

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



In the Matter of:

Richard W. Possett, Sr., d/b/a The Navigator Group

Respondent.

ODS File No. 11-076

**ORDER GRANTING ISSUANCE OF THE SUBPOENA DUCES TECUM TO
GABRIELE S. BLANKENSHIP REQUESTED BY RESPONDENT
RICHARD W. POSSETT, SR. WITH MODIFICATIONS**

This matter has come before the Administrator ("Administrator") of the Oklahoma Department of Securities ("Department") on the objection of the Department to the issuance of the *Subpoena Duces Tecum* to Gabriele S. Blankenship requested by Respondent Richard W. Possett, Sr. ("Possett") and filed on August 15, 2012 ("Requested Subpoena"). On August 20, 2012, the Department filed an objection to the issuance of the Requested Subpoena.

The Department premised its objection on the allegations that the Requested Subpoena is unreasonable, excessive in scope, and seeking irrelevant evidence. The Department notes that its action was "based solely on Possett's act(s) of transacting business in this state as an unregistered broker-dealer in violation of Section 1-401 of the Oklahoma Uniform Securities Act of 2004 ("Act"), Okla. Stat. tit. 71, §§ 1-101 through 1-701 (2011)." It further notes that the ultimate issue is whether Possett "engaged in the business of effecting transactions in securities for the account of others or for the person's own account." The Department also notes the concurrent civil action between Possett and Ms. Blankenship.

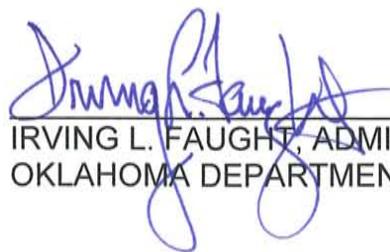
Pursuant to 660:2-9-4(a) of the Rules of the Oklahoma Securities Commission and the Administrator of the Department of Securities ("Rules"), the Administrator of the Department may, in his discretion, require a party seeking a subpoena to show the general relevance and reasonable scope of the evidence sought as a condition precedent to the issuance of the requested subpoena. Okla. Admin. Code § 660:2-9-4(a). If the Administrator "determines that the subpoena or any of its terms are unreasonable, oppressive, excessive in scope, unduly burdensome or not relevant," after considering all the circumstances, "he may refuse to issue the subpoena, or issue the subpoena only upon such conditions as fairness requires." *Id.*

Having considered the above-referenced documents, the Administrator hereby finds that the Requested Subpoena should be issued but only when modified as follows:

Items 4 through 6 are excessive in scope and cannot be included unless and until Respondent provides to the Administrator acceptable justification of the relevance of the type and the breadth of documents requested. Otherwise these items must be revised or deleted.

Witness my Hand and the Official Seal of the Oklahoma Department of Securities this 29th day of August, 2012.

(SEAL)



IRVING L. FAUGHT, ADMINISTRATOR OF THE
OKLAHOMA DEPARTMENT OF SECURITIES

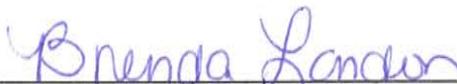
CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 29th day of August, 2012, a true and correct copy of the above and foregoing *Order Granting Issuance of the Subpoena Duces Tecum to Gabriele S. Blankenship Requested by Respondent Richard W. Possett, Sr. with Modifications* was emailed and mailed by first-class mail with postage prepaid thereon, to the following:

Richard W. Possett, Sr.
1413 N. Lakeside Drive
Andover, KS 67002-7415
Respondent Pro Se

and the undersigned hereby certifies that on the 29th day of August, 2012, a true and correct copy of the above and foregoing order was emailed to the following:

Terra Shamas Bonnell
Enforcement Attorney
Oklahoma Department of Securities
120 North Robinson, Suite 860
Oklahoma City, OK 73102
Telephone: 405.280.7700
Facsimile: 405.280.7742
Email: tbonnell@securities.ok.gov
Attorney for the Oklahoma Department of Securities


Brenda London, Paralegal