

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

FILED IN DISTRICT COURT
OKLAHOMA COUNTY

MAR - 7 2016

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TIM RHODES
COURT CLERK

Oklahoma Department of Securities)
ex rel. Irving L. Faught,)
Administrator,)
)
Plaintiff,)
)
v.)
)
2001 Trinity Fund, L.L.C. and)
Robert Arrowood,)
)
Defendants.)

Case No. CJ-2012-6164
Judge Roger Stuart

MOTION TO EXTEND TIME
TO DESIGNATE DEPOSITION TESTIMONY FOR TRIAL
WITH BRIEF IN SUPPORT

The Plaintiff moves the Court to enter an order extending the time for the parties to designate deposition testimony for trial. In support of this Motion, Plaintiff states:

1. The Scheduling Order entered on August 15, 2013, provides that parties must designate any deposition testimony forty (40) days in advance of trial.
2. Rule 18 of the Rules of the Seventh and Twenty-Sixth Judicial Districts requires that counsel present their objections to any deposition testimony sought to be introduced at trial to the trial judge at least twenty (20) days before the trial.
3. Plaintiff has been focused on the deadlines set in the Pre-Trial Conference Order dated September 14, 2015, and overlooked the provision in the Scheduling Order that requires submission forty (40) days in advance of trial.
4. Many of the Plaintiff's witnesses are outside the jurisdiction of this Court and cannot be compelled to testify. The Plaintiff has recently learned that at least one of the

witnesses has personal issues that may impede their ability to travel to Oklahoma on the trial dates.

5. Plaintiff can provide Defendant with the designated testimony by March 11, 2016, and Defendant can submit any objections to the Court by March 21, 2016. That will be fourteen (14) days before the trial. Subject to the Court's schedule, a hearing could be held that week if any objections are made.

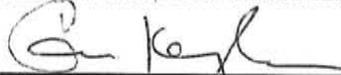
6. Plaintiff requests that the parties' time for designating deposition testimony be extended to March 11, 2016, and the time for any objections to be filed be extended to March 21, 2016. Rule 18(II)(C) provides that the trial judge, in the exercise of sound discretion, may waive the timing requirement.

7. Plaintiff has been authorized to represent to the Court that Defendant does not object to the requested relief.

WHEREFORE, Plaintiff respectfully requests that this Court enter an order, as set forth in Exhibit A, extending the time for the parties to designate deposition testimony for trial.

Respectfully Submitted,

OKLAHOMA DEPARTMENT OF SECURITIES



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CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of March, 2016, the foregoing document was sent by email and first-class mail to the following:

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Brenda London

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ORDER EXTENDING TIME
TO DESIGNATE DEPOSITION TESTIMONY FOR TRIAL
WITH BRIEF IN SUPPORT

The Court hereby extends the time for the parties to designate deposition testimony for trial to March 11, 2016. Any objections to such testimony must be presented to the Court no later than March 21, 2016.

Judge of the District Court of Oklahoma County

