

IN THE DISTRICT COURT OF LOGAN COUNTY,
STATE OF OKLAHOMA

OKLAHOMA DEPARTMENT OF SECURITIES,
ex rel., IRVING L. FAUGHT, Administrator,

Plaintiff,

vs.

MARSHA SCHUBERT, an individual, and d/b/a
SCHUBERT AND ASSOCIATES; and
SCHUBERT AND ASSOCIATES, an unincorporated
association,

Defendants.

STATE OF OKLAHOMA
LOGAN COUNTY SS
FILED FOR RECORD

2005 MAY 24 AM 10:36

REJEANIA ZMEK
COURT CLERK

BY) _____ DEPUTY

Case No. CJ-2004-256

SET FOR HEARING

DATE 6/10/05

TIME 1:30 pm

JUDGE DONALD L. WORTHINGTON

AT COUNTY COURTHOUSE IN

COUNTY INDICATED IN THE

HEADING OF THIS DOCUMENT.

**APPLICATION BY RECEIVER FOR AUTHORITY
TO PAY INTERIM ATTORNEY FEES**

COMES NOW the Receiver, Douglas L. Jackson, and makes Application to this Court for authority to pay interim attorney fees to Gungoll, Jackson, Collins, Box & Devoll, P.C. (hereinafter "Attorneys"), and would show the Court as follows:

1. Pursuant to the Order of this Court entered on November 15, 2004, Petitioner employed Gungoll, Jackson, Collins, Box, & Devoll, P.C., as attorneys to advise and represent Petitioner in connection with matters pertaining to the administration of the Schubert Receivership Estate.

2. The Order provided that the amount of the fee paid to Receiver's attorneys would be determined by the terms set forth in the Application for Approval for Employment of Legal Counsel, submission of an application for payment of fees to the Court, and approval of the fees by the Court.

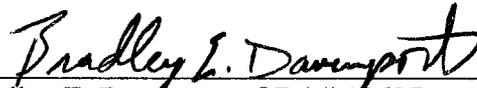
3. Attorneys have already expended 471.10 hours through April 30, 2005 in and about the performance of duties as Receivership counsel, as is set forth in the attached itemized statement of Attorneys.

4. Petitioner believes that it would be unduly burdensome and inequitable to require Petitioner's counsel to devote so many hours of time to the service of the Receiver and the Schubert Receivership Estate without receiving interim compensation to remunerate counsel, at least in part, for the time spent and the costs incurred.

5. As appears from Attorneys' itemized statements, their efforts have resulted in considerable assistance to the Receiver and recovery of money on behalf of the Schubert Receivership Estate. The Receiver does have on hand sufficient funds with which to pay interim attorney fees and costs.

WHEREFORE, the Receiver respectfully requests that this Court authorize the Receiver to pay to the Receiver's attorneys, Gungoll, Jackson, Collins, Box, & Devoll, P.C., the amount of \$94,220.00 as interim Attorney fees, and \$4,712.70 as interim costs through April 30, 2005.

Respectfully submitted,



Bradley E. Dayenport, OBA# 18687
Gungoll, Jackson, Collins, Box & Devoll, P.C.
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Enid, Oklahoma 73702-1549
(580) 234-0436 phone/(580)-233-2384 fax
Attorney for Receiver, Douglas L. Jackson

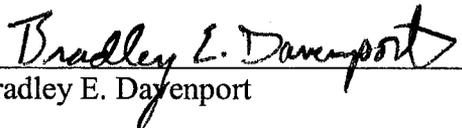
CERTIFICATE OF SERVICE

I hereby certify that on the 23 day of May 2005 I mailed a true and correct copy of the above and foregoing instrument, postage pre-paid to:

Oklahoma Department of Securities
Attn: Gerri Stuckey
Amanda Cornmesser
First National Center, Suite 860
120 N. Robinson
Oklahoma City, OK 73102

Mack Martin
Martin Law Office
119 N. Robinson, Suite 360
Oklahoma City, OK 73102
Attorneys for Defendant Marsha Schubert,
individually, and d/b/a Schubert and Associates

Brandon R. Kerr
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Attorney for Farmers & Merchants Bank



Bradley E. Dayenport