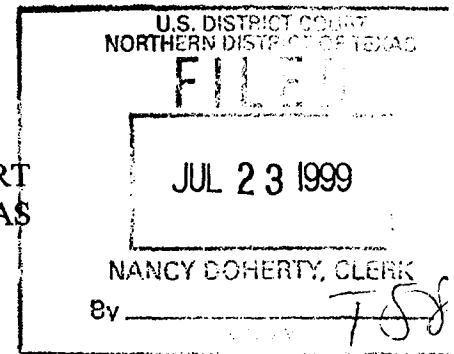


ORIGINAL

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



SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

VS.

FUNDING RESOURCE GROUP, a/k/a FRG Trust; et al.,

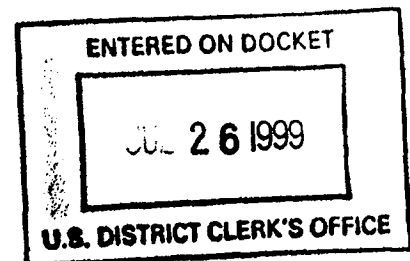
Defendants,

and

HOWE FINANCIAL TRUST, et al.,

Defendants Solely for Purposes
of Equitable Relief.

CIVIL ACTION NO.
3:98-CV-2689-X




ORDER

Before the Court are B. David Gilliland's Emergency Motion to Stay, filed July 2, 1999, B. David Gilliland's Emergency Motion to Vacate, filed July 2, 1999, and the Response of SEC and Receiver to Emergency Motion to Vacate and Emergency Motion to Stay, filed July 14, 1999.

After reviewing these Motions and the Response, and after hearing evidence in open court on July 22, 1999, the Court finds B. David Gilliland not to be credible and further finds that B. David Gilliland's alleged inability to pay was not involuntarily created. Accordingly, B. David Gilliland's Emergency Motion to Stay, filed July 2, 1999, and B. David Gilliland's Emergency Motion to Vacate, filed July 2, 1999, are DENIED. The Order Granting Stay, signed July 2, 1999, is therefore VACATED. The U.S. Marshall is directed to take B. David Gilliland, individually, and as agent for Hammersmith Trust, L.L.C. and Hammersmith Trust, Ltd., into custody and hold him

there until this Court determines that the remaining \$1,695,000.00 ordered to be paid to the Receiver under the Agreed Order Modifying and Abating Orders of January 21, 1999, and March 11, 1999, Freezing Assets and Appointing Temporary Receiver, entered by this Court on March 26, 1999, has in fact been paid to the Receiver.

SO ORDERED this 22nd date of July, 1999.



Joe Kendall
United States District Judge