

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

OKLAHOMA DEPARTMENT OF)
SECURITIES, *ex. rel.* Irving L. Faught,)
Administrator,)
)
Plaintiff,)
)
vs.)
)
GLOBAL WEST FUNDING, LTD., CO.,)
an Oklahoma limited liability company, et al.,)
)
Defendants.)

Case No. CJ-2009-2773

FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.

JUN 22 2011

PATRICIA PRESLEY, COURT CLERK

by _____
DEPUTY

PRETRIAL CONFERENCE ORDER

Appearances:

For Plaintiff:

Patricia A. Labarthe, OBA #10391
Jennifer Shaw, OBA #20839
Oklahoma Department of Securities
120 N. Robinson, Suite 860
Oklahoma City, OK 73120
Phone: (405) 280-7700
Fax: (405) 280-7742

For Defendant Joe Don Johnson:

Michael McBride
204 North Robinson, Suite 2600
Oklahoma City, OK 73102
Phone: (405) 232-2102
Fax: (405) 272-0859

1. General Statement of Facts:

A. Plaintiff's Statement of Facts: On November 3, 2009, this Court issued an order enjoining Defendant from violations of the Oklahoma Securities Act. On August 26, 2010, this Court issued an agreed order (Restitution Order) requiring Defendant to pay restitution to the victims of his investment program in the sum of \$500,000 in monthly installments beginning September 15, 2010. The Restitution Order also required Defendant to provide the Plaintiff with a copy of his most recent paycheck to verify his monthly income on or before September 15, 2010. Defendant failed to make any required payments of restitution to the

present date and failed to provide a copy of a paycheck to Plaintiff by September 15, 2010.

B. Defendant Joe Don Johnson's Statement of Facts: No facts provided.

2. Plaintiffs' Contentions:

<u>Grounds for Recovery</u>	<u>Applicable Statute Ordinance, Common Law Rule</u>
Oklahoma Statutes: Indirect Contempt	21 O.S. §565

3. Defendant Joe Don Johnson's Contentions: No response.

4. Defendant's Claim for Relief: None asserted.

5. Miscellaneous:

A. Is Jury Waived? Yes X No

B. Is Additional Discovery Requested? No

C. A Trial Brief is not required by the Court.

D. Other Matters: None.

6. Plaintiff's Exhibits:

<u>No.</u>	<u>Description</u>	<u>Objection</u>	<u>Authority</u>
1.	<i>Permanent Injunction against Defendants Heritage Estate Service LLC and Joe Don Johnson issued November 3, 2009.</i>		
2.	<i>Defendant Joe Don Johnson Agreed Order of Restitution issued August 26, 2010.</i>		
3.	Department mail log relating to the receipt of mail or the absence of mail from Heritage Estate Service LLC and/or Joe Don Johnson.		
4.	Department case manager log relating to the docketing of information for Heritage Estate Service LLC and/or Joe Don Johnson.		
5.	All bank records and any analysis thereof of receivership accounts relating to Global West Funding Ltd., Co., Global West Financial LLC, Sure Lock Financial, LLC, Sure Lock Loans		

	LLC, The Wave-Goldmade, Ltd., Heritage Estate Service LLC, and Joe Don Johnson.		
6.	All pleadings filed in this matter.		
7.	Any document needed to refresh a witness's memory.		
8.	Demonstrative aids that have not yet been created.		

7. Defendant Joe Don Johnson's Exhibits: None specified.

8. Plaintiff's Witnesses:

No.	Name and Address	Substance of Testimony
1.	Brendon London, Oklahoma Department of Securities c/o Patricia Labarthe or Jennifer Shaw; 120 North Robinson Avenue, Suite 860, Oklahoma City, Oklahoma 73102; (405) 280-7700	Will testify about the mail log and case management records of the Department pertinent to this matter.
2.	Stephen J. Moriarty, Fellers, Snider, Blankenship, Bailey and Tippens, PC, 100 North Broadway, Suite 1700, Oklahoma City, OK 73102, (405) 232 0621	Will testify about the receivership controlled bank records relating to Global West Funding Ltd., Co., Global West Financial LLC, Sure Lock Financial, LLC, Sure Lock Loans LLC, The Wave-Goldmade, Ltd., Heritage Estate Service LLC and Joe Don Johnson pertinent to this matter.
3.	Joe Don Johnson, c/o Michael McBride, 204 North Robinson, Suite 2600, Oklahoma City, OK 73102 (current address for Mr. Johnson unknown)	Will testify about his compliance with the <i>Defendant Joe Don Johnson Agreed Order of Restitution</i> issued August 26, 2010.
4.	Any witness necessary to rebut the testimony of a witness called by the Defendants.	
5.	Any witness necessary to authenticate any document or exhibit.	

D has sent minimal sporadic emails with D attorney. D attorney reserves the right to supplement the Pretrial Order.

9. Defendant Joe Don Johnson's Witnesses: None

10. Estimated Trial Time: 1 day

11. Stipulations:

12. Settlement: Has the possibility of settlement been explored?
Yes _____ No X

13. TRIAL DATE SET FOR 7/18/11 @ 9am

Dated: 6/22/11

LISA DAVIS

JUDGE OF THE DISTRICT COURT

APPROVED:

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