



IN THE DISTRICT COURT OF OKLAHOMA COUNTY
STATE OF OKLAHOMA

FILED IN DISTRICT COURT
OKLAHOMA COUNTY

Oklahoma Department of Securities)
ex rel. Melanie Hall, Administrator,)
)
Plaintiff,)
)
v.)
)
Premier Global Corporation et al.,)
)
Defendants.)

APR 14 2023
RICK WARREN
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Case No. CJ-2022-5066
Judge Don Andrews

**JOINT MOTION TO MODIFY AND CLARIFY ORDER ON DEFENDANT
RICHARD DALE DEAN AND DDI ADVISORY GROUP LLC'S EMERGENCY
MOTIONS FOR PARTIAL LIFTING OF ASSET FREEZE TO PERMIT
PAYMENT OF LIVING EXPENSES AND FOR PARTIAL LIFTING OF ASSET
FREE TO PERMIT PAYMENT OF LEGAL FEES**

Eric L. Johnson (the "Receiver"), by through his counsel, in his capacity as Receiver for Premier Global Corporation f/k/a Premier Construction Services, Inc., Premier Factoring, LLC, PF-2, LLC, PF-3, LLC, PF-4, LLC, PF-5, LLC, PF-6, LLC, PF-7, LLC, Premier Factoring Group, LLC, KCI Business Services, LLC, DDI Advisory Group, LLC, Steven J. Parish, and Richard Dale Dean, (collectively, the "Receivership Defendants"), and Richard Dale Dean and DDI Advisory Services, LLC ("Dean Defendants", together with the Receiver, the "Movants"), by through their counsel, submits this *Motion to Modify and Clarify Order on Defendant Richard Dale Dean and DDI Advisory Group LLC's Emergency Motions for Partial Lifting of Asset Freeze to Permit Payment of Living Expenses and for Partial Lifting of Asset Free to Permit Payment of Legal Fees* (the "Motion"). In support of this Motion, the Movants state as follows:

1. On October 31, 2022, this Court entered an order appointing the Receiver in the present case (the "Preliminary Order"). Pursuant to the Preliminary Order, among other things, the real and personal property interests of certain of the Receivership Defendants were vested in the

within receivership estate (the “Estate”). A final order (the “Final Order”) appointing receiver was entered on November 21, 2022.

2. On January 3, 2023, the Court entered its *Agreed Order Lifting Asset Freeze as to Certain Bank Accounts at Kanza Bank* (the “Shah/Wood Order”).

3. On March 1, 2023, the Court entered its *Agreed Order Lifting Asset Freeze as to Certain Bank Accounts at Kanza Bank* (the “Adams/Goldman/Harilall/Long/Meritt/NJ Stephen Order”).

4. On March 14, 2023, the Court entered its *Order on Defendant Richard Dale Dean and DDI Advisory Group LLC’s Emergency Motions for Partial Lifting of Asset Freeze to Permit Payment of Living Expenses and for Partial Lifting of Asset Free to Permit Payment of Legal Fees* (the “Unfreeze Order”).

5. The Unfreeze Order established certain procedures as they related to the payment of certain legal defenses fees and living expenses of the Dean Defendants. The Unfreeze Order also required compliance of certain conditions for the asset freeze to be lifted:

- a. By no later than March 31, 2023, the Dean Defendants shall: (a) provide copies of all errors and omissions and /or general liability insurance policies held by Dean individually or by any entity owned or controlled by him; (b) provide an accounting and explanation of the use of Mr. Dean’s home equity line of credit for the past twelve (12) months; (c) provide the completed form DA; (c) provide and attest a complete response to the request for information related to the Life Settlement Policies provided by Receiver’s counsel on November 23, 2022; and (d) identify the e-mail accounts used by the Dean Defendants and any other e-mail accounts used by him/it, along with passwords to access such e-mail accounts;
- b. By no later than April 10, 2023, the Dean Defendants shall provide and attest an accounting of all money paid to the Dean Defendants or entities owned or controlled by any of the Premier Defendants as defined by the Petition filed in this matter;
- c. The Dean Defendants shall cooperate to have a new life settlement administrator in place; and

- d. Promptly provide such additional information requested by the Receiver in performance of his duties as a Receiver.

(Unfreeze Order at 7.) With respect to the above paragraphs a and b, while the Dean Defendants are attempting to comply, they have requested an extension of such deadlines and/or modification/clarification of the requirements. While the parties discuss compliance with such provisions and to avoid a technical default under the Unfreeze Order, the Movants propose that the March 31, 2023 and April 10, 2023 deadlines referenced above be modified to the later of: (i) May 1, 2023, (ii) such further time as the Receiver, Plaintiff, and Dean Defendants may agree; or (iii) as set by further Order of the Court.

6. Additionally, as indicated by the Movants at the hearing on the Unfreeze Order, Kanza Bank (where the funds are currently held) sought to close the accounts that were unfrozen in the Shah/Wood Order. By agreement of the parties, the closure date of the accounts that were unfrozen in the Shah/Wood Order was set for April 14, 2023. Kanza Bank is also prepared to transfer all the accounts that it holds that are subject to the Court's orders in this matter to the Receiver or such other financial institution that is agreeable to the parties and the Court.

7. The parties have reached agreement on a proposed transfer of funds in all accounts that are held by Kanza Bank. The parties propose that the following Kanza Bank accounts that are owned by Receivership Entities (the "Receiver/Kanza Accounts") will be closed and the funds in the accounts, after deduction of Kanza Bank's legal fees and administrative fees, will be distributed to the Receiver for deposit in corresponding Receiver Accounts and/or the Segregated Legal Fund.¹ The Receiver/Kanza Accounts are summarized below:

Account Title	Acct Last 4 Digits	Owner
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¹ Although the Unfreeze Order specified that this transfer would be accomplished within seven days of its entry (Unfreeze Order at 2), no party advised Kanza Bank of the entry of the order and the transfer has not yet been completed. All parties waive any argument related to enforcement of this particular deadline in the Unfreeze Order.

Richard Dale Dean; Dickie Deans Insurance & Investment Agency, Inc.	6800	Richard Dean
Richard Dale Dean (consumer savings)	3907	Richard Dean
DDI Advisory Group LLC; Dickie Deans Insurance & Investment Agency Inc.	3352	DDI Advisory Group LLC
DDI Advisory Group LLC Account B; Dickie Deans Insurance & Investment Agency Inc	3662	DDI Advisory Group LLC
KCI Business Services LLC	4960	KCI Business Services LLC
PF-2 LLC	1497	PF-2 LLC
PF-6 LLC	1535	PF-6 LLC
PF-4 LLC	2027	PF-4 LLC
PF-5 LLC	2035	PF-5 LLC
Premier Factoring LLC	2043	Premier Factoring LLC
PF-3 LLC	2051	PF-3 LLC
PF-7 LLC	2078	PF-7 LLC
Premier Factoring Group LLC	2205	Premier Factoring Group LLC
Premier Global Corporation	5037	Premier Global Corporation

8. The parties propose that the following Kanza Bank accounts (“Receivership Adjacent Accounts”), although not owned by Receivership Entities, will be closed and the funds in the accounts, after deduction of Kanza Bank’s legal fees and administrative fees, will be sent to the Receiver and that the Receiver be authorized to deposit such funds in segregated accounts owned by Premier Global Corporation or any related qualified settlement fund to be held in trust pending further order of the Court.

Account Title	Acct Last 4 Digits	Owner
Premier Global Properties LLC	5053	Premier Global Properties LLC
TOI LLC	1462	TOI LLC

9. The parties propose that the following Kanza Bank accounts, which include accounts unfrozen in the Shah/Woods order, accounts unfrozen in the Adams/Goldman/Harilall/Long/Merrit/NJ Stephen Order, and accounts that remain subject to the prior freeze and Unfreeze Order (“Kanza Remaining Accounts”), be closed and the funds in the accounts, after deduction of Kanza Bank’s legal fees and administrative fees, will be sent to Counsel for the Dean Defendants to be held in trust and that the proceeds of such accounts will be

deposited in corresponding accounts at Chase Bank subject to all the same provisions and requirements of the Court as if they were at Kanza Bank, including the asset freeze provisions of the Court's prior orders. The Kanza Remaining Accounts are summarized as follows:

Account Title	Acct Last 4 Digits	Owner
Settlements of Texas Inc.; Dickie Deans Insurance & Investment Agency Inc.	3301	Settlements of Texas Inc.
Wealth & Retirement Solutions LLC; Dickie Deans Insurance & Investment Agency Inc.	3328	Wealth & Retirement Solutions LLC
Dickie Deans Insurance & Investment Agency Inc.	3336	Dickie Deans Insurance & Investment Agency Inc
B D & R LLP; Dickie Deans Insurance & Investment Agency, Inc.	3379	B D & R LLP
Merritt Missouri LLC; Dickie Deans Insurance & Investment Agency Inc	3468	Merritt Missouri LLC
Adams Missouri LLC; Dickie Deans Insurance & Investment Agency Inc	3476	Adams Missouri LLC
H T Long LLC; Dickie Deans Insurance & Investment Agency Inc	3670	H T Long LLC
NJ Stephen Interest Three LLC; Dickie Deans Insurance & Investment Agency Inc	3689	NJ Stephen Interest Three LLC
Wood Missouri LLC; Dickie Deans Insurance & Investment Agency Inc	3719	Wood Missouri LLC
SHAH-H1 LLC	4073	SHAH-H1 LLC
SHAH-P1 LLC	4081	SHAH-P1 LLC
SHAH-P2 LLC	4111	SHAH-P2 LLC
SHAH-H2 LLC	4138	SHAH-H2 LLC
SHAH-P3 LLC	4189	SHAH-P3 LLC
DAVIS 1 LLC	4219	DAVIS 1 LLC
DAVIS 2 LLC	4294	DAVIS 2 LLC
GOLDMAN 1 LLC	4316	GOLDMAN 1 LLC
DIANE DAVIS POLICY LLC	4545	DIANE DAVIS POLICY LLC
SHAH POLICY LLC	4561	SHAH POLICY LLC
DAVIS 3 LLC	4596	DAVIS 3 LLC
GOLDMAN POLICY LLC	4618	GOLDMAN POLICY LLC
ESIENBERG POLICY LLC	4715	ESIENBERG POLICY LLC
ALTERNATIVE INDEMNITY REINSURANCE COMPANY LTD	4839	ALTERNATIVE INDEMNITY REINSURANCE COMPANY LTD
HARILALL POLICY LLC	4847	HARILALL POLICY LLC
DDCW LLC	4855	DDCW LLC
AAA Management and Benefit LLC; Dickie Deans Insurance & Investment Agency Inc	1004	AAA Management and Benefit LLC; Dickie Deans Insurance & Investment Agency Inc
DIVERSI POLICY LLC	5134	DIVERSI POLICY LLC
Alltrades Industrial Development LLC	3972	Alltrades Industrial Development LLC

10. Finally, under the Unfreeze Order, Mr. Dean was to have access to \$20,000 for the payment of living expenses from Kanza Remaining Account ending 3336. Upon agreement by the Movants and notice to the Plaintiff, \$20,000 will be transferred to Mr. Dean's Chase Bank. To the extent not explicitly approved by the Unfreeze Order, the Movants seek ratification of such transfer provided that the proceeds remain subject to all the same provisions and requirements as if it were at Kanza Bank.

11. As part of these proposals, the Dean Defendants will provide the Receiver monthly bank statements of the various accounts established at Chase Bank.

12. The Plaintiff does not object to the proposal set forth herein.

WHEREFORE, the Movants request the Court approve the proposals set forth in this Motion in the form of the attached proposed Order, and grant such other and further relief as the Court deems just and proper.

Dated: April 14, 2023.

Respectfully submitted,

By: *Tara A. LaClair*

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