



FILED IN DISTRICT COURT  
OKLAHOMA COUNTY

IN THE DISTRICT COURT OF OKLAHOMA COUNTY  
STATE OF OKLAHOMA

FEB 12 2013

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TIM RHODES  
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Oklahoma Department of Securities )  
*ex rel.* Irving L. Faught, )  
Administrator, )

Plaintiff, )

v. )

David Warren Harris, )

Defendant. )

Case No. CJ-2012-2604  
Judge Barbara Swinton

**ORDER DENYING DEFENDANT'S MOTION TO DISMISS  
FOR LACK OF JURISDICTION**

This matter came on for hearing this 25<sup>th</sup> day of January, 2013, before the undersigned Judge of the District Court in and for Oklahoma County, State of Oklahoma, on Defendant's *Motion to Dismiss for Lack of Jurisdiction* ("Motion"), filed December 27, 2012. The Oklahoma Department of Securities appears by and through its attorneys, Patricia A. Labarthe and Robert Fagnant. The Defendant appears by and through his attorney, P.R. Tirrell. The Court, having read Defendant's Motion, the response and reply filed thereto, and having reviewed all of the evidence and hearing argument of counsel, hereby DENIES the Motion.

The Court further determines that this ruling is a final order, pursuant to OKLA. STAT. tit. 12, § 953, on Defendant's challenge to this Court's subject matter jurisdiction made in the Motion.

IT IS HEREBY ORDERED that the Motion is denied.

IT IS SO ORDERED.

Barbara Swinton 2-8-13  
District Judge Barbara G. Swinton

Approved:



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