause: 15:77 Securities Fraud

Date Filed: 11/17/2006

Jury Demand: Defendant

Nature of Suit: 850 Securities/  
Commodities

Jurisdiction: U.S. Government Plaintiff

**Plaintiff**

**Securities and Exchange Commission**

represented by **Harold R Loftin, Jr**

US Securities & Exchange Commission  
Fort Worth Regional Office

801 Cherry St

Suite 1900

Fort Worth, TX 76102

817/978-6450

Fax: 817/978-4927 FAX

Email: loftinh@sec.gov

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

V.

**Defendant**

**ABC Viaticals Inc**

represented by **Michael J Quilling**

Quilling Selander Cummiskey &  
Lownds

2001 Bryan St

Suite 1800

Dallas, TX 75201

214/871-2100

Fax: 214/871-2111 FAX

Email: mquilling@qsclpc.com

*LEAD ATTORNEY*

*ATTORNEY TO BE NOTICED*

**Defendant**

**C Keith Lamonda**

represented by **Lisa Catherine Tulk**  
Kessler Collins  
2100 Ross Ave  
Suite 750  
Dallas, TX 75201  
214/379-0722  
Fax: 214/373-4714  
Email: ltulk@kesslercollins.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Brad D'Amico**  
Kessler Collins  
2100 Ross Ave  
Suite 750  
Dallas, TX 75201  
214/379-0732  
Fax: 214/379-0772 FAX

**Gary S Kessler**  
Kessler Collins  
2100 Ross Ave  
Suite 750  
Dallas, TX 75201  
214/379-0722  
Fax: 214/373-4714 FAX  
Email: gsk@kesslercollins.com  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Jesse W Lamonda Jr**

represented by **Gene R Besen**  
Secore & Waller  
12222 Merit Dr  
Suite 1350  
Dallas, TX 75251  
972/776-0200  
Fax: 972/776-0240  
Email: gene@secorewaller.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Defendant**

**Lamonda Management Family  
Limited Partnership**

**Defendant**

**Structured Life Settlements Inc**

**Defendant**

**Blue Water Trust**

**Defendant**

**Destiny Trust**

V.

**Movant**

**Donald S Kaplan**

represented by **Richard T Baum**

Law Office of Richard T Baum  
2215 Colby Ave  
Los Angeles, CA 90064  
310/277-2040  
Fax: 310/286-9525  
Email: rickbaum@hotmail.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Jim L Flegle**

Loewinsohn Flegle Deary LLP  
12377 Merit Dr  
Suite 900  
Dallas, TX 75251  
214/572-1700  
Fax: 214/572-1717  
Email: jimf@texasverdict.com  
*ATTORNEY TO BE NOTICED*

**Wilson E Wray, Jr**

Loewinsohn Flegle Deary LLP  
12377 Merit Dr  
Suite 900  
Dallas, TX 75251  
214/572-1700  
Fax: 214/572-1717  
Email: wilsonw@lfdlaw.com  
*ATTORNEY TO BE NOTICED*

**Interested Party**

**Examiner Steven A Harr**

represented by **Steven A Harr**  
Munsch Hardt Kopf & Harr  
3800 Lincoln Plaza  
500 N Akard St  
Dallas, TX 75201-6659  
214/855-7500  
Email: sharr@munsch.com  
PRO SE

**Dennis L Roossien**  
Munsch Hardt Kopf & Harr - Dallas  
3800 Lincoln Plaza  
500 N Akard St  
Dallas, TX 75201  
214/855-7535  
Fax: 214/855-7584 FAX  
Email: droossien@munsch.com  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Receiver**

**Michael J Quilling**

represented by **Michael J Quilling**  
(See above for address)  
*LEAD ATTORNEY*  
*ATTORNEY TO BE NOTICED*

**Brent Jason Rodine**  
Quilling Selander Cummiskey &  
Lownds  
2001 Bryan St  
Suite 1800  
Dallas, TX 75201  
214/871-2100  
Email: brodine@qsclpc.com  
*ATTORNEY TO BE NOTICED*

**D Dee Raibourn, III**  
Quilling Selander Cummiskey &  
Lownds  
2001 Bryan St  
Suite 1800  
Dallas, TX 75201  
214/871-2100

| Date Filed | #                 | Docket Text   |
|------------|-------------------|---|
| 11/17/2006 | <a href="#">1</a> | COMPLAINT against Destiny Trust, ABC Viaticals Inc, C Keith Lamonda, Jesse W Lamonda Jr, Lamonda Management Family Limited Partnership, Structured Life Settlements Inc, Blue Water Trust filed by Securities and Exchange Commission. (axm, ) (Entered: 11/20/2006)  |
| 11/17/2006 |                   | ***Magistrate Judge Ramirez chosen by random selection to handle matters that may be referred in this case. (axm, ) (Entered: 11/20/2006)   |
| 11/17/2006 | <a href="#">2</a> | Summons Issued as to Destiny Trust, ABC Viaticals Inc, C Keith Lamonda, Jesse W Lamonda Jr, Lamonda Management Family Limited Partnership, Structured Life Settlements Inc, Blue Water Trust. (ISS-7) (axm, ) (Entered: 11/20/2006)   |
| 11/17/2006 | <a href="#">3</a> | CERTIFICATE OF INTERESTED PERSONS/DISCLOSURE STATEMENT by Securities and Exchange Commission. (axm, ) (Entered: 11/20/2006)   |
| 11/17/2006 | <a href="#">4</a> | MOTION for Application for Issuance of Temorary Restraining Order, MOTION for Preliminary Injunction, MOTION Appointing Receiver and Orders Freezing Assests, Requiring an Accounting, Requiring Preservation of Documents, and Authorizing Expedited MOTION for Discovery by Securities and Exchange Commission (axm, ) (Entered: 11/20/2006)                      |
| 11/17/2006 | <a href="#">5</a> | Memorandum of Law in Support of filed by Securities and Exchange Commission re <a href="#">4</a> Plaintiff's MOTION for Injunction MOTION for Discovery MOTION Appointing Receiver, Freesing Assests, Requiring an Accounting, requiring Preservation of Documents MOTION for Temporary Restraining Order and Other Equitable Relief. (axm, ) (Entered: 11/20/2006) |

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| 11/17/2006 | <a href="#">6</a>  | Appendix in Support filed by Securities and Exchange Commission re <a href="#">4</a> Plaintiff's MOTION for Injunction MOTION for Discovery MOTION Appointing Receiver, Freezing Assets, Requiring an Accounting, requiring Preservation of Documents MOTION for Temporary Restraining Order and Other Equitable Relief.(Attachments: # <a href="#">1</a> Exhibit A# <a href="#">2</a> Exhibit B# <a href="#">3</a> Exhibit C# <a href="#">4</a> Exhibit D# <a href="#">5</a> Exhibit E# <a href="#">6</a> Exhibit F# <a href="#">7</a> Exhibit G# <a href="#">8</a> Exhibit H# <a href="#">9</a> Exhibit I# <a href="#">10</a> Exhibit J# <a href="#">11</a> Exhibit K (1)# <a href="#">12</a> Exhibit K (2)# <a href="#">13</a> Exhibit L (1)# <a href="#">14</a> Exhibit L (2)# <a href="#">15</a> Exhibit M# <a href="#">16</a> Exhibit N# <a href="#">17</a> Exhibit O# <a href="#">18</a> Exhibit P (1)# <a href="#">19</a> Exhibit P (2)) (axm, ) (Entered: 11/20/2006) |
| 11/17/2006 | <a href="#">8</a>  | ORDER APPOINTING RECEIVER. Granting <a href="#">4</a> Motion Appointing Receiver. Michael J. Quilling is appointed Receiver for the Receivership Assets and Receivership Records. (see order for specifics) (Signed by Judge Jorge A Solis on 11/17/06) (lmr, ) (Entered: 11/20/2006)  |
| 11/17/2006 | <a href="#">9</a>  | AGREED PRELIMINARY INJUNCTION, ORDER FREEZING ASSETS, ORDER REQUIRING AN ACCOUNTING AND ORDER REQUIRING PRESERVATION OF DOCUMENTS. Granting <a href="#">4</a> Motion for Application for Issuance of Temporary Restraining Order, MOTION for Preliminary Injunction, MOTION Appointing Receiver and Orders Freezing Assets, Requiring an Accounting, Requiring Preservation of Documents, and Authorizing Expedited MOTION for Discovery.(see order for specifics) (Signed by Judge Jorge A Solis on 11/17/06) (lmr, ) (Entered: 11/20/2006)   |
| 11/20/2006 | <a href="#">7</a>  | Standing Order Designating Case for ECF - see order for specifics. (Signed by Judge Jorge A Solis on 11/20/2006) (axm, ) (Entered: 11/20/2006)   |
| 11/22/2006 | <a href="#">10</a> | Surety Bond in the amount of \$10,000.00 posted by Michael J Quilling. (lmr, ) Modified on 11/27/2006 (rrj, ). (Entered: 11/27/2006)   |
| 11/29/2006 | <a href="#">11</a> | MOTION Receiver's Unopposed Motion to Appoint Examiner and Request for Expedited Consideration by Michael J Quilling (Quilling, Michael) (Entered: 11/29/2006)   |

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| 11/30/2006 | <a href="#">12</a> | ORDER granting <a href="#">11</a> Receiver's Unopposed Motion to Appoint Examiner and Request for Expedited Consideration. IT IS ORDERED that Steven A. Harr of the firm Munsch, Hardt, Kopf & Harr, P.C. In that capacity, the Examiner will monitor the activities of the Receiver, communicate with investors, and report to the Court whenever appropriate as to the voice of the collective interests of the investors with respect to matters occurring in these proceedings and pursuant to such other matters as may be appropriate and consistent with the directives of the Court.(see order for specifics) (Signed by Judge Jorge A Solis on 11/30/06) (lmr, ) (Entered: 11/30/2006)  |
| 12/01/2006 | <a href="#">13</a> | Unopposed Motion to Use Policy Proceeds and Premium Escrow Reserves (Pool Assets) and Request for Expedited Consideration by Michael J Quilling. (Quilling, Michael) Modified on 12/1/2006 (lmr, ). (Entered: 12/01/2006)  |
| 12/01/2006 | <a href="#">14</a> | NOTICE of Attorney Appearance by Dennis L Roossien on behalf of Steven A Harr. Party Steve A. Harr, Examiner added. (Roossien, Dennis) (Entered: 12/01/2006)   |
| 12/01/2006 | <a href="#">15</a> | Receiver's Unopposed Motion to Modify Order Appointing Receiver by Michael J Quilling. (Attachments: # <a href="#">1</a> Exhibit A) (Quilling, Michael) Modified on 12/5/2006 (lmr, ). (Entered: 12/01/2006)   |
| 12/01/2006 | <a href="#">16</a> | Receiver's Unopposed Motion for Authority to Enter into an Agreement for Bank Financing and Request for Expedited Consideration by Michael J Quilling. (Attachments: # <a href="#">1</a> Exhibit 1) (Quilling, Michael) Modified on 12/5/2006 (lmr, ). (Entered: 12/01/2006)   |
| 12/01/2006 | <a href="#">17</a> | ORDER POOLING RECEIVERSHIP ASSETS..Granting <a href="#">13</a> Unopposed Motion to Use Policy Proceeds and Premium Escrow Reserves. IT IS ORDERED that retroactive to November 17, 2006, the date on which these proceedings were initiated, all Receivership Assets as defined in the Order Appointing Receiver shall be deemed to be pooled and to constitute one fund available to the Receiver to use to pay insurance premiums and other costs and expenses of the administration of the ReceivershipEstate. The Examiner shall provide a report to the Court within 60 days of the date of this Order addressing the investor communications received with respect to this Order.(see order for specifics) (Signed by Judge Jorge A Solis on 12/01/06) (lmr, ) (Entered: 12/01/2006) |

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| 12/01/2006 | <a href="#">18</a> | ORDER granting <a href="#">16</a> Receiver's Unopposed Motion for Authority to Enter into an Agreement for Bank Financing and Request for Expedited Consideration. IT IS ORDERED that the Receiver is authorized to pursue bank financing with Sovereign Bank, consistent with the terms set forth on Exhibit 1 to the Receivers motion. When such financing is finalized, the Receiver shall file a motion with the Court to approve the actual terms and conditions of the financing. (Signed by Judge Jorge A Solis on 12/01/06) (lmr, ) Modified on 12/5/2006 (lmr, ). (Entered: 12/04/2006) |
| 12/01/2006 | <a href="#">19</a> | ORDER CLARIFYING AND MODIFYING ORDER APPOINTING RECEIVER. Granting <a href="#">15</a> Receiver's Unopposed Motion to Modify Order Appointing Receiver. IT IS ORDERED that the Order Appointing Receiver issued by this Court on November 17, 2006 [Docket No. 8] is hereby clarified and, to the extent necessary, modified as to Paragraph 1 so as to include each of the trusts set forth in Exhibit A hereto. (see order for specifics) (Signed by Judge Jorge A Solis on 12/01/06) (Attachments: # <a href="#">1</a> Exhibit A) (lmr, ) (Entered: 12/04/2006)                                |
| 12/15/2006 | <a href="#">20</a> | WAIVER OF SERVICE Returned Executed as to Jesse W Lamonda Jr. Waiver sent on 12/5/2006, answer due 2/5/2007. (Loftin, Harold) (Entered: 12/15/2006)  |
| 12/18/2006 | <a href="#">21</a> | Receiver's Preliminary Report by Michael J Quilling. (Attachments: # <a href="#">1</a> Exhibit A# <a href="#">2</a> Exhibit B# <a href="#">3</a> Exhibit C) (Quilling, Michael) Modified on 12/19/2006 (lmr, ). (Entered: 12/18/2006)  |
| 12/21/2006 | <a href="#">22</a> | MOTION Authority to Employ National Viatical, Inc. Nunc Pro Tunc and Request for Expedited Consideration by Michael J Quilling (Quilling, Michael) (Entered: 12/21/2006)   |
| 12/29/2006 | <a href="#">23</a> | ORDER granting <a href="#">22</a> Motion Authority to Employ National Viatical, Inc. Nunc Pro Tunc and Request for Expedited Consideration. IT IS ORDERED that the Receiver is authorized to employ National Viatical, Inc. nunc pro tunc to the date of his appointment and the Receiver is further authorized to pay National Viatical, Inc. the amount of \$50.00 per month per policy for the services rendered until further Order of the Court or until those services are terminated. (Signed by Judge Jorge A Solis on 12/28/06) (lmr, ) (Entered: 12/29/2006)                           |
| 01/11/2007 | <a href="#">24</a> | WAIVER OF SERVICE Returned Executed as to C Keith Lamonda. Waiver sent on 12/5/2006, answer due 2/5/2007. (Loftin, Harold) (Entered: 01/11/2007)   |



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| 01/16/2007 | <a href="#">25</a> | Receiver's Unopposed Motion to Establish Claim Procedure Plan and to Approve Claim Form and Request for Expedited Consideration by Michael J Quilling (Attachments: # <a href="#">1</a> Exhibit A# <a href="#">2</a> Exhibit B# <a href="#">3</a> Exhibit C# <a href="#">4</a> Exhibit D) (Quilling, Michael) Modified on 1/18/2007 (Imp). (Entered: 01/16/2007)   |
| 01/18/2007 | <a href="#">26</a> | ORDER granting <a href="#">25</a> Receiver's Unopposed Motion to Establish Claim Procedure Plan and to Approve Claim Form and Request for Expedited Consideration. (see order for specifics) (Signed by Judge Jorge A Solis on 01/18/07) (Imp) (Entered: 01/18/2007)   |
| 02/01/2007 | <a href="#">27</a> | ***PROPOSED ORDER***Joint MOTION for Extension of Time to File Response/Reply as to <a href="#">1</a> Complaint by C Keith Lamonda, Jesse W Lamonda Jr (Attachments: # <a href="#">1</a> Text of Proposed Order) (Tulk, Lisa) Modified on 2/5/2007 (Imp). (Entered: 02/01/2007)  |
| 02/01/2007 | <a href="#">28</a> | Joint Motion for Extension of Time to File Answer by C Keith Lamonda, Jesse W Lamonda Jr (Attachments: # <a href="#">1</a> Text of Proposed Order # <a href="#">2</a> ) (Tulk, Lisa) (Entered: 02/01/2007)   |
| 02/01/2007 | <a href="#">29</a> | MOTION Receiver's Motion to Set Reasonable Subpoena Processing Fee by Michael J Quilling (Attachments: # <a href="#">1</a> Exhibit A# <a href="#">2</a> Exhibit B) (Quilling, Michael) (Entered: 02/01/2007)   |
| 02/05/2007 | <a href="#">30</a> | ORDER granting <a href="#">28</a> Motion for Extension of Time to File Answer. The date that the Defendants are obligated to move, answer or otherwise respond to the Complaint in the above-numbered and entitled action (the Action) is extended from February 5, 2007, to and including April 6, 2007. C Keith Lamonda and Jesse W Lamonda Jr answer due 4/6/2007. (see order for specifics) (Signed by Judge Jorge A Solis on 02/05/07) (Imp) (Entered: 02/05/2007)                  |
| 03/08/2007 | <a href="#">31</a> | MOTION Receiver's Unopposed Motion to Approve Bank Financing and Request for Expedited Consideration by Michael J Quilling (Attachments: # <a href="#">1</a> Exhibit 1# <a href="#">2</a> Exhibit 2# <a href="#">3</a> Exhibit 3# <a href="#">4</a> Exhibit 4# <a href="#">5</a> Exhibit 5# <a href="#">6</a> Exhibit 6# <a href="#">7</a> Exhibit 7# <a href="#">8</a> Exhibit 8# <a href="#">9</a> Exhibit 9# <a href="#">10</a> Exhibit 10) (Quilling, Michael) (Entered: 03/08/2007) |
| 03/15/2007 | <a href="#">32</a> | ORDER granting <a href="#">31</a> Receiver's Unopposed Motion to Approve Bank Financing and Request for Expedited Consideration. The Receiver is hereby authorized to execute the loan documents attached to his motion and to pay the necessary legal fees that Sovereign Bank incurred while negotiating that financing agreement. (Signed by Judge Jorge A Solis on March 15, 2007) (mfw) (Entered: 03/16/2007)   |

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| 03/16/2007 | <a href="#">33</a> | ORDER OF REFERENCE. Under authority of 28 U.S.C. § 636(b), it is ORDERED that Receiver's <a href="#">29</a> Motion to Set Reasonable Subpoena Processing Fee, filed February 1, 2007, be referred to the Honorable Irma C. Ramirez, United States Magistrate Judge, for hearing, if necessary, and determination. (Signed by Judge Jorge A Solis on 03/16/07) (Imp) (Entered: 03/16/2007)  |
| 03/16/2007 | <a href="#">34</a> | Receiver's Unopposed Motion for Authority to Pay Taxes and Brief in Support by Michael J Quilling with Brief in Support. (Quilling, Michael) Modified on 3/19/2007 (Imp). (Entered: 03/16/2007)  |
| 03/19/2007 | <a href="#">35</a> | ORDER granting <a href="#">34</a> Receiver's Unopposed Motion for Authority to Pay Taxes and Brief in Support. IT IS THEREFORE ORDERED that the Receiver shall have the authority to avoid unnecessary penalties and tax liability by paying the Receivership Estate's secured property taxes, and other secured taxes that may be due, out of its pooled assets. (Signed by Judge Jorge A Solis on 03/19/07) (Imp) (Entered: 03/20/2007)  |
| 03/20/2007 | <a href="#">36</a> | ORDER: Pursuant to the District Court's Order of Reference, filed March 16, 2007, Receiver's Motion to Set Reasonable Subpoena Processing Fee, filed February 1, 2007, has been referred to this Court for hearing, if necessary, and recommendation or determination. Movant must amend the motion to correct this defect no later than 5:00 p.m. on Tuesday, March 27, 2007. Reset Deadlines as to <a href="#">29</a> Motion to Set Reasonable Subpoena Processing Fee. Responses due by 4/16/2007. Motion Hearing set for 4/19/2007 10:00 AM before Magistrate Judge Irma C Ramirez.(mailed order to Sun Trust Bank, 7474 Chancellor Drive, Orlando,FL 32809, Mail Code: FL-Orlando-6201, via certified mail) (Signed by Judge Irma C Ramirez on 03/20/07) (Imp) Additional attachment(s) added on 3/22/2007 (Imp). (Entered: 03/20/2007) |
| 03/23/2007 | <a href="#">37</a> | Certified Mail Receipt re <a href="#">36</a> Order. (Imp) (Entered: 03/23/2007)  |
| 03/26/2007 | <a href="#">38</a> | Certified Mail Executed re: <a href="#">36</a> Order, Set Motion and F&R Deadlines. (axm) (Entered: 03/26/2007)  |
| 03/27/2007 | <a href="#">39</a> | Amended Motion to Set Date for Production of Documents and Reasonable Subpoena Processing Fee by Michael J Quilling with Brief in Support. (Attachments: # <a href="#">1</a> Exhibit A) (Quilling, Michael) Modified on 3/28/2007 (Imp). (Entered: 03/27/2007)   |
| 03/28/2007 | <a href="#">40</a> | Unopposed Motion for Extension of Time to File Answer by C Keith Lamonda, Jesse W Lamonda Jr (Attachments: # <a href="#">1</a> Text of Proposed Order Unopposed Joint Motion to Extend Response Date) (Tulk, Lisa) Modified on 3/28/2007 (Imp). (Entered: 03/28/2007)  |

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| 03/28/2007 |                    | Minute Entry for proceedings held before Judge Irma C Ramirez : Telephone Conference re: court's jurisdiction. Attorney Appearances: Michael Quilling; John Berry. (FTR Digital) Time in Court: 15 minutes. NO PDF ATTACHED - THIS IS A VIRTUAL MINUTE ENTRY. (lmm) (Entered: 03/28/2007)   |
| 03/29/2007 | <a href="#">41</a> | ORDER granting <a href="#">40</a> Unopposed Motion for Extension of Time to File Answer. C Keith Lamonda answer due 5/7/2007; Jesse W Lamonda Jr answer due 5/7/2007. (see order for specifics) (Signed by Judge Jorge A Solis on 03/29/07) (lmp) (Entered: 03/30/2007)   |
| 03/30/2007 | <a href="#">42</a> | AMENDED ORDER GRANTING UNOPPOSED JOINT MOTION TO EXTEND TIME FOR DEFENDANTS C. KEITH LAMONDA AND JESSE W. LAMONDA, JR. TO MOVE, ANSWER OR OTHERWISE RESPOND TO PLAINTIFF'S COMPLAINT: The date that the Defendants are obligated to move, answer or otherwise respond to the Complaint in the above-numbered and entitled action (the "Action") is extended from April 6, 2007, to and including May 31, 2007. Answer due from C Keith Lamonda on 5/31/2007; Jesse W Lamonda Jr on 5/31/2007.(see order for specifics) (Signed by Judge Jorge A Solis on 03/30/07) (lmp) (Entered: 03/30/2007)  |
| 04/04/2007 | <a href="#">43</a> | Unopposed Motion to Return Unmatched Funds by Michael J Quilling. (Quilling, Michael) Modified on 4/5/2007 (lmp). (Entered: 04/04/2007)   |
| 04/06/2007 | <a href="#">44</a> | MOTION for Order to Show Cause <i>Regarding Commissions Paid to Donald S. Kaplan along with Request for Expedited Consideration</i> by Michael J Quilling with Brief in Support. (Attachments: # <a href="#">1</a> Exhibit A) (Quilling, Michael) (Entered: 04/06/2007)   |
| 04/06/2007 | <a href="#">45</a> | ORDER granting <a href="#">39</a> Amended Motion to Set Date for Production of Documents and Reasonable Subpoena Processing Fee. It is therefore ORDERED that: SunTrust Bank shall produce all records responsive to the Receivers Subpoena by July 1, 2007. SunTrust Bank shall produce those documents by mailing them to the Receiver in installments. Every two weeks SunTrust Bank shall send the Receiver all response records located during that period. With each shipment of documents, SunTrust Bank shall provide the Receiver an invoice for the work performed at the rate of \$11.00 an hour and \$0.25 per page. (Signed by Judge Irma C Ramirez on 04/06/07) (lmp) (Entered: 04/09/2007) |

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| 04/17/2007 | <a href="#">46</a> | ORDER granting <a href="#">43</a> Unopposed Motion to Return Unmatched Funds. IT IS ORDERED that the Receiver is authorized to return the unmatched funds to each of the respective investors who sent the funds to the escrow account. (Signed by Judge Jorge A Solis on 04/17/07) (Imp) Modified on 4/19/2007 (jb). (Entered: 04/18/2007)  |
| 04/30/2007 | <a href="#">47</a> | ORDER: Now before the Court is Michael J. Quilling, as Receiver for ABC Viaticals, Inc.'s Motion for Show Cause Hearing Regarding Commissions Paid to Donald S. Kaplan Along With Request for Expedited Consideration, filed April 6, 2007. Donald S. Kaplan has not filed a timely Response to the Motion. If Kaplan does not file a Response within ten (10) days of the date of this Order, the Court shall proceed to determine the Motion without a Response from Kaplan. (Signed by Judge Jorge A Solis on 04/30/07) (Imp) (Entered: 05/01/2007) |
| 05/10/2007 | <a href="#">48</a> | Receiver's First Interim Motion/Application to Allow and Pay (1) Receiver's Fees and Expenses and (2) Attorneys' Fees and Expenses by Michael J Quilling with Brief in Support. (Attachments: # <a href="#">1</a> Exhibit A) (Quilling, Michael) Modified on 5/10/2007 (Imp). (Entered: 05/10/2007)  |
| 05/10/2007 | <a href="#">49</a> | MOTION to Approve Stipulation Extending Donald S. Kaplan's Time to Respond by Michael J Quilling (Attachments: # <a href="#">1</a> Exhibit A) (Rodine, Brent) Modified on 5/11/2007 (Imp). (Entered: 05/10/2007)   |
| 05/11/2007 | <a href="#">50</a> | STIPULATION ORDER granting <a href="#">49</a> Motion to Approve Stipulation Extending Donald S. Kaplan's Time to Respond. It is Ordered by and between Michael J. Quilling, Receiver of ABD Viaticals, Inc and Donald Kaplan that the time for Kaplan to respond to the Motion for Show Cause Hearing shall be extended for a period of Twnty-one days until June 1, 2007 days. (Signed by Judge Jorge A Solis on 05/11/07) (Imp) (Entered: 05/14/2007)  |
| 05/15/2007 | <a href="#">51</a> | Examiner's First Interim Application to Allow and Pay (1) Examiner's Fees and Expenses, and (2) Attorney's Fees and Expenses and Brief in Support by Steven A Harr (Attachments: # <a href="#">1</a> Exhibit Exhibit A (Pages 1-60)) (Harr, Steven) Modified on 5/16/2007 (Imp). (Entered: 05/15/2007)   |
| 05/29/2007 | <a href="#">52</a> | Unopposed Motion for Extension of Time to File Answer by C Keith Lamonda (Tulk, Lisa) (Entered: 05/29/2007)  |
| 06/01/2007 | <a href="#">53</a> | MOTION to Extend Time Motion to Approve Second Stipulation Extending Donald S. Kaplan's Time to Respond by Michael J Quilling (Attachments: # <a href="#">1</a> Exhibit A) (Rodine, Brent) (Entered: 06/01/2007)   |

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| 06/01/2007 | <a href="#">54</a> | Application and Order for Admission Pro Hac Vice by Richard T Baum for Donald S Kaplan.(see order for specifics) (Signed by Judge Jorge A Solis on 06/01/07) (Imp) (Entered: 06/05/2007)  |
| 06/07/2007 | <a href="#">55</a> | ORDER granting <a href="#">52</a> Motion for Extension of Time to File Answer C Keith Lamonda answer due 7/20/2007; Jesse W Lamonda Jr answer due 7/20/2007. (Signed by Judge Jorge A Solis on 6/6/07) (jrb) (Entered: 06/07/2007)  |
| 06/07/2007 | <a href="#">56</a> | Stipulation for ORDER granting <a href="#">53</a> Extension of Time to Respond to Motion for Show Cause Hearing and Request for Expedited Hearing. Responses due by 6/15/2007. (Signed by Judge Jorge A Solis on 6/6/07) (klm) (Entered: 06/08/2007)  |
| 06/14/2007 | <a href="#">57</a> | RESPONSE to <a href="#">44</a> MOTION for Order to Show Cause <i>Regarding Commissions Paid to Donald S. Kaplan along with Request for Expedited Consideration and Brief in Support; Request for Interim Hearing Setting Procedures; Demand for Jury Trial</i> filed by Donald S Kaplan. (Baum, Richard) Modified on 6/15/2007 (axm). (Entered: 06/14/2007)               |
| 06/14/2007 | <a href="#">58</a> | Brief/Memorandum in Support to <a href="#">57</a> Response to Motion, <a href="#">44</a> MOTION for Order to Show Cause <i>Regarding Commissions Paid to Donald S. Kaplan along with Request for Expedited Consideration; Request for Interim Hearing Setting Procedures</i> filed by Donald S Kaplan. (Baum, Richard) Modified on 6/15/2007 (axm). (Entered: 06/14/2007) |
| 06/14/2007 | <a href="#">59</a> | MOTION to Dismiss <i>for Show Cause Hearing and Request for Expedited Hearing</i> by Donald S Kaplan (Baum, Richard) Modified on 6/15/2007 (axm). (Entered: 06/14/2007)   |
| 06/14/2007 | <a href="#">60</a> | Brief/Memorandum in Support of <a href="#">59</a> MOTION to Dismiss <i>for Show Cause Hearing and Request for Expedited Hearing</i> filed by Donald S Kaplan. (Baum, Richard) Modified on 6/15/2007 (axm). (Entered: 06/14/2007)  |
| 06/14/2007 | <a href="#">61</a> | Appendix in Support of <a href="#">60</a> Brief/Memorandum in Support of Motion, <a href="#">44</a> MOTION for Order to Show Cause, <a href="#">59</a> MOTION to Dismiss <i>for Show Cause Hearing and Request for Expedited Hearing</i> filed by Donald S Kaplan. (Baum, Richard) Modified on 6/15/2007 (axm). (Entered: 06/14/2007)                                     |
| 06/14/2007 | <a href="#">62</a> | ***DOCKETED USING THE WRONG EVENT, REFILED AS DOC 63***NOTICE by Donald S Kaplan <i>Certificate of Interested Persons</i> (Baum, Richard) Modified on 6/15/2007 (axm). (Entered: 06/14/2007)  |

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| 06/14/2007 | <a href="#">63</a> | CERTIFICATE OF INTERESTED PERSONS/DISCLOSURE STATEMENT by Donald S Kaplan. (Baum, Richard) (Entered: 06/14/2007)   |
| 06/14/2007 | <a href="#">64</a> | DEMAND for Trial by Jury by Donald S Kaplan. (Baum, Richard) (Entered: 06/14/2007)   |
| 06/25/2007 | <a href="#">65</a> | MOTION Receiver's Unopposed Motion to Increase Bank Financing Facility and Request for Expedited Consideration by Michael J Quilling (Quilling, Michael) (Entered: 06/25/2007)   |
| 06/25/2007 | <a href="#">66</a> | ORDER Authorizing Receiver to Increase Bank Financing granting <a href="#">65</a> Motion to Increase Bank Financing Facility to \$9,000,000.00 with interest to be paid monthly. (Signed by Judge Jorge A Solis on June 25, 2007) (jyg) (Entered: 06/25/2007)  |
| 06/27/2007 | <a href="#">67</a> | RESPONSE filed by Michael J Quilling re <a href="#">59</a> MOTION to Dismiss for Lack of Jurisdiction (Rodine, Brent) Modified on 6/27/2007 (jb). (Entered: 06/27/2007)  |
| 06/27/2007 |                    | COMBINED REPLY BRIEF filed by Michael J Quilling re <a href="#">44</a> MOTION for Order to Show Cause <i>Regarding Commissions Paid to Donald S. Kaplan along with Request for Expedited Consideration.</i> (see #67 for image) (jrb) (Entered: 06/27/2007)  |
| 07/06/2007 | <a href="#">68</a> | NOTICE of Attorney Appearance by Jim L Flegle on behalf of Donald S Kaplan (Flegle, Jim) (Entered: 07/06/2007)   |
| 07/06/2007 | <a href="#">69</a> | Unopposed MOTION Enter Agreed Interlocutory Judgment of Permanent Injunction by Securities and Exchange Commission (Loftin, Harold) (Entered: 07/06/2007)  |
| 07/11/2007 | <a href="#">70</a> | REPLY filed by Donald S Kaplan re <a href="#">59</a> MOTION to Dismiss Motion for Show Cause Hearing and Request for Expedited Hearing; Note re Procedures to Be Used in Connection with Receivers Motion for Show Cause Hearing. (Baum, Richard) Modified on 7/12/2007 (klm). (Entered: 07/11/2007) |
| 07/12/2007 | <a href="#">71</a> | Agreed Motion to Approve Compromise and Settlement Agreement and Request for Expedited Consideration by Michael J Quilling. (Attachments: # <a href="#">1</a> Exhibit A) (Quilling, Michael) Modified on 7/12/2007 (klm). (Entered: 07/12/2007)  |
| 07/12/2007 | <a href="#">72</a> | ORDER granting <a href="#">69</a> Unopposed MOTION Enter Agreed Interlocutory Judgment of Permanent Injunction. See order for specifics. (Signed by Judge Jorge A Solis on 7/12/07) (njk) (Entered: 07/13/2007)  |

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| 07/12/2007 | <a href="#">73</a> | ORDER granting <a href="#">71</a> Agreed Motion to Approve Compromise and Settlement Agreement and Request for Expedited Consideration. (Signed by Judge Jorge A Solis on 7/12/07) (npk) (Entered: 07/13/2007)  |
| 07/20/2007 | <a href="#">74</a> | ANSWER to Complaint by C Keith Lamonda (Tulk, Lisa) (Entered: 07/20/2007)   |
| 07/20/2007 | <a href="#">75</a> | <i>Defendant Jesse W. LaMonda, Jr.'s Original</i> ANSWER to Complaint by Jesse W Lamonda Jr (Besen, Gene) (Entered: 07/20/2007)   |
| 08/08/2007 | <a href="#">76</a> | MOTION for Attorney Fees <i>Receiver's Second Interim Application to Allow and Pay (1) Receiver's Fees and Expenses and (2) Attorneys' Fees and Expenses</i> by Michael J Quilling with Brief in Support. (Attachments: # <a href="#">1</a> Exhibit A) (Quilling, Michael) (Entered: 08/08/2007)  |
| 08/08/2007 | <a href="#">77</a> | MOTION Receiver's Unopposed Motion to Sell Vehicle Free and Clear of all Liens, Claims, and Encumbrances (2003 Lincoln Aviator) by Michael J Quilling (Quilling, Michael) (Entered: 08/08/2007)   |
| 08/08/2007 | <a href="#">78</a> | MOTION Receiver's Unopposed Motion to Sell Vehicle Free and Clear of all Liens, Claims, and Encumbrances (2006 Mercedes Benz CLS500) by Michael J Quilling (Quilling, Michael) (Entered: 08/08/2007)  |
| 08/09/2007 | <a href="#">79</a> | ORDER granting <a href="#">77</a> Receiver's Unopposed Motion to Sell Vehicle Free and Clear of all Liens, Claims, and Encumbrances (2003 Lincoln Aviator). (Signed by Judge Jorge A Solis on 08/09/2007) (axm) (Entered: 08/09/2007)   |
| 08/09/2007 | <a href="#">80</a> | ORDER granting <a href="#">78</a> Receiver's Unopposed Motion to Sell Vehicle Free and Clear of all Liens, Claims, and Encumbrances (2006 Mercedes Benz CLS500). (Signed by Judge Jorge A Solis on 08/09/2007) (axm) (Entered: 08/09/2007)  |
| 08/09/2007 | <a href="#">81</a> | ORDER granting <a href="#">44</a> Motion for Order to Show Cause Regarding Commissions Paid to Donald S. Kaplan along with Request for Expedited Consideration; denying <a href="#">59</a> Motion to Dismiss Receiver's Motion for Show Cause Hearing.(see order for specifics) (Signed by Judge Jorge A Solis on 08/09/07) (Imp) (Entered: 08/10/2007) |
| 08/15/2007 | <a href="#">82</a> | MOTION Receiver's Unopposed Motion to Sell Vehicle Free and Clear of All Liens, Claims, and Encumbrances (2006 Cadillac SRX) by Michael J Quilling (Rodine, Brent) (Entered: 08/15/2007)  |

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| 08/16/2007 | <a href="#">83</a> | MOTION Receiver's Unopposed Motion to Sell Real Property at Private Sale and to Appoint Appraisers and Brief in Support by Michael J Quilling with Brief/Memorandum in Support. (Quilling, Michael) (Entered: 08/16/2007)   |
| 08/16/2007 | <a href="#">84</a> | ORDER granting <a href="#">82</a> Unopposed Motion to Sell Vehicle Free and Clear of All Liens, Claims, and Encumbrances (2006 Cadillac SRX). (see order for specifics) (Signed by Judge Jorge A Solis on 08/16/2007) (axm) (Entered: 08/17/2007)   |
| 08/16/2007 | <a href="#">85</a> | ORDER granting <a href="#">83</a> Unopposed Motion to Sell Real Property. The Receiver is hereby authorized to market the property located at 3923 Muscadine Trail, Gainesville, Georgia 30506, and to solicit bids to purchase the property at a private sale. (Signed by Judge Jorge A Solis on 8/16/07) (npk) (Entered: 08/17/2007)  |
| 08/22/2007 | <a href="#">86</a> | MOTION Receiver's Unopposed Motion to Sell Vehicle Free and Clear of All Liens, Claims, and Encumbrances (2006 Jeep Grand Cherokee Laredo) by Michael J Quilling (Rodine, Brent) (Entered: 08/22/2007)  |
| 08/24/2007 | <a href="#">87</a> | ORDER approving Receiver's <a href="#">76</a> Second Interim Fee Application. The fees in the aggregate amount of \$314,718.00 and expenses in the amount of \$11,724.29 are approved as being reasonable and necessary incident to the Receiver's duties performed in these proceedings. The Receiver is further authorized to pay the ten percent (10%) fee holdback (\$31,471.80) at this time. (Signed by Judge Jorge A Solis on 8/24/07) (npk) (Entered: 08/27/2007)               |
| 08/29/2007 | <a href="#">88</a> | ORDER granting <a href="#">86</a> Receiver's Unopposed Motion to Sell Vehicle Free and Clear of All Liens, Claims, and Encumbrances (2006 Jeep Grand Cherokee Laredo). IT IS THEREFORE ORDERED that the Receiver is authorized to sell the 2006 Jeep Grand Cherokee Laredo to Angel M. Bradley for \$13,500.00 and consummate a contract for sale consistent with the terms set out in the Receiver's Motion. (Signed by Judge Jorge A Solis on 08/29/2007) (axm) (Entered: 08/29/2007) |
| 08/29/2007 | <a href="#">89</a> | ORDER REQUIRING ATTORNEY CONFERENCE AND JOINT PROPOSAL FOR DISCOVERY AND HEARING DATE: Proposed Scheduling Order due by 9/28/2007. (see order for specifics) (Signed by Judge Jorge A Solis on 8/29/2007) (tln) (Entered: 08/30/2007)   |



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| 09/05/2007 | <a href="#">90</a> | MOTION for Attorney Fees <i>Examiner's Second Interim Application to Allow and Pay (1) Examiner's Fees and Expenses, and (2) Attorney's Fees and Expenses and Brief in Support</i> by Steven A Harr (Attachments: # <a href="#">1</a> Exhibit A - Attachment) (Harr, Steven) (Entered: 09/05/2007) |
| 09/17/2007 | <a href="#">91</a> | MOTION Receiver's Unopposed Motion to Sell Vehicle Free and Clear of all Liens, Claims, and Encumbrances (2005 Chrysler Town & Country) by Michael J Quilling (Rodine, Brent) (Entered: 09/17/2007)  |

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