

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

MAR 18 2015

TIM RHODES
COURT CLERK

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Oklahoma Department of Securities)
ex rel. Irving L. Faught,)
Administrator,)
)
Plaintiff,)
)
v.)
)
Bruce J. Scambler,)
)
Defendant.)

Case No. CJ-2014-1346

ORDER

On the 6th day of March, 2015, this matter came before the undersigned Judge of the District Court in and for Oklahoma County, State of Oklahoma, upon Plaintiff's motion to strike the affidavit of Defendant Bruce J. Scambler that was submitted to the Court as "Exhibit A" (Affidavit) to the *Objection to Plaintiff's Motion for Summary Judgment* (Objection) filed by Defendant on January 20, 2015. Plaintiff appeared by and through its attorneys, Terra Bonnell and Amanda Cornmesser, and Jeffrey D. Black appeared for the Defendant. The Court, having reviewed all of the evidence, finds that the Affidavit was submitted in bad faith under 12 O.S. §2056 (G). Further the Court finds a Rule 11 Motion is warranted in this matter.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Plaintiff's motion to strike is SUSTAINED; that the *Objection to Plaintiff's Motion for Summary Judgment*, including the exhibits attached thereto, is stricken in its entirety. Defendant is permitted to file a second response absent any materials submitted in Defendant's *Objection to Plaintiff's Motion for Summary Judgment*.

IT IS FURTHER ORDERED that Defendant pay Plaintiff's reasonable expenses as provided for in 12 O.S. §2056(G), including attorney fees, in an amount to be determined at a future hearing.

Dated this ___ day of March, 2015.

ROGER STUART

DISTRICT COURT JUDGE

Approved:

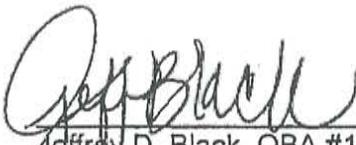


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**CERTIFIED COPY
AS FILED OF RECORD
IN DISTRICT COURT**

MAR 18 2015

TIM RHODES Court Clerk
Oklahoma County

Jeffrey D. Black, OBA #13847
Bonham & Howard
3555 N.W. 58th St., #1000
Oklahoma City, OK 73112
405-943-6650 / 405-943-6655 (fax)
Attorney for Defendant

CERTIFICATE OF MAILING

The undersigned hereby certifies that on the 10th day of March, 2015, a true and correct copy of the above and foregoing Order was mailed with postage prepaid thereon, addressed to:

Jeffrey D. Black
Bonham & Howard
3555 N.W. 58th St., #1000
Oklahoma City, OK 73112
Attorney for Defendant


Amanda Cornmesser