

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

NORTHERN DISTRICT OF TEXAS

FILED

NOV 13 1998

MANOY BOHERTY, CLERK

By _____

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

vs.

FUNDING RESOURCE GROUP, a/k/a FRG Trust;
QUENTIN HIX;
GENE COULTER;
STEVEN C. ROBERTS;
MVP NETWORK, INC., a Texas corporation, a/k/a
MVP Network (Trust);
FMCI TRUST;
FUNDERS MARKETING COMPANY, INC.,
a Texas corporation;
RAYMOND G. PARR;
WILLARD VEARL SMITH;
EARL D. McKINNEY;
FORTUNE INVESTMENTS, LTD., a Nevada
corporation;
ROBERT CORD, a/k/a Robert F. Schoonover, Jr.;
WINTERHAWK WEST INDIES, LTD.,
IGW TRUST;
CAROLYN DON HICKS and
CARL LaDANE WEAVER,

Defendants,

and

HOWE FINANCIAL TRUST, an Indiana corporation;
and TREDs FINANCIAL TRUST,

Defendants Solely for Purposes
of Equitable Relief.

3-98CV2689-1
Civil Action No.

**ORDER FREEZING ASSETS, REQUIRING AN ACCOUNTING AND
REQUIRING PRESERVATION OF DOCUMENTS**

This matter came on before me, the undersigned United States district judge, this 13th day of November, 1998, on application of Plaintiff Securities and Exchange Commission, for issuance of an order freezing the assets of Defendants Funding Resource Group, a/k/a FRG Trust, Quentin Hix, Gene Coulter, Steven C. Roberts, MVP Network, Inc., a/k/a MVP Network (Trust), FMCI Trust, Funders Marketing Company, Inc., Raymond G. Parr, Willard Vearl Smith, Earl D. McKinney, Fortune Investments, Ltd., Robert Cord, a/k/a Robert F. Schoonover, Jr., Winterhawk West Indies, Ltd., IGW Trust, Carolyn Don Hicks and Carl Weaver and Relief Defendants Howe Financial Trust and Treds Financial Trust, directing that all financial and depository institutions comply with the terms of this Order Freezing Assets and awarding other relief. This Court, having considered Plaintiff Securities and Exchange Commission's Complaint, supporting memorandum, declarations and exhibits thereto and the argument of counsel, finds as follows:

1. This Court has jurisdiction over the subject matter of this action and over all defendants.
2. Plaintiff Securities and Exchange Commission is a proper party to bring this action seeking the relief sought in its Complaint.
3. Plaintiff Securities and Exchange Commission has made a sufficient showing that neither written nor oral notice need be given to Defendants Funding Resource Group, Quentin Hix, Gene Coulter, Steven C. Roberts, MVP Network, Inc., FMCI Trust, Funders Marketing Company, Inc., Raymond G. Parr, Willard Vearl Smith, Earl D. McKinney, Fortune Investments, Ltd., Robert Cord, Winterhawk West Indies, Ltd., IGW Trust, Carolyn Don Hicks and Carl Weaver and Relief Defendants Howe Financial Trust

and Treds Financial Trust or to their attorneys because it is likely that assets ^{will}~~may~~ be dissipated if written or oral notice is given or attempted.

4. There is good cause to believe that investor funds and assets obtained by Defendants Funding Resource Group, Quentin Hix, Gene Coulter, Steven C. Roberts, MVP Network, Inc., FMCI Trust, Funders Marketing Company, Inc., Raymond G. Parr, Willard Vearl Smith, Earl D. McKinney, Fortune Investments, Ltd., Robert Cord, Winterhawk West Indies, Ltd., IGW Trust, Carolyn Don Hicks and Carl Weaver have been and are under the control of Defendants Funding Resource Group, Quentin Hix, Gene Coulter, Steven C. Roberts, MVP Network, Inc., FMCI Trust, Funders Marketing Company, Inc., Raymond G. Parr, Willard Vearl Smith, Earl D. McKinney, Fortune Investments, Ltd., Robert Cord, Winterhawk West Indies, Ltd., IGW Trust, Carolyn Don Hicks and Carl Weaver and Relief Defendants Howe Financial Trust and Treds Financial Trust and that investor funds are being used improperly.

IT IS THEREFORE ORDERED:

1. Defendants Funding Resource Group, a/k/a FRG Trust, Quentin Hix, Gene Coulter, Steven C. Roberts, MVP Network, Inc., a/k/a MVP Network (Trust), FMCI Trust, Funders Marketing Company, Inc., Raymond G. Parr, Willard Vearl Smith, Earl D. McKinney, Fortune Investments, Ltd., Robert Cord, a/k/a Robert F. Schoonover, Jr., Winterhawk West Indies, Ltd., IGW Trust, Carolyn Don Hicks and Carl Weaver and Relief Defendants Howe Financial Trust and Treds Financial Trust, individually and jointly, and their agents, employees, servants, attorneys and all persons in active concert or participation with him who receive actual notice of this Order Freezing Assets, by personal service or otherwise, be and hereby are restrained and enjoined from, directly or indirectly, making any payment or expenditure of funds, effecting any sale, gift,

hypothecation or other disposition of any asset, pending a showing to this Court that he, she or it has sufficient funds or assets to satisfy all claims arising from the violations of the federal securities laws alleged in Plaintiff Securities and Exchange Commission's Complaint, or the posting a bond or surety sufficient to assure payment of any such claim.

2. Any bank, savings and loan association, trust company, broker-dealer or other financial or depository institution which holds an account in the name of or for or on behalf of Defendants Funding Resource Group, a/k/a FRG Trust, Quentin Hix, Gene Coulter, Steven C. Roberts, MVP Network, Inc., a/k/a MVP Network (Trust), FMCI Trust, Funders Marketing Company, Inc., Raymond G. Parr, Willard Vearl Smith, Earl D. McKinney, Fortune Investments, Ltd., Robert Cord, Robert F. Schoonover, Jr., Winterhawk West Indies, Ltd., IGW Trust, Carolyn Don Hicks and Carl Weaver and Relief Defendants Howe Financial Trust and Treds Financial Trust be and hereby is restrained and enjoined from engaging in any transaction in securities (excepting liquidating transactions) or any disbursement of funds or securities pending further order of this Court.

3. Defendants Funding Resource Group, Quentin Hix, Gene Coulter, Steven C. Roberts, MVP Network, Inc., FMCI Trust, Funders Marketing Company, Inc., Raymond G. Parr, Willard Vearl Smith, Earl D. McKinney, Fortune Investments, Ltd., Robert Cord, Winterhawk West Indies, Ltd., IGW Trust, Carolyn Don Hicks and Carl Weaver and Relief Defendants Howe Financial Trust and Treds Financial Trust, individually and jointly, and their agents, employees, servants, attorneys and all persons in active concert or participation with him who receive actual notice of this Order Freezing Assets, by personal service or otherwise, be and hereby are restrained and enjoined from

destroying, removing, mutilating, altering, concealing and/or disposing of, in any manner, any of books and records pending further order of this Court.

4. Defendants Funding Resource Group, Quentin Hix, Gene Coulter, Steven C. Roberts, MVP Network, Inc., FMCI Trust, Funders Marketing Company, Inc., Raymond G. Parr, Willard Vearl Smith, Earl D. McKinney, Fortune Investments, Ltd., Robert Cord, Winterhawk West Indies, Ltd., IGW Trust, Carolyn Don Hicks and Carl Weaver and Relief Defendants Howe Financial Trust and Treds Financial Trust each and hereby is required to make an interim accounting, under oath, within ten (10) days of the issuance of this Order Freezing Assets or three (3) days prior to any hearing on Plaintiff Securities and Exchange Commission's application for preliminary relief, whichever is sooner, detailing (1) all investor monies and other benefits which he, she or it received, directly and indirectly, as a result of the sale of "prime bank" securities or of investments in "trading programs," (2) all of his current assets wherever they may be located and by whomever they are being held and (3) all accounts with any financial or brokerage institution maintained in his name or for his benefit at any point during the period from March 1, 1995, through the date of the accounting.

~~5. Service of a copy of this Order Freezing Assets either by United States mail or by facsimile shall be deemed personal service.~~

4.5. The United States marshal in any district in which any of the defendants resides, does business and/or may be found is authorized ~~and directed~~ to make service of process at the request of Plaintiff Securities and Exchange Commission.

EXECUTED AND ^E_ANTERED this 13th day of November, 1998 at 3:47 p.m.

Emily A. Johnson
United States District Judge
sitting for Judge Joe Kendall