

**IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA**

OKLAHOMA DEPARTMENT OF)
SECURITIES ex rel. IRVING L.)
FAUGHT, ADMINISTRATOR,)
)
)
)
Plaintiff,)
)
)
v.)
)
BARRY POLLARD AND)
ROXANNE POLLARD,)
)
Defendants and Third Party)
Plaintiffs,)
)
v.)
)
AXA ADVISORS, LLC, a Delaware)
Limited Liability Company; and AXA)
EQUITABLE LIFE INSURANCE)
COMPANY, f/k/a EQUITABLE LIFE)
ASSURANCE SOCIETY OF THE)
UNITED STATES,)
)
Third Party Defendants.)

Case No. CJ-2005-3799
Hon. Vicki Robertson

**FILED IN THE DISTRICT COURT
OKLAHOMA COUNTY, OKLA.**

OCT 20 2010
PATRICIA PRESLEY, COURT CLERK
by _____ DEPUTY

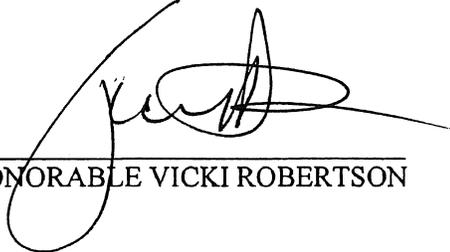
**ORDER DENYING THIRD PARTY PLAINTIFFS’
MOTION TO ENTER NEW SCHEDULING ORDER**

On the 7th day of October, 2010, this matter came on for hearing on the Motion to Enter New Scheduling Order as to the claims of Third Party Plaintiffs Barry and Roxanne Pollards’ (the “Pollards”) against Third Party Defendant AXA Equitable Life Insurance Company (“AXA”). AXA filed an objection to the Motion. The Court, having considered the Motion and the objection and having heard the arguments and authorities of counsel finds that the Motion should be denied and that the Third Party claims of the Pollards against AXA should continue to be held in abeyance pending the final resolution of the claims of the Oklahoma Department of

Securities against the Pollards. In all other respects, the Agreed Order Bifurcating Third Party Claims entered by this Court on January 18, 2008, shall remain in full force and effect.

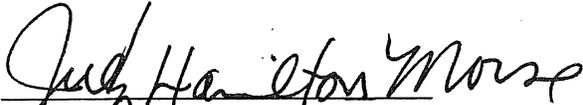
IT IS SO ORDERED.

Dated: October 19, 2010.



THE HONORABLE VICKI ROBERTSON

APPROVED FOR ENTRY:



JUDY HAMILTON MORSE, OBA #6450
REGAN STRICKLAND BEATTY, OBA #20349
- Of the Firm -
CROWE & DUNLEVY,
A Professional Corporation
20 North Broadway, Suite 1800
Oklahoma City, OK 73102
(405) 235-7700
(405) 239-6651 Facsimile

ATTORNEYS FOR AXA EQUITABLE LIFE



RUSSELL MULNIX, OBA # 6494
- Of the Firm -
MULNIX, OGDEN, HALL, ANDREWS, & LUDLAM
210 Park Ave.
Suite 3030
Oklahoma City, OK 73102

ATTORNEYS FOR BARRY AND ROXANNE POLLARC



AMANDA CORNMESSER, OBA #20044
OKLAHOMA DEPARTMENT OF SECURITIES
First National Center, Suite 860
120 N. Robinson
Oklahoma City, OK 73102

ATTORNEY FOR THE OKLAHOMA
DEPARTMENT OF SECURITIES