

IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

FILED IN DISTRICT COURT
OKLAHOMA COUNTY

FEB - 1 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-2017-587**

TEMPORARY RESTRAINING ORDER AND ORDER FREEZING ASSETS

This matter came on for hearing this 1st day of February, 2017, before the undersigned Judge of the District Court in and for Oklahoma County, State of Oklahoma, upon Plaintiff's verified *Petition for Permanent Injunction and Other Relief* ("Verified Petition") and *Application for Temporary Restraining Order, Order Freezing Assets, Order for Accounting and Temporary Injunction* ("Application"), filed pursuant to the Oklahoma Business Opportunity Sales Act (the "Business Opportunity Act"), Okla. Stat. tit. 71, §§ 801 through 829 (2011), and/or the Oklahoma Uniform Securities Act of 2004 (the "Securities Act"), Okla. Stat. tit. 71, §§ 1-101 through 1-701 (2011 and Supp. 2016).

It appears to this Court from the facts alleged in Plaintiff's Verified Petition and Application that Plaintiff is entitled to the relief requested. It further appears that there is a justifiable basis to believe Jerrold Wayne Myers and Gary Douglas Warlick (collectively, "Defendants" have violated registration and fraud provisions of the Securities Act, have violated the fraud and deceit provisions of the Business Opportunity Act, are reasonably likely to engage in future violations of the Business Opportunity Act and the Securities Act, present a clear threat

of immediate and irreparable injury to Plaintiff and the public, and are able to dissipate their assets to the detriment of Plaintiff and investors.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that Defendants, their agents, servants, employees, attorneys, and those persons in active concert or participation with them who receive actual notice of this order by personal service, facsimile, email or otherwise, are, until further notice of this Court, restrained from transacting business in or from this state as an issuer, issuer agent, broker-dealer, or broker-dealer agent or otherwise offering or selling any security in and/or from this state.

IT IS FURTHER ORDERED that Defendants, their agents, servants, employees, attorneys, and those persons in active concert or participation with them who receive actual notice of this order by personal service, facsimile, email or otherwise, are, until further notice of this Court, restrained from offering or selling any business opportunity in and/or from this state.

IT IS FURTHER ORDERED that Defendants, their agents, servants, employees, attorneys, and those persons in active concert or participation with them, are prohibited from tampering with, mutilating, altering, erasing, concealing, removing, destroying or otherwise disposing of any and all books, records, documents, files, correspondence, computer disks, tapes or other data recordings of any type, pertaining to or referring to Defendants and/or the offer or sale of securities and/or business opportunities as defined in the Verified Petition and Application including, but not limited to, Tilapia Agreements, Quail Agreements, HXPN stock, or any other financial transactions by Defendants or to which Defendants were parties;

IT IS FURTHER ORDERED that, pending determination on the issuance of a temporary injunction, the assets of Defendants and all businesses controlled by Defendants, including assets in the name, for the benefit, or under the control of Defendants, are hereby frozen. The assets of

Defendants include funds, securities and properties, real and personal, tangible and intangible, of whatever kind and description, and wherever situated, held by or under the direct or indirect control of Defendants, whether held in the name of Defendants for the direct or indirect beneficial interest of any Defendant, and if held in the name of Manna Source Sustainable, Manna Source Sustainable, LLC, Premere Resources Corp., Green Sustainable Technology, LLC, Coturnix Survival, LLC, and Harris Exploration, Inc., in whatever form such assets may presently exist (“Assets”). Defendants, their agents, servants, employees, attorneys, and those persons in active concert or participation with them who receive actual notice of this Order by personal service, facsimile, email, or otherwise, are, until further notice of this Court, restrained from withdrawing, transferring, assigning, pledging, selling or otherwise disposing of Assets. All banks, brokerage firms or other financial institutions, and other persons or entities holding Assets, which receive actual notice of this order by personal service, facsimile, email, or otherwise, shall hold and retain such Assets within their control and prohibit the withdrawal, transfer, assignment, pledge, sale or other disposal of any such Assets.

IT IS FURTHER ORDERED that Defendants allow representatives of the Oklahoma Department of Securities access to any and all documents relating to the sales of securities and business opportunities, and any business of Defendants, their subsidiaries, officers, directors, agents, servants, employees, assigns, attorneys and all persons acting on their behalf, under their direction and control, and/or in active concert or participation with them, including, but not limited to, books, records, tapes, discs, accounting data, checks, correspondence, forms, advertisements, brochures, manuals, electronically stored data, bank records, customer and investor lists, customer and investor files, telephone records, ledgers, payroll records, to include such information stored in computer maintained form.

IT IS FURTHER ORDERED that the Court shall retain jurisdiction over this matter and Defendants for all purposes.

IT IS FURTHER ORDERED that a hearing is hereby set at 1:30 p.m. on the 17th day of February, 2017, before the Honorable Bryan C. Dixon of the Oklahoma County District Court, Oklahoma County Courthouse, Oklahoma City, Oklahoma, at which time the Defendants may seek the dissolution of this Temporary Restraining Order and the Plaintiff may seek a temporary injunction and other equitable relief.

THIS ORDER IS ENTERED this 1st day of February, 2017, at 11:25 a.m.

BRYAN C. DIXON
DISTRICT COURT JUDGE

APPROVED

Patricia A. Labarthe
Patricia A. Labarthe, OBA #10391
Jennifer Shaw, OBA #20839
Oklahoma Department of Securities
204 North Robinson, Suite 400
Oklahoma City, Oklahoma 73102
Telephone (405) 280-7700
Facsimile (405) 280-7742
plabarthe@securities.ok.gov
jshaw@securities.ok.gov
Attorneys for Plaintiff

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