UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF TEXAS DALLAS DIVISION

| SECURITIES AND EXCHANGE | § |
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| COMMISSION | § |
| | § |
| Plaintiff, | § |
| | \$ |
| V. | § Civil Action No. 3:06-CV-2136-P |
| | \$ |
| ABC VIATICALS, INC., | § |
| C KEITH LAMONDA, | \$ |
| and JESSE W. LAMONDA, JR. | \$ |
| | \$ |
| Defendants, | \$ |
| | § |
| | |
| and | § |
| | \$ \$ |
| LAMONDA MANAGEMENT FAMILY | \$ \$ |
| LAMONDA MANAGEMENT FAMILY LIMTED PARTNERSHIP, | \$ \$ |
| LAMONDA MANAGEMENT FAMILY LIMTED PARTNERSHIP, STRUCTURED LIFE | \$ \$ \$ \$ |
| LAMONDA MANAGEMENT FAMILY LIMTED PARTNERSHIP, STRUCTURED LIFE SETTLEMENTS, INC., BLUE WATER | \$ \$ \$ \$ \$ |
| LAMONDA MANAGEMENT FAMILY LIMTED PARTNERSHIP, STRUCTURED LIFE | \$ \$ \$ \$ \$ \$ |
| LAMONDA MANAGEMENT FAMILY LIMTED PARTNERSHIP, STRUCTURED LIFE SETTLEMENTS, INC., BLUE WATER TRUST, and DESTINY TRUST | \$ \$ \$ \$ \$ \$ \$ |
| LAMONDA MANAGEMENT FAMILY LIMTED PARTNERSHIP, STRUCTURED LIFE SETTLEMENTS, INC., BLUE WATER | \$ \$ \$ \$ \$ \$ |

UNOPPOSED JOINT MOTION TO EXTEND TIME FOR DEFENDANTS C. KEITH LAMONDA AND JESSE W. LAMONDA, JR. TO MOVE, ANSWER OR OTHERWISE RESPOND TO PLAINTIFF'S COMPLAINT

Defendants C. Keith Lamonda, and Jesse W. Lamonda, Jr. (collectively, "<u>Defendants</u>") file this Unopposed Joint Motion to Extend Time for Defendants C. Keith Lamonda and Jesse W. Lamonda, Jr. to Move Answer or Otherwise Respond to Plaintiff's Complaint, and would respectfully show as follows:

1. Plaintiff filed the Complaint with the Court on November 17, 2006, and sent within the United States to each Defendant on that date a Notice of Lawsuit and Request for Waiver of Service of Summons. Each Defendant has returned to Plaintiff a signed Waiver of

Service of Summons, which instruments were filed by Plaintiff with the Court on December 15, 2006 and January 11, 2007 for Jesse W. Lamonda, Jr. and C. Keith Lamonda, respectively. Accordingly, pursuant to Fed. R. Civ. P. 4(d)(4), the above-numbered and entitled suit is proceeding as Jesse W. Lamonda, Jr. had been served on December 15, 2006, and C. Keith Lamonda had been served on January 11, 2007. Both Defendants are obligated to move, answer or otherwise respond to the Complaint (the "<u>Response Date</u>") by February 5, 2007 pursuant to Fed. R. Civ. P. 4(d)(3).

2. The Defendants have evaluated, in the form of compromise discussions, the merits that would attach to any application seeking to stay this suit pending the outcome of litigation between the Defendants and the United States Department of Justice, United States Attorney's Office, Middle District of Florida, Orlando District Office (the "<u>U.S. Attorney's Office</u>") (the "Florida Litigation"). Defendants and Plaintiff have determined that an extension of time to respond to this suit, in light of the Florida Litigation, would be in the best interest of Plaintiff and Defendants, and would avoid potential waste of this Court's time and resources by eliminating the need to file an application to stay this Suit. Plaintiff has agreed to extend the Response Date in this suit by sixty (60) days.

3. In accordance with the foregoing agreement between Plaintiff and Defendants, the parties agree that the interests of justice will be served by extending the Response Date to and including April 6, 2007.

WHEREFORE, PREMISES CONSIDERED, Defendants request entry that the foregoing motion be granted and that Defendants' deadline to move, answer, or otherwise respond to Plaintiff's Original Complaint be extended to April 6, 2007.

DATED: February 1, 2007.

Respectfully submitted,

KESSLER COLLINS, P.C.

/s/ Lisa C. Tulk GARY S. KESSLER State Bar No. 11358200 BRAD D'AMICO State Bar No. 00783923 LISA C. TULK State Bar No. 24047004 2100 Ross Avenue, Suite 750 Dallas, Texas 75201 (214) 379-0722 (214) 373-4714 (facsimile) COUNSEL FOR C. KEITH LAMONDA

SECORE & WALLER, L.L.P.

/s/ Gene R. Besen GENE R. BESEN State Bar No. 24045491 12221 Merit Drive, Suite 1100 Three Forest Plaza Dallas, Texas 75251 (972) 776-0200 (972) 776-0240 (facsimile) COUNSEL FOR JESSE W. LAMONDA, JR.

CERTIFICATE OF CONFERENCE

I hereby certify that counsel for C. Keith Lamonda conferred with counsel for Plaintiff regarding the substance of the foregoing motion and that Plaintiff indicated it would not oppose Defendants' requested relief.

<u>/s/ Lisa C. Tulk</u> LISA C. TULK

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above instrument has this day been sent by electronic means upon its filing to all parties pursuant to the Federal Rules of Civil Procedure and Local Rule CV-5(a)(3)(A).

SIGNED on February 1, 2007.

<u>/s/ Lisa C. Tulk</u> LISA C. TULK