

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

Oklahoma Department of Securities)
ex rel. Irving L. Faught, Administrator,)
)
Plaintiff,)
)
v.)
)
The Estate of Bryan David Roark,)
Defendant.)

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.
NOV 10 2009
PATRICIA PRESLEY, COURT CLERK
by _____
DEPUTY

Case No. CJ 2009-10905

APPLICATION FOR EMERGENCY HEARING

COMES NOW Christiana K. Roark ("Intervenor"), and respectfully moves the Court to hold an emergency hearing on the Motion to Intervene filed in the above styled action. In support of this Application, Intervenor shows the Court as follows:

1. On November 4, 2009 Plaintiff, Oklahoma Department of Securities, brought this action against the Estate of Bryan Roark.
2. Bryan Roark died on October 24, 2009. Intervenor is the widow of Bryan Roark.
3. On November 4, 2009 the Court entered an Order Freezing Assets and Appointing Receiver (the "Freeze Order").
4. The Freeze Order freezes "those assets located in the state of Oklahoma, to include monies, securities and properties, real and personal, tangible and intangible, of whatever kind and description, whether held personally or by a Roark beneficiary or affiliate, and all other assets wherever located if paid for, in whole or in part, with Oklahoma Investor funds, to include monies, securities and properties, real and personal, tangible and intangible, of whatever kind and description" (the "Assets").

(Freeze Order at page 1.) The term "Roark beneficiary" is defined to include any relative or spouse of such person.

5. As the widow of Bryan Roark, Intervenor has, or may have, a legal and/or equitable interest in some, or all, of the Assets.

6. Intervenor is a schoolteacher with no outside source of income other than her compensation as a schoolteacher.

7. Because of her interest in the Assets and the Freeze Order, Intervenor seeks to intervene in this action and also seek an order of this Court determining her reasonable and necessary monthly temporary support needs and providing for the payment of reasonable and necessary temporary attorney's fees, suit money and costs of this action.

8. It is imperative that Intervenor be heard as quickly as possible, as the Freeze Order is adversely impairing her ability to pay bills, attend to the personal and health needs of her dependent children, and operate her daily life.

WHEREFORE, premises considered, Intervenor respectfully requests that the Court set for hearing at the earliest possible moment her Petition in Intervention so that she can protect her interest in the Assets and attend to the personal needs of herself and her dependent children.

Respectfully Submitted,

DUNN SWAN & CUNNINGHAM

By:

A handwritten signature in black ink, appearing to read 'Clell I. Cunningham II', written over a horizontal line.

Clell I. Cunningham II, OBA #2093
2800 Oklahoma Tower
210 Park Avenue
Oklahoma City, Oklahoma 73102
(405) 235-8318

Attorneys for Intervenor

CERTIFICATE OF SERVICE

The undersigned certifies that on the 10 day of NOV, 2009, a true and correct copy of the above and foregoing Application for Emergency Hearing was hand delivered to:

Oklahoma Department of Securities
Jennifer Shaw
120 North Robinson, Suite 860
Oklahoma City, OK 73102

Douglas L. Jackson
Gongoll Jackson Law Firm
3030 Chase Tower
100 North Broadway
Oklahoma City, OK 73102



A handwritten signature in black ink, appearing to read "Douglas L. Jackson", is written over a horizontal line.