

IN THE DISTRICT COURT OF OKLAHOMA COUNTY AUG 19 2005
STATE OF OKLAHOMA

PATRICIA PRESLEY, COURT CLERK
by _____
Deputy

OKLAHOMA DEPARTMENT OF)
SECURITIES, ex rel.)
Irving L. Faught, Administrator,)
)
Plaintiff,)
)
v.)
)
TRADE PARTNERS, et al.,)
Defendants.)

Case No. CJ-2004-6295

**UNOPPOSED APPLICATION OF DEFENDANT, HEARTLAND VIATICALS, INC.,
FOR EXTENSION OF TIME TO RESPOND TO PETITION**

COMES NOW the Defendant, Heartland Viaticals, Inc., by and through its counsel, Clell I. Cunningham and Sheldon B. Swan of Dunn, Swan & Cunningham, P.C., and make application to the Court for an Order extending by twenty (20) days the deadline within which they must answer or otherwise respond to Plaintiff's Petition.

In support hereof, Defendant advises the Court as follows:

1. This civil action was filed on August 2, 2004.
2. Defendant was served with a copy of the Summons and Petition on or about July 1, 2005.
3. Defendant filed its Entry of Appearance herein on July 20, 2005.
4. Defendant requests that the deadline for response to the Petition be extended for a period of twenty additional days, or until September 9, 2005.
5. Defendant's counsel is authorized to state that Patty Labarth, Esq., counsel for Plaintiff, Oklahoma Department of

Securities, has no objection to the request.

6. No previous extensions of time have been requested in the case by the parties.

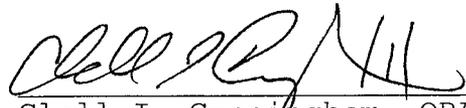
7. The granting of this extension will not delay the trial of this case.

WHEREFORE, Defendant, Heartland Viaticals, Inc. prays that the court enter an Order extending the deadline for its response to Plaintiff's Petition from August 22, 2005 to September 9, 2005.

Respectfully Submitted,

DUNN SWAN & CUNNINGHAM

By:



Clell I. Cunningham, OBA #2093
2800 Oklahoma Tower
210 Park Avenue
Oklahoma City, Oklahoma 73102
(405) 235-8318

Attorneys for Plaintiffs

CERTIFICATE OF SERVICE

I hereby certify that on **August 19, 2005**, I mailed a copy of the above and foregoing Application for Extension of Time to:

Patty Labarth, Esq.
Oklahoma Department of Securities
120 N. Robinson, Suite 850
Oklahoma City, OK 73102



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ORDER GRANTING
UNOPPOSED APPLICATION OF DEFENDANT, HEARTLAND VIATICALS, INC.,
FOR EXTENSION OF TIME TO RESPOND TO PETITION

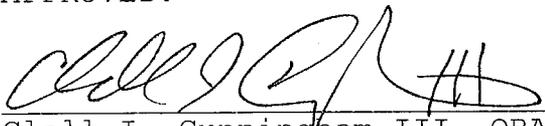
COMES ON for consideration the Application of Defendant, Heartland Viaticals, Inc. for Extension of Time to Respond to Plaintiff's Petition.

The Court, for good cause shown, finds that the Application should be granted.

IT IS THEREFORE ORDERED, that the deadline for Defendant's response to Plaintiff's Petition is extended to September 9, 2005.

Judge of the District Court

APPROVED:



Clell I. Cunningham III OBA # 2093
Dunn, Swan & Cunningham, P.C.
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Oklahoma City, OK 73102
405-235-8318
405-235-9605 (fax)