

IN THE DISTRICT COURT OF POTTAWATOMIE COUNTY  
STATE OF OKLAHOMA

**FILED**  
IN DISTRICT COURT

APR 29 2004

POTTAWATOMIE COUNTY, OK.  
REGINA DURLAP, COURT CLERK

BY Melissa Hunt

OKLAHOMA DEPARTMENT OF  
SECURITIES *ex rel.* Irving L.  
FAUGHT, Administrator,

Plaintiff,

vs.

Case No. C-03-1239

THE HICKMAN AGENCY, INC., an  
Oklahoma Corporation; MERL WILLIAM  
HICKMAN, SR., an individual; SARAH  
L. HICKMAN, an individual; and  
MERL WILLIAM HICKMAN, JR., an  
individual,

Defendants,

and

STEPHANIE HICKMAN-MATTHEWS, an  
individual; ANGELA FRIGULETTO, an  
individual; PETER FRIGULETTO, an  
individual; SANDRA FRIGULETTO, an  
individual; and CHRISTY HICKMAN,  
an individual,

Defendants Solely  
For Purposes Of  
Equitable Relief

ORDER GRANTING MOTION OF  
RECEIVER, STEPHEN J. MORIARTY FOR AUTHORITY  
TO ACCEPT OFFER TO PURCHASE 1964 CORVETTE

Comes on for hearing on this 29<sup>th</sup> day of April, 2004 on the Motion of Receiver,  
Stephen J. Moriarty for Authority to Accept Offer to Purchase 1964 Corvette; Stephen J.  
Moriarty appearing *pro se*. After having heard arguments of counsel and there being no  
objections to relief sought, the Court finds that good cause exists for the granting of the  
Motion. The Court further finds:

1. On December 17, 2003, this Court entered its order appointing the Receiver;  
the appointment continued pursuant to the Temporary Injunction entered herein on December

22, 2003 (collectively referred to as the "Order"). Pursuant to the Order, Receiver was given immediate and exclusive custody, control and possession of all assets ... of Defendants, of whatever kind and description and wherever situated." Further, Receiver was given the authority to take the steps necessary to protect the interests of Investors, including the liquidation or sale of assets of the Defendants ..."

2. On or about October 21, 2003, Merl William Hickman, Jr. ("Hickman, Jr.") purchased a 1964 Corvette, VIN # 40837S103308 from Knippelmeir Chevrolet for \$23,300.00. Shortly thereafter, Hickman, Jr. pulled the engine from the Corvette and sent it to Country Auto of Harrah, Oklahoma for work. The body of the Corvette remains secure on the property of Hickman, Jr.

3. Considerable time and expense would have to be incurred by the Receiver if the Corvette was to be made ready to be placed in an auction for sale. Sale, as is, where is, is in the best interest of the Receivership estate.

4. Receiver received an offer to purchase the Corvette, as is, where is from OK Classics in the amount of \$12,500.00. Though two other parties expressed interest in the Corvette and inspected it, no higher offers have been received by Receiver.

5. Receiver seeks permission of this Court, after notice and a hearing, to accept the Offer or any better offer received prior to the conclusion of the Court hearing. The Receiver believes that this procedure is in the best interest of the Investors because (a) the estate will not have to incur the time and expense of reassembly of the Corvette, and (b) the estate will not be charged with a commission for the sale of the Corvette.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Stephen J. Moriarty, as Receiver authorized to accept the offer to purchase the Corvette from OK Classics for \$12,500.00 and to execute all documentation necessary to complete said sale.

Dated this \_\_\_ day of April, 2004.

  
DISTRICT JUDGE

APPROVED AS TO FORM:



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