

DEC 16 2002

Oklahoma Department of Securities,)
ex rel. Irving L. Faught, Administrator,)
)
Plaintiff,)
)
vs.)
)
Accelerated Benefits Corporation, a Florida)
corporation, et al.,)
)
Defendants.)

PATRICIA PRESLEY, COURT CLERK
by _____ Deputy

Case No. CJ-99-2500-66

CONSERVATOR'S RESPONSE TO MOTION FOR CONTINUANCE
FILED BY JOHN C. HINKLE AND WANDA B. HINKLE

Conservator, Tom Moran, hereby respectfully offers the following response to the Motion for Continuance filed by John C. Hinkle and Wanda B. Hinkle. Conservator shows the Court as follows:

1. Conservator's Motion for Order Approving Sale of Conservatorship Assets (the "Conservator's Motion") was filed on October 25, 2002.
2. Copies of the Conservator's Motion were mailed to all investors by certified mail, return receipt requested between October 25, 2002 and October 31, 2002.
3. Included in the mailing was a "Notice to Investors" ("Notice") and an "Investor Claim Form" ("Claim Form") which if returned allowed the investors to express their preference to the Court regarding acceptance of particular offers, or rejection of all offers.
4. The Conservator's Motion, Notice and claim form were sent to more than 4400 investors informing them of the scheduled hearing date of December 13, 2002.
5. John C. Hinkle and Wanda B. Hinkle ("Movants") signed for the certified mail containing the Conservator's Motion, Notice and Claim Form on November 7, 2002 and November

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18, 2002 respectively. *See* Exhibit "A", Certified Mail Receipts.

6. Neither John C. Hinkle nor Wanda B. Hinkle timely returned their Claim Forms indicating their preference to the Conservator or Court regarding the sale of the Conservatorship Assets.

7. Movants have been aware for more than 30 days of the hearing scheduled on the Conservator's Motion, yet did not file their motion for continuance until 4 days before the scheduled hearing.

8. A number of investors have indicated to Conservator's counsel their intent to attend the hearing, some traveling from out of state.

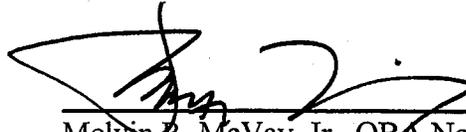
9. The proposed purchasers have been contacted by the Conservator and have indicated that should further delay be encountered, the offers for purchase of the Conservatorship assets might be placed in jeopardy as a result of the purchasers reallocating the proposed purchase funds toward other investments.

10. If the Court does not approve the sale of the Conservatorship Assets at this time, there is no guarantee that other purchasers could be found and all investors would suffer by the potential lapse in policies resulting from the inability of the Conservator to cover premium shortfalls.

11. Conservator has spent the past eight months contacting potential institutional investors to determine the market value of the Conservatorship Assets and the interest of potential investors in purchasing the assets.

WHEREFORE, premises considered, Conservator, Tom Moran, respectfully requests this Court deny the application.

Respectfully submitted,



Melvin R. McVay, Jr., OBA No. 6096

Thomas P. Manning, OBA No. 16117

PHILLIPS McFALL McCAFFREY

McVAY & MURRAH, P.C.

Twelfth Floor, One Leadership Square

211 North Robinson

Oklahoma City, Oklahoma 73102

Telephone: (405) 235-4100

Facsimile: (405) 235-4562

ATTORNEYS FOR CONSERVATOR,
TOM MORAN