

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

APR 24 2017

Oklahoma Department of Securities)
ex rel. Irving L. Faught, Administrator,)
)
Plaintiff,)
)
v.)
)
Jerrold Wayne Myers, an individual; and)
Gary Douglas Warlick, an individual;)
)
Defendants.)

**RICK WARREN
COURT CLERK
89 _____**

Case No. CJ-2017-0587

MOTION FOR DEFAULT JUDGMENT AGAINST DEFENDANTS
JERROLD WAYNE MYERS AND GARY DOUGLAS WARLICK

Plaintiff, Oklahoma Department of Securities, *ex rel.* Irving L. Faught, Administrator (Plaintiff) moves this Court to enter judgment by default in its favor and against Defendants Jerrold Wayne Myers (Myers) and Gary Douglas Warlick (Warlick) (collectively, “Defendants”) for the relief prayed for in the *Petition for Permanent Injunction and Other Relief* (Petition). In support of this motion, Plaintiff states as follows:

1. On February 1, 2017, the Petition was filed against the Defendants.
2. On February 1, 2017, an *Application for Temporary Restraining Order, Order Freezing Assets and Temporary Injunction* (Application) was filed against the Defendants.
3. On February 1, 2017, the Court, after review of the Petition and Application, issued a *Temporary Restraining Order and Order Freezing Assets* (TRO) against Defendants. A hearing on the TRO was set for February 17, 2017 (TRO Hearing).
4. On February 11, 2017, Myers was served personally, by private process server, with the Summons, Petition, Application, and TRO.

5. On February 13, 2017, Warlick was served personally, by private process server, with the Summons, Petition, Application, and TRO.

6. On February 28, 2017, after Defendants requested additional time to prepare for the TRO Hearing, the Court issued an *Agreed Order to Continue Hearing*. The new TRO Hearing date was set for March 24, 2017.

7. On March 23, 2017, the TRO Hearing was stricken upon request of the Defendants.

8. Defendants have failed to answer or otherwise plead to the Petition and their time for doing so has expired.

9. A copy of this motion will be sent to Defendants upon filing.

WHEREFORE, premises considered, Plaintiff prays that judgment by default be entered in its favor and against Defendants as follows:

I.

that Defendants be permanently enjoined from transacting business in and/or from the state of Oklahoma as issuers, issuer agents, broker-dealers, broker-dealer agents, investment advisers, and/or investment adviser representatives or otherwise offering and/or selling business opportunities and/or securities in and/or from the state of Oklahoma;

II.

that Defendants be required to pay restitution, in a sum to be determined by this Court, to any and all Tilapia Purchasers, Quail Purchasers and Stock Purchasers, as defined in the Petition, who purchased business opportunities and/or securities from the Defendants;
and

III.

that a civil penalty be imposed against each Defendant in the amount of Ten Thousand Dollars (\$10,000.00).

Respectfully submitted,

OKLAHOMA DEPARTMENT OF SECURITIES
Irving L. Faught, Administrator

By:



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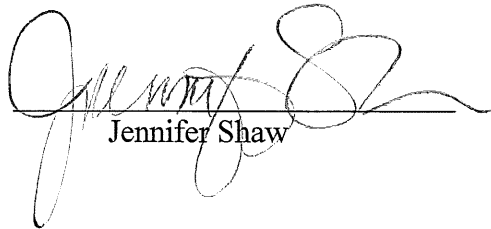
jshaw@securities.ok.gov

CERTIFICATE OF MAILING

The undersigned certifies that on the 24 day of April, 2017, a true and correct copy of the foregoing was mailed by first class mail, with postage prepaid thereon, addressed to:

Jerrold Wayne Myers
355 SE Queenstown Ave
Bartlesville OK 74006

Gary Douglas Warlick
117 NE Debell Avenue
Bartlesville, OK 74006



Jennifer Shaw