

**IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA**

OKLAHOMA DEPARTMENT OF)
SECURITIES ex rel. IRVING L.)
FAUGHT, ADMINISTRATOR,)
)
)
)
)

Plaintiff,)

Case No. CJ-2005-3799
Hon. Vicki Robertson

v.)
)
)

BARRY POLLARD AND)
ROXANNE POLLARD,)
)
)
)

Defendants and Third Party)
Plaintiffs,)
)
)
)

v.)
)
)

AXA EQUITABLE LIFE INSURANCE)
COMPANY, f/k/a EQUITABLE LIFE)
ASSURANCE SOCIETY OF THE)
UNITED STATES,)
)
)
)

Third Party Defendants.)
)
)
)

**FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.**

JUN 22 2007

PATRICIA PRESLEY, COURT CLERK

Deputy

ORDER

On the 31st day of May, 2007, Plaintiff's *Motion to Strike Defendants' Amended Petition Adding Third-Party Defendants Farmers & Merchants Bank, Farmers & Merchants Bancshares, Inc., John V. Anderson, and John Tom Anderson* came on for hearing before this Court. The Plaintiff, Oklahoma Department of Securities, appeared by and through its legal counsel, Amanda Cornmesser. Defendants Barry Pollard and Roxanne Pollard appeared by and through their attorneys, Richard Parrish and Carolie Rozell. The Third-Party Defendant, AXA Equitable Life Insurance Company, appeared by and through its attorney, Judy Hamilton Morse.

Based upon the briefs filed, the representations of counsel, and being fully advised in the premises, this Court finds that Plaintiff's Motion should be SUSTAINED and all claims asserted against Third-Party Defendants Farmers & Merchants Bank, Farmers & Merchants Bancshares, Inc., John V. Anderson, and John Tom Anderson are hereby stricken from the Amended Third Party Petition filed on April 9, 2007 by Third Party Plaintiffs Barry Pollard and Roxanne Pollard.

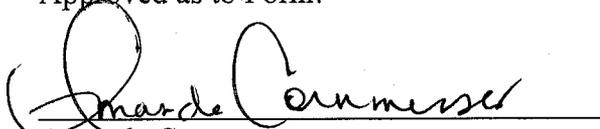
IT IS SO ORDERED.

Dated: 6/14/07

VICKI ROBERTSON

Judge of the District Court

Approved as to Form:



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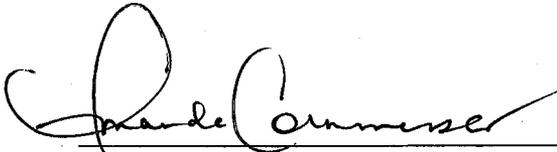
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AXA Equitable Life Insurance Company

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the ____ day of June, 2007, a true and correct copy of the above and foregoing was mailed by U.S. Mail, with postage prepaid thereon, addressed to:

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Amanda Cornmesser