

IN THE DISTRICT COURT OF POTTAWATOMIE COUNTY
STATE OF OKLAHOMA

FILED
IN DISTRICT COURT

FEB 26 2004

POTTAWATOMIE COUNTY, OK
CECIL DUNLAP, COURT CLERK
BY *Melissa Probst* DEPUTY

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

Plaintiff,)

v.)

Case No. C-03-1239

The Hickman Agency, Inc., an Oklahoma)
corporation; Merl William Hickman, Sr.,)
an individual; Sarah L. Hickman,)
an individual; and Merl William)
Hickman, Jr., an individual,)

Defendants,)

and)

Stephanie Hickman Matthews, an individual)
Angela Friguletto, an individual; Peter)
Friguletto, an individual; Sandra Friguletto,)
an individual; and Christy Hickman,)
an individual,)

Defendants Solely For)
Purposes of Equitable Relief.)

ORDER GRANTING EQUITABLE RELIEF
AGAINST RELIEF DEFENDANTS

This matter came on for hearing on the 24th day of February, 2004, before the undersigned Judge of the District Court in and for Pottawatomie County, State of Oklahoma, upon Plaintiff's Application for Equitable Relief against Angela Friguletto, Peter Friguletto, Sandra Friguletto, and Christy Hickman (collectively, "Relief Defendants"), pursuant to Section 406.1 of the Oklahoma Securities Act ("Act"), Okla. Stat. Ann. tit. 71, §§ 1-413, 501, 701-703 (West 2004).

The Oklahoma Department of Securities appeared through its attorney Patricia A. Labarthe. The Relief Defendants did not appear and there has been no response to Plaintiff's Application for Equitable Relief filed on behalf of any of the Relief Defendants. The Court, having reviewed all pleadings and submissions of the parties, finds that Angela Frigeletto has made no filing herein, and that this case is not stayed by a bankruptcy filing made by Angela Frigeletto in federal court in Chicago, Illinois.

The Court, having reviewed all pleadings and submissions of the parties, finds that all Relief Defendants have been served with the Application for Equitable Relief, that Plaintiff is entitled to the relief prayed for against Angela Friguletto, Peter Friguletto, Sandra Friguletto, and Christy Hickman and, therefore:

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the cash and other property that are the proceeds, or are traceable to the proceeds, of the unlawful activities of Defendants, as alleged in paragraphs 1 and 2 of the First Amendment to Petition for Permanent Injunction and Other Equitable Relief ("First Amendment"), and in Paragraphs 1 through 29 of the Petition for Permanent Injunction and Other Equitable Relief ("Petition"), (collectively, "Investor Assets"), received or held by Relief Defendants continue to be frozen. The freeze shall include, but not be limited to, those Investor Assets located in any bank, depository institution or securities brokerage account. It shall also apply to funds in accounts in the name of any individuals or entities controlled by Relief Defendants or over which Relief Defendants have signatory or other designated authority, if such funds were derived to any extent from the activities alleged in the Petition or in the First Amendment. All banks or other financial institutions served with a copy of this Order shall cooperate with the Department relating to implementation of this Order, including imposing a freeze on all Investor Assets, including

accounts and funds, and producing records relating thereto. Facsimile transmission shall constitute service on the banks or other depository and financial institutions or securities brokerage firms.

IT IS FURTHER ORDERED that Relief Defendants, and all those persons, directly or indirectly, acting on their behalf, under their direction and control, and/or in active concert or participation with them, who receive actual notice of this Order, by personal service, facsimile or otherwise, and each of them 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 Investor Assets.

IT IS FURTHER ORDERED that the Receiver, Stephen J. Moriarty, is empowered to marshal and take possession of Investor Assets received or held by Relief Defendants; to undertake whatever manner of legal or equitable action is required to preserve or maintain the Investor Assets received or held by Relief Defendants; and to operate or liquidate the Investor Assets received or held by Relief Defendants, as equity may require.

IT IS FURTHER ORDERED that Relief Defendants, and all persons acting on their behalf, under their direction and control, and/or in active concert or participation with them, and any banks or financial institutions, wherever chartered or located, life insurance companies, federal and state agencies, viators, viatical settlement providers, and viatical settlement brokers who receive actual notice of this order, by personal service, facsimile transmission or otherwise, shall promptly deliver and surrender to the Receiver:

1. all Investor Assets received by or held on behalf of the Relief Defendants;
- and

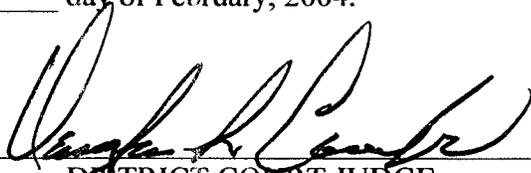
2. all documents received by or held on behalf of the Relief Defendants that relate to the activities of the Defendants as described in the Petition and First Amendment including, but not limited to, books, records, tapes, discs, accounting data, checks, correspondence, forms, advertisements, brochures, manuals, bank records, customer and investor lists, customer and investor files, telephone records, ledgers, and payroll records, to include computer maintained or electronically stored information.

IT IS FURTHER ORDERED that Relief Defendants, and all persons acting on their behalf, under their direction and control, and/or in active concert or participation with them, refrain from interfering with said Receiver taking such custody, control or possession and from interfering in any manner, directly or indirectly, with such custody, possession and control of said Receiver.

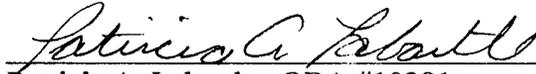
IT IS FURTHER ORDERED that Relief Defendants and Receiver allow representatives of the Oklahoma Department of Securities access to any and all documents relating to the Investor Assets including, but not limited to, books, records, tapes, discs, accounting data, checks, correspondence, forms, advertisements, brochures, manuals, bank records, customer and investor lists, customer and investor files, telephone records, ledgers, and payroll records, to include computer maintained or electronically stored information.

IT IS FURTHER ORDERED that Relief Defendants file with this Court and serve on Plaintiff, within ten (10) days from the date of this order, an accounting, under oath, detailing all Investor Assets received or held by Relief Defendants, and detailing the disposition and/or use of those Investor Assets.

THIS ORDER IS ENTERED this _____ day of February, 2004.


DISTRICT COURT JUDGE

Approved as to form and substance:


Patricia A. Labarthe OBA #10391
Oklahoma Department of Securities
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Telephone (405) 280-7700
Attorney for Plaintiff


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Oklahoma City, Oklahoma 73102
(405) 272-9241
Receiver

CERTIFICATE OF TRUE COPY

State of Oklahoma }
Pottawatomie County } SS. in the Dist. Court
I, Cecil Dunlap, Court Clerk, Within and for the
State and County aforesaid do hereby certify
that the above foregoing is a full, true, correct
and complete copy of _____

Order
In the above cause as fully as the same appears on
record and on file in my office

WITNESS my hand as Clerk and official seal this
26 day of February, 2004

By Melissa Rount Deputy
CECIL DUNLAP, Court Clerk