

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

JUL 28 2010

PATRICIA PRESLEY, COURT CLERK
by _____
DEPUTY

OKLAHOMA DEPARTMENT OF SECURITIES)
ex rel. IRVING L. FAUGHT, Administrator,)
)
Plaintiff,)
v.)
)
THE ESTATE OF BRYAN DAVID ROARK,)
)
Defendant.)

Case No. CJ-2009-10905

**ORDER GRANTING APPLICATION OF RECEIVER FOR APPROVAL
OF PROCESS FOR ALLOWANCE AND REJECTION OF CLAIMS**

On the 28th day of July, 2010, the above-captioned case comes on to be heard in its regular order upon the Receiver's Application for Approval of Process for Allowance and Rejection of Claims.

Based upon the Receiver's Application and the Court having reviewed all pleadings and submissions of the parties, the Court finds that the Receiver's proposed process for allowance and rejection of claims submitted to the Court for approval as part of the Receiver's Application filed on July 7, 2010, should be and hereby is approved.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Receiver's Application for Approval of Process for Allowance and Rejection of Claims is **GRANTED**, and the process as set forth below is approved for allowance and rejection of claims submitted to the Roark Receivership Estate.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the following process is approved and will be utilized relative to the allowance and/or rejection of claims made with the Roark Receivership Estate:

a. The Receiver will review the claims and the supporting documentation, if any, provided by the claimants, and he will make his recommendations as to whether each claim should be allowed in full, rejected in full, and/or partially accepted and partially rejected.

b. The Receiver will complete the review of claims and submit his recommendations to the Court within twenty days of the Court approving the process for allowance and rejection of claims, or by August 17, 2010. The Receiver's recommendations will be in written form and include a spreadsheet identifying each claimant who has filed a Proof of Claim, the amount of the claim, the Receiver's recommendation as to that claim, and a brief description of the basis for each claim that the Receiver recommends be rejected. The Receiver will file the written recommendation and spreadsheet with the Court Clerk for the District Court of Oklahoma County, and mail a copy to the parties and creditors at their last-known address via regular, first-class mail.

c. The claimants and creditors of the Roark Receivership Estate will then have twenty days from the date the Receiver files his recommendation, or until September 6, 2010, to file a written objection to the Receiver's recommendations relative to their claim with the Court Clerk for the District Court of Oklahoma County. Any and all written objections filed by the claimants and creditors must set out in detail the basis for the claimant's objection to the Receiver's recommendation, and must attach any and all documents supporting their objection. A copy of any and all objections filed, including supporting documentation, must be mailed to the Receiver's legal counsel, Bradley E. Davenport, by regular, first-class mail at 3030 Chase Tower, 100 N. Broadway Avenue, Oklahoma City, Oklahoma 73102.

d. The failure of any claimant or creditor to file a written objection within the twenty day time period as set forth in Paragraph c above will be deemed a waiver of any and all disputes

with or objections to the Receiver's recommendation regarding their claim. No out-of-time objections will be heard or considered. The Court will make its final determination regarding claims for which the Receiver's recommendation is undisputed based exclusively on the Receiver's recommendations and its own judgment.

e. The Receiver's recommendation and any timely-filed objections will be submitted to the Court for a final determination regarding the allowance and/or rejection of the claims filed with the Roark Receivership Estate.

f. Any creditor or claimant who timely files an objection and who wishes to present exhibits or testimony to the Court prior to its final determination of his, her or its claim must also file or include in their objection filed with the Court a request for hearing. If the request for hearing is filed with the Court Clerk separately from the objection, the request for hearing must also be filed on or before September 6, 2010. The request for hearing must identify the exhibits to be introduced and witnesses to be called at the hearing on the claimant's or creditor's behalf.

g. The hearing(s) on disputed claims or claim amounts will all be set for hearing as soon as the Court's schedule permits, and in no event later than thirty days after September 6, 2010.

h. Within thirty days of the hearing on disputed claims and/or claim amounts, the Court will make a final determination whether to allow or reject each of the claims filed with the Roark Receivership Estate.

i. Once the Court has made a final determination of which claims will be allowed and rejected, the Receiver will be authorized, without the necessity of filing any further motion or application, to make a *pro rata* distribution of all monies held by the Receiver, less anticipated expenses to wind up the Receivership, to the claimants and/or creditors whose claims are allowed in full or in part by the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Receiver shall mail a file-stamped copy of this Order to all known creditors and claimants of the Roark Receivership Estate who timely filed a Proof of Claim at their last known address by first-class mail.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that upon completion of the above-described process for the allowance and rejection of claims filed with the Roark Receivership Estate, the Receiver is hereby authorized to make a distribution of all monies held by the Receiver, less anticipated expenses to wind up the Receivership, to those persons and/or entities whose claims are allowed in full or in part on a *pro rata* basis.

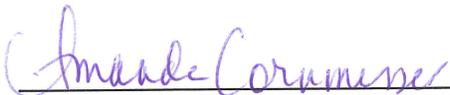
TWYLA MASON GRAY

Honorable Twyla Mason Gray
Judge of the District Court

APPROVED AS TO FORM:



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Clell I. Cunningham
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