

STATE OF OKLAHOMA  
DEPARTMENT OF SECURITIES  
THE FIRST NATIONAL CENTER  
120 NORTH ROBINSON, SUITE 860  
OKLAHOMA CITY, OKLAHOMA 73102



**In the Matter of:**

**Geary Securities, Inc. fka Capital West Securities, Inc.;**  
**Keith D. Geary; Norman Frager; and CEMP, LLC,**

**Respondents.**

**ODS File No. 09-141**

**MOTION TO ASSOCIATE COUNSEL**

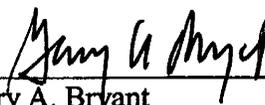
The Bank of Union, together with its directors, officers and employees, including without limitation John Shelley and Mike Braun, and Timothy C. Headington, third parties to these proceedings all or some of whom have received subpoenas for records and/or testimony issued by the Hearing Officer (collectively the "Third Parties"), hereby move the Hearing Officer for an Order permitting Matthew W. Lytle to practice, and waiving the requirement that local counsel sign all pleadings, briefs and other documents, and be present at all hearings or other events in which personal presence of counsel is required in the above styled and numbered cause pursuant to the Rules Creating and Controlling the Oklahoma Bar Association, 5 O.S. Ch. 1, App.1, Art. II. This motion is supported by the attached Motion to Associate Counsel (Exhibit A), which includes the "Signed Application," "Certificate(s) of Good Standing," and the "Certificate of Compliance" from the Oklahoma Bar Association, and was filed in a related proceeding in the District Court of Oklahoma County, State of Oklahoma, and the District Court's Order Admitting to Practice (Exhibit B).

2011 SEP 28 P 2:51

RECEIVED  
OKLAHOMA DEPT. OF SECURITIES

Submitted by:

Mock, Schwabe, Waldo, Elder, Reeves & Bryant



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Gary A. Bryant

OK # 1263

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211 North Robinson

Oklahoma City, Oklahoma 73102

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E: [gbryant@mswerb.com](mailto:gbryant@mswerb.com)

ATTORNEYS FOR THE THIRD PARTIES

**CERTIFICATE OF SERVICE**

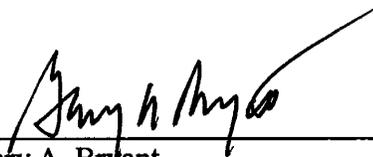
I hereby certify that on the <sup>26<sup>th</sup></sup> day of September, 2011, a copy of the foregoing document with exhibits was served on the following by facsimile and email:

Irving Faught  
Administrator  
Oklahoma Department of Securities  
Suite 860, First National Center  
120 N. Robinson  
Oklahoma City, OK 73102  
F: 405-280-7742  
E: [ifaught@securities.ok.gov](mailto:ifaught@securities.ok.gov)

Joe M. Hampton  
Ainslie Stanford  
**CORBYN HAMPTON, PLLC**  
One Leadership Square  
211 North Robinson, Suite 1910  
Oklahoma City, OK 63102  
P: 405-239-7055  
F: 405-702-4348  
E: [jhampton@corbynhampton.com](mailto:jhampton@corbynhampton.com)  
E: [astanford@corbynhampton.com](mailto:astanford@corbynhampton.com)

Melanie Hall  
Director of Enforcement  
Oklahoma Department of Securities  
120 North Robinson, Suite 860  
Oklahoma City, OK 73102  
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Donald A. Pape, Esq.  
Donald A. Pape, P.C.  
401 West Main Street, Suite 440  
Norman, OK 73069  
P: 405-364-3346  
F: 405-364-4666  
E: [don@dapape.com](mailto:don@dapape.com)

  
\_\_\_\_\_  
Gary A. Bryant



**CERTIFICATE OF SERVICE**

I hereby certify that on the 14<sup>th</sup> day of June, 2011, a copy of the foregoing document with exhibits was served on the following by U. S. Mail:

Shaun Mullins  
Oklahoma Department of Securities  
120 North Robinson, Suite 860  
Oklahoma City, OK 73102  
P: 405-280-7700  
E: smullins@securities.ok.gov

ATTORNEY FOR PLAINTIFF

  
\_\_\_\_\_  
ATTORNEYS FOR DEFENDANTS



4. Applicant is not currently suspended or disbarred in any court except as hereinafter provided (Give particulars; e.g. court, jurisdiction, date): n/a

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5. Applicant is not currently subject to any pending disciplinary proceedings by any organization with authority to discipline attorneys at law except as hereinafter provided (Give particulars; e.g. court, discipline authority, date, status): n/a

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6. Applicant has never received public discipline including, but not limited to, suspension or disbarment, by any organization with authority to discipline attorneys at law except as hereinafter provided (Give particulars; e.g. court, discipline authority, type of discipline, date, status): n/a

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7. Applicant has never had any certificate or privilege to appear and practice before any regulatory or administrative body suspended or revoked except as hereinafter provided (Give particulars; e.g. administrative body, date, status of suspension or reinstatement):

n/a

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8. Applicant seeks admission to practice in the State of Oklahoma in the following matter (give particulars; e.g. caption of case, court or agency, type of matter, party to be represented): **Note - A separate application is to be submitted for each matter in which the applicant seeks admission!**

Oklahoma Department of Securities  
Ex rel. Irving L. Faught, Administrator, Plaintiff v. The Bank of Union, John Shelley, Mike Braun,  
and Timothy Headington, Defendants  
Case No. CJ-2011-2277  
In the District Court of Oklahoma County, State of Oklahoma

Application for Order Enforcing Subpoenas.

Applicant will be representing all Defendants.

Exhibit " A "

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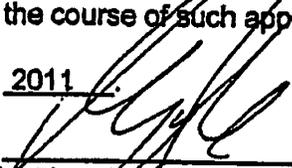


I, Matthew W. Lytle, do hereby swear/affirm under penalty of perjury that the assertions of this application are true:

I am the Applicant in the above referenced matter, I have read the foregoing and know the contents thereof; the same is true of my own knowledge except as to those matters therein stated on information and belief, and as to those matters I believe them to be true.

I further certify that I am subject to the jurisdiction of the Courts and disciplinary boards of this state with respect to the law of this state governing the conduct of attorneys to the same extent as a member of the Oklahoma Bar Association; I understand and shall comply with the standards of professional conduct required by members of the Oklahoma Bar Association; and that I am subject to the disciplinary jurisdiction of the Oklahoma Bar Association with respect to any of my actions occurring in the course of such appearance.

DATED this 26th day of April, 2011.

  
\_\_\_\_\_  
Matthew W. Lytle

Mail with check or money order (payable to the OBA) to:

Out-of-State Attorney Registration  
Oklahoma Bar Association  
P.O. Box 53036  
Oklahoma City, OK 73152-3036

Form 100B

Exhibit " A "

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*The Supreme Court of Missouri*



*Certificate of Admission as an  
Attorney at Law*

I, Thomas F. Simon, Clerk of the Supreme Court of Missouri, do hereby certify that the records of this office show that on 4/18/2007,

*Matthew William Lytle*

was duly admitted and licensed to practice as an Attorney and Counselor at Law in the Supreme Court of Missouri and all courts of record in this state, and is, on the date indicated below, a member in good standing of this Bar.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the seal of the Supreme Court of Missouri at my office in Jefferson City, Missouri, this 15<sup>th</sup> day of March, 2011.

A handwritten signature in black ink, appearing to read "Thomas F. Simon", written over a horizontal line.

Clerk of the Supreme Court of Missouri

Exhibit " B 

Page 1 of 2

Nebraska State Bar Association

"Helping lawyers help people"



STATE OF NEBRASKA

COUNTY OF LANCASTER

I, Jane L. Schoenike, Executive Director of the Nebraska State Bar Association, do hereby certify that

MATTHEW WILLIAM LYTLE

was admitted to practice as an attorney and counselor of law in the courts of the State of Nebraska by the Supreme Court of Nebraska, on 2004-09-21 and that he is an Active member in good standing at the Bar of said Court, that his private and professional character appears to be good, and that no formal charges have ever been filed against him in said Court.

In testimony whereof, I have hereunto set my hand on this day, April 29, 2011.

Jane L. Schoenike  
Executive Director mm

The Nebraska State Bar  
Association has no seal

Exhibit " B " ■

Page 2 of 2



## Certificate of Compliance

Oklahoma Bar Association  
1901 North Lincoln Boulevard  
Post Office Box 53036  
Oklahoma City, Oklahoma 73152-3036

The Oklahoma Bar Association, in response to the application of out-of-state attorney, submits the following certificate pursuant to 5 O.S. Ch.1 App.1, Art. II

1. Applicant has submitted a signed application of out-of-state attorneys, certificate(s) of good standing, and the non-refundable application fee pursuant to the Rules Creating and Controlling the Oklahoma Bar Association, 5 O.S. Ch. 1, App. 1, Art. II.
2. Date of Application: April 28, 2011
3. Application Number: 2011-237
4. Applying Attorney: Matthew W. Lytle  
Miller Schirger, L.L.C.  
4520 Main Street, Suite 1570  
Kansas City, Missouri 64111
5. The Application was: GRANTED

Dated this 3<sup>rd</sup> day of May, 2011.



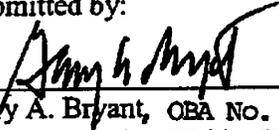
  
Gina L. Hendryx, General Counsel  
Oklahoma Bar Association

Exhibit " C "

Page 1 of 1



Submitted by:



Gary A. Bryant, OBA No. 1263  
Mock, Schwabe, Waldo, Elder, Reeves & Bryant  
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Oklahoma City, Oklahoma 73102  
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ATTORNEYS FOR DEFENDANTS