

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
 STATE OF OKLAHOMA

OKLAHOMA DISTRICT COURT
 OKLAHOMA COUNTY

Oklahoma Department of Securities)
ex rel Irving L. Faught, Administrator,)
)
 Plaintiff,)
)
 vs.)
)
 Seabrooke Investments, L.L.C., et al.,)
)
 Defendants.)

SEP 11 2014
 TIM RHODES
 COURT CLERK
29
 Case No. CJ-2014-4515

SUPPLEMENTAL ORDER
 (Supplementing “Order Modifying Relief” filed September 9, 2014)

On September 9, 2014, the above-entitled cause came on for hearing pursuant to: “*Quail Creek Bank’s Application for Emergency Order Permitting Intervention and Brief in Support*” (“Application to Intervene”). Quail Creek Bank (the “Bank”) appears by and through its attorney, Rollin Nash, Jr.; Plaintiff Oklahoma Department of Securities *ex rel.* Irving L. Faught, Administrator, appears by and through its attorney, Patricia A. LaBarthe; all Defendants appear by and through their attorney, Mark A. Robertson; and the Receiver, Ryan Leonard, appears in person and with his attorney, Robert D. Edinger.

WHEREAS, the Court, having considered Bank’s Application to Intervene, and after hearing arguments and suggestions of all counsel, the Court finds as follows:

THE COURT FINDS that by agreement of counsel for the Plaintiff, for Defendants and the Receiver, said parties agreed to the entry of a certain “Order Modifying Relief” as filed herein on September 9, 2014 (“September 9 Order”).

THE COURT FURTHER FINDS that the September 9 Order did not address certain concerns presented to the Court by the Bank.

THE COURT FURTHER FINDS that at the time that the September 9 Order was being presented to the Court for approval, that all appearing counsel agreed to further clarify the September 9 Order, regarding the disposition of the Bank's Motion to Intervene and the Bank's concerns with respect to the Bank's asserted secured position with respect to the certain hotel commonly known as the "Bricktown Hotel & Convention Center" (the "Hotel"), which is owned by Defendant Bricktown Capital, LLC.

THE COURT FURTHER FINDS that all appearing parties' counsel agreed that the September 9 Order should be supplemented as set forth in this Order.

IT IS THEREFORE ORDERED that the Bank's hearing on its Motion to Intervene shall be stricken, subject to being reset for hearing by Bank's counsel if and when Bank desires to seek affirmative relief against Defendants Bricktown Capital, LLC, Tom W. Seabrooke and the Hotel, and/or if any motion or application is filed herein by any other party which could or might negatively impact Bank's claim of having a secured interest in any real or personal property owned by Defendant Bricktown Capital, LLC, and/or the Hotel.

IT IS FURTHER ORDERED that if any motion or application is filed herein by any party other than Bank that could or might negatively impact Bank's asserted secured position in any real and/or personal property owned by Defendant Bricktown Capital, LLC, and/or the Hotel, such motion or application shall not be heard by the Court until after Bank's Application to Intervene has been reset for hearing and is heard by the Court on its merits.

IT IS FURTHER ORDERED that henceforth, all counsel appearing herein shall send courtesy copies of all pleadings filed herein to the following:

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ATTORNEY FOR FIRST COMMERCIAL BANK

IT IS FURTHER ORDERED that, except as is supplemented in this Order, the September 9 Order remains in full force and effect. If there are any inconsistencies contained in this Order as compared to the September 9 Order, then the Findings and Orders of the Court contained in this Order shall control.

SIGNED this 11 day of September, 2014.

PATRICIA G. PARRISH

CERTIFIED COPY
AS FILED OF RECORD
IN DISTRICT COURT
SEP 11 2014
TIM RHODES Court Clerk
Oklahoma County
Tim Rhodes

PATRICIA G. PARRISH
JUDGE OF THE DISTRICT COURT

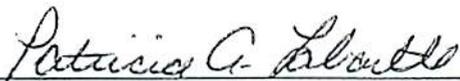
APPROVED:



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SIGNATURE PAGE TO "SUPPLEMENTAL ORDER" IN THE MATTER OF
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ADMINISTRATOR VS. SEABROOKE INVESTMENTS, L.L.C., ET AL.,"
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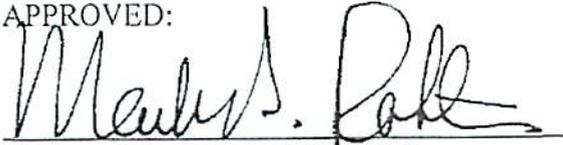
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APPROVED:

A handwritten signature in black ink, appearing to read "Mark A. Robertson". The signature is written in a cursive style and is positioned above a horizontal line.

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APPROVED:

A handwritten signature in black ink, appearing to read "Robert D. Edinger", written over a horizontal line.

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ATTORNEY FOR RECEIVER,
RYAN LEONARD

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